Am. Sub. H.B. 1
As Passed by the Senate
CC-4858-1

_______________________________ moved to amend as follows:

In line 314, after "321.261," insert "323.121,"

In line 332, after "1721.221," insert "1724.04,"

Between lines 19323 and 19324 insert:

"Sec. 323.121. (A)(1) Except as otherwise provided in division (A)(2) of this section, if one-half of the current taxes charged against an entry of real estate together with the full amount of any delinquent taxes are not paid on or before the thirty-first day of December in that year or on or before the last day for payment as extended pursuant to section 323.17 of the Revised Code, a penalty of ten per cent shall be charged against the unpaid balance of such half of the current taxes on the duplicate. If the total amount of all the taxes is not paid on or before the twentieth day of June, next thereafter, or on or before the last day for payment as extended pursuant to section 323.17 of the Revised Code, a like penalty shall be charged on the balance of the total amount of such unpaid current taxes.

(2) After a valid delinquent or omitted tax contract that includes unpaid current taxes from a first-half collection period described in section 323.12 of the Revised Code has been entered into under section 323.31 or 5713.20 of the Revised Code, no ten
per cent penalty shall be charged against such taxes after the second-half collection period while the delinquent or omitted tax contract remains in effect. On the day a delinquent or omitted tax contract becomes void, the ten per cent penalty shall be charged against such taxes and shall equal the amount of penalty that would have been charged against unpaid current taxes outstanding on the date on which the second-half penalty would have been charged thereon under division (A)(1) of this section if the contract had not been in effect.

(B)(1) On the first day of the month following the last day the second installment of taxes may be paid without penalty, interest shall be charged against and computed on all delinquent taxes other than the current taxes that became delinquent taxes at the close of the last day such second installment could be paid without penalty. The charge shall be for interest that accrued during the period that began on the preceding first day of December and ended on the last day of the month that included the last date such second installment could be paid without penalty. The interest shall be computed at the rate per annum prescribed by section 5703.47 of the Revised Code and shall be entered as a separate item on the tax list and duplicate compiled under section 319.28 or 5721.011 of the Revised Code, whichever list and duplicate are first compiled after the date on which the interest is computed and charged. However, for tracts and lots on the real property tax suspension list under section 319.48 of the Revised Code, the interest shall not be entered on the tax list and duplicate compiled under section 319.28 of the Revised Code, but shall be entered on the first tax list and duplicate compiled under section 5721.011 of the Revised Code after the date on which the interest is computed and charged.

(2) In a county on behalf of which a county land
reutilization corporation has been organized under Chapter 1724.
of the Revised Code, upon the written order of the county
treasurer, interest shall be charged against and computed on
delinquent taxes as provided in division (B)(2)(a) or (b) of this
section, as prescribed in the order:

(a) In the manner provided under divisions (B)(1) and (B)(3)
of this section, except that the interest shall be computed at the
rate of twelve per cent per annum; or

(b) On the first day of the first month following the month
in which interest otherwise would be charged in accordance with
division (B)(1) of this section as specified in the order, and
each subsequent month, interest shall be charged against and
computed on all delinquent taxes remaining delinquent on the last
day of the preceding month at a rate of one per cent per month.

The county treasurer shall file a copy of the order directing
the rate and manner of charging interest under this division with
the county treasurer and the tax commissioner. If interest is
charged under division (B)(2) of this section, interest shall not
be charged under division (B)(1) or (3) of this section.

(3) On the first day of December, the interest shall be
charged against and computed on all delinquent taxes. The charge
shall be for interest that accrued during the period that began on
the first day of the month following the last date prescribed for
the payment of the second installment of taxes in the current year
and ended on the immediately preceding last day of November. The
interest shall be computed at the rate per annum prescribed by
section 5703.47 of the Revised Code and shall be entered as a
separate item on the tax list and duplicate compiled under section
319.28 or 5721.011 of the Revised Code, whichever list and
duplicate are first compiled after the date on which the interest
is computed and charged. However, for tracts and lots on the real
property tax suspension list under section 319.48 of the Revised
Code, the interest shall not be entered on the tax list and
duplicate compiled under section 319.28 of the Revised Code, but
shall be entered on the first tax list and duplicate compiled
under section 5721.011 of the Revised Code after the date on which
the interest is computed and charged.

(4) After a valid delinquent tax contract has been entered
into for the payment of any delinquent taxes, no interest shall be
charged against such delinquent taxes while the delinquent tax
contract remains in effect in compliance with section 323.31 of
the Revised Code. If a valid delinquent tax contract becomes void,
interest shall be charged against the delinquent taxes for the
periods that interest was not permitted to be charged while the
delinquent tax contract was in effect. The interest shall be
charged on the day the delinquent tax contract becomes void and
shall equal the amount of interest that would have been charged
against the unpaid delinquent taxes outstanding on the dates on
which interest would have been charged thereon under divisions
(B)(1), (2), and (3) of this section had the delinquent tax
contract not been in effect.

(C) If the full amount of the taxes due at either of the
times prescribed by division (A) of this section is paid within
ten days after such time, the county treasurer shall waive the
collection of and the county auditor shall remit one-half of the
penalty provided for in that division for failure to make that
payment by the prescribed time.

(D) The county treasurer shall compile and deliver to the
county auditor a list of all tax payments the treasurer has
received as provided in division (C) of this section. The list
shall include any information required by the auditor for the
remission of the penalties waived by the treasurer. The taxes so
collected shall be included in the settlement next succeeding the
settlement then in process."

Between lines 27282 and 27283 insert:

"Sec. 1724.04. A county having a population of more than one
million two hundred thousand as of the most recent decennial
census that elects under section 5722.02 of the Revised Code to
adopt and implement the procedures set forth in sections 5722.02
to 5722.15 of the Revised Code may organize a county land
reutilization corporation under this chapter and Chapter 1702. of
the Revised Code for the purpose of exercising the powers granted
to a county under Chapter 5722. of the Revised Code. The county
treasurer of the county for the benefit of which the corporation
is being organized shall be the incorporator of the county land
reutilization corporation. The form of the articles of
incorporation of the corporation shall be approved by resolution
of the board of county commissioners of the county. A county land
reutilization corporation may not be organized under this chapter
after the day that is one year after the effective date of the
amendment of this section by S.B. 353 of the 127th General
Assembly.

When the articles of incorporation of any community
improvement corporation, or any amendment, amended articles,
merger, or consolidation which provides for the creation of such a
corporation, are deposited for filing and recording in the office
of the secretary of state, the secretary of state shall submit
them to the attorney general for examination. If such articles,
amendment, amended articles, merger, or consolidation, are found
by the attorney general to be in accordance with Chapter 1724. of
the Revised Code, and not inconsistent with the constitution and
laws of the United States and of this state, the attorney general
shall endorse thereon the attorney general's approval and deliver 145
them to the secretary of state, who shall file and record them 146
pursuant to section 1702.07 of the Revised Code."

In line 90816, after "321.261," insert "323.121,"
In line 90834, after "1721.211," insert "1724.04,"
In line 28 of the title, after "321.261," insert "323.121,"
In line 54 of the title, after "1721.211," insert "1724.04,"

The motion was __________ agreed to.

**SYNOPSIS**

**County Land Reutilization Corporations**

**R.C. 323.121 and 1724.04**

Authorizes the formation of a county land reutilization 154
corporation at any time, rather than on or before April 7th, 2010, 155
which is one year after the effective date of Sub. S.B. 353 of the 156
127th G.A. that created such corporations.

Authorizes the Treasurer in a county that has formed a County 158
Land Reutilization Corporation to charge interest on delinquent 159
taxes at a rate of 12% per year, or (as under current law) at a 160
rate of one per cent per month.