



OHIO LEGISLATIVE SERVICE COMMISSION

Synopsis of Senate Committee Amendments

Jeff Grim

Sub. H.B. 263

132nd General Assembly

As Reported by S. Health, Human Services & Medicaid

This table summarizes how the latest version of the bill, the As Reported by Senate Health, Human Services & Medicaid version, differs from the version that was passed by the House of Representatives. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same. This synopsis does not address amendments that may have been adopted on the Senate Floor.

The committee adopted, as a substitute bill to Sub. H.B. 263, the Senate-passed version of Sub. S.B. 182.

Topic	Sub. H.B. 263 (As Passed by the House)	Sub. H.B. 263 (As Reported by S. Health, Human Services & Medicaid)
Adoption of rules allowing dogs in outdoor dining area	Requires the Directors of Agriculture and Health to adopt rules governing dogs in an outdoor dining area of a retail food establishment or food service operation and establishes specific requirements for what must be included in the rules (<i>R.C. 3717.14(C)</i>).	Same, but establishes general rulemaking authority that does not establish specific requirements, except a requirement that the Directors prohibit dogs in an outdoor dining area during a public health emergency (<i>R.C. 3717.14(A)(2)</i>).

* This synopsis does not address amendments that may have been adopted on the Senate Floor.

Topic	Sub. H.B. 263 (As Passed by the House)	Sub. H.B. 263 (As Reported by S. Health, Human Services & Medicaid)
Sanitation standards	<p>Requires <i>by inference</i> an establishment or operation that allows a person to bring a dog in the establishment's or operation's outdoor dining area to comply with sanitation standards established in the Ohio Uniform Food Safety Code.</p> <p>Requires the rules to establish sanitation requirements and procedures for handling dog waste and interacting with dogs (R.C. 3717.14(C)(1) through (3) and (8)).</p>	<p>Instead, specifically requires an establishment or operation that allows a person to bring a dog in the establishment's or operation's outdoor dining area to comply with sanitation standards established in the Ohio Uniform Food Safety Code <i>other than those standards that prohibit dogs in an establishment's or operation's outdoor dining area (R.C. 3717.14(B)(3)(a)) and 3717.05(B)(1) and (3)).</i></p> <p>No specific provision.</p>
Posting of signs	<p>Requires the rules to mandate that an establishment or operation post a clearly visible sign informing patrons that dogs are allowed in the establishment's or operation's outdoor dining area (R.C. 3717.14(C)(4)).</p>	<p>No specific provision.</p>
Ingress and egress	<p>Requires the rules to mandate that an establishment or operation have an outdoor entrance to the establishment's or operation's outdoor dining area (R.C. 3717.14(C)(5)).</p>	<p>No specific provision.</p>
Notification	<p>Requires the rules to mandate that an establishment or operation notify the applicable local board of health at least 30 days before implementing a policy to allow dogs in the establishment's or operation's outdoor dining area (R.C. 3717.14(C)(6)).</p>	<p>No specific provision.</p>

Topic	Sub. H.B. 263 (As Passed by the House)	Sub. H.B. 263 (As Reported by S. Health, Human Services & Medicaid)
Control of a dog in an outdoor dining area	Requires the rules to mandate an establishment or operation to adopt a policy that requires patrons to keep their dog on a nonretractable leash and supervised by a responsible adult while the dog is in an outdoor dining area <i>(R.C. 3717.14(C)(7))</i> .	Similarly, does both of the following: (1) Requires an establishment or operation that allows a person to bring a dog in the establishment's or operation's outdoor dining area to adopt a policy that requires patrons to control their dog, whether with a leash or otherwise, while the dog is in the outdoor dining area; and (2) Requires the establishment or operation to enforce the policy <i>(R.C. 3717.14(B)(1))</i> .
Access to an outdoor dining area	Requires the rules to prohibit an establishment or operation from allowing dogs to enter the outdoor dining area through the establishment's or operation's indoor dining area <i>(R.C. 3717.14(C)(9))</i> .	Similarly, requires an establishment or operation that allows a person to bring a dog in the establishment's or operation's outdoor dining area to not allow the person to take the dog into the outdoor dining area through any of the establishment's or operation's indoor areas <i>(R.C. 3717.14(B)(2))</i> .
Prohibition - outdoor bar	Requires the rules to prohibit an establishment or operation from allowing patrons with dogs to sit at an outdoor bar <i>(R.C. 3717.14(C)(10))</i> .	No specific provision.
Prohibition - food preparation area	Requires the rules to prohibit an establishment or operation from allowing patrons with dogs to sit in, or within five feet of, a food preparation area <i>(R.C. 3717.14(C)(11))</i> .	No specific provision.
Liability of dog owner	States that a person who brings a dog to an establishment's or operation's outdoor dining area is liable for any damage the dog causes in the outdoor dining area <i>(R.C. 3717.14(D))</i> .	No provision.

Topic	Sub. H.B. 263 (As Passed by the House)	Sub. H.B. 263 (As Reported by S. Health, Human Services & Medicaid)
Enforcement	<p>Specifically prohibits an establishment or operation from violating any rule adopted by the Directors under the bill <i>(R.C. 3717.14(E)(1))</i>.</p> <p>Establishes specific procedures for local boards of health regarding violations of the above prohibition, including issuance of orders to suspend an establishment's or operation's authority to allow dogs in the establishment's or operation's outdoor dining area <i>(R.C. 3717.14(E)(2) through (6))</i>.</p>	<p>Applies existing enforcement procedures under the law governing retail food establishments and food service operations to violations of the bill <i>(R.C. Chapter 3717.)</i>.</p> <p>No provision.</p>
Dog vaccinations	No provision.	Prohibits a person from bringing a dog in an establishment's or operation's outdoor dining area if the dog is not properly vaccinated in accordance with all state and local laws <i>(R.C. 3717.14(C))</i> .