



OHIO LEGISLATIVE SERVICE COMMISSION

Sub. Bill Comparative Synopsis

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H.B. 263

132nd General Assembly

(H. Economic Development, Commerce, & Labor)

This table summarizes how the latest substitute version of the bill differs from the As Introduced version. 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.

Topic	Previous Version (As Introduced)	Sub. Version (L_132_1331-8)
Dogs in outdoor dining areas	Notwithstanding any other Ohio law, prohibits the Director of Agriculture, Director of Health, or a local board of health from adopting any rule or enforcing any order prohibiting an owner, keeper, or harbinger of a dog from taking the dog in an outdoor dining area of a retail food establishment (establishment) or food service operation (operation) (R.C. 3717.14(A)).	Substantively the same, but instead authorizes an establishment or operation to allow a person to bring a dog in an outdoor dining area of the establishment or operation in accordance with the bill (see below) (R.C. 3717.14(B)).
Refusal of entry	Allows an establishment or operation to refuse to allow a dog in an outdoor dining area of the establishment or operation unless the dog is a service dog (R.C. 3717.14(A)).	With regard to a dog that is a service animal, prohibits an establishment or operation from refusing to allow the dog in the outdoor dining area unless the refusal is authorized under federal and state laws governing service animals (R.C. 3717.14(B)).

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Rules governing dogs in an outdoor dining area	No provision.	Requires the Directors of Agriculture and Health to adopt rules governing dogs in an outdoor dining area of an establishment or operation <i>(R.C. 3717.14(C))</i> .
Rules: Touching dog	No provision.	Requires the rules to prohibit an employee, while working at an establishment or operation, from intentionally touching a dog <i>(R.C. 3717.14(C)(1))</i> .
Rules: Serving a dog food or water	No provision.	Requires an employee who is serving a dog food or water to serve the dog's food on disposable single-use dining ware and the dog's water in a single-use container <i>(R.C. 3717.14(C)(2))</i> .
Rules: Washing of hands	No provision.	Requires an employee to wash the employee's hands immediately if an employee does either of the following: (1) Inadvertently makes contact with a dog; or (2) Cleans up an area where dog waste was present <i>(R.C. 3717.14(C)(3))</i> .
Rules: Signage	No provision.	Requires an establishment or operation to post a clearly visible sign informing patrons that dogs are allowed in the outdoor dining area of the establishment or operation <i>(R.C. 3717.14(C)(4))</i> .

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Rules: Outdoor entrance	No provision.	Requires an establishment or operation to have an outdoor entrance to the establishment's or operation's outdoor dining area (<i>R.C. 3717.14(C)(5)</i>).
Rules: Notification of local board of health	No provision.	Requires an establishment or operation to notify the applicable local board of health at least 30 days before implementing a policy to allow dogs in an outdoor dining area (<i>R.C. 3717.14(C)(6)</i>).
Rules: Dog on a leash	No provision.	Requires 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>).
Rules: Disposal of dog waste and other biological material	No provision.	<p>Requires an establishment or operation to do all of the following:</p> <p>(1) Dispose of dog waste, excessive dog hair, or any other biological material from a dog promptly, properly, and in a sanitary manner;</p> <p>(2) Keep a sanitary waste disposal kit in the outdoor dining area that contains nitrile gloves, liquid absorbent, a scoop, and a scraper to be used to remove dog waste;</p> <p>(3) Keep a sanitary waste clean-up kit in the outdoor dining area that contains disinfectant, a mop, disposable bags, and any other tool to complete the clean-up and disinfection of an area where dog waste was removed. The establishment or operation must ensure that the sanitary waste clean-up kit is used solely for</p>

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		<p>cleaning an area where dog waste is or was present.</p> <p>(4) Keep stanchions or cones on the premises of the establishment or operation to be used to isolate an area where dog waste has been cleaned as the disinfectant dries. (R.C. 3717.14(C)(8)).</p>
Rules: Entrance into a retail food establishment or food service operation	No provision.	Prohibits an establishment or operation from allowing dogs to enter an outdoor dining area through the establishment's or operation's indoor dining area (R.C. 3717.14(C)(9)).
Rules: Seating at outdoor bar	No provision.	Prohibits an establishment or operation from allowing patrons with dogs to sit at an outdoor bar (R.C. 3717.14(C)(10)).
Rules: Outdoor food preparation area	No provision.	Prohibits an establishment or operation from allowing a dog in, or within five feet of, a food preparation area (R.C. 3717.14(C)(11)).
Liability of dog owner	No provision.	States that a person who brings a dog to an outdoor dining area of an establishment or operation is liable for any damage the dog causes in the outdoor dining area of the establishment or operation (R.C. 3717.14(D)).
Prohibition against violating rules	<p>No provision.</p> <p>No provision.</p>	<p>Prohibits an establishment or operation from violating any rule adopted under the bill (R.C. 3717.14(E)(1)).</p> <p>Establishes requirements and procedures governing the suspension of an establishment's or operation's authority to allow dogs in the establishment's or operation's outdoor dining</p>

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	No provision.	<p>area by a local board of health if the establishment or operation violates any rule adopted under the bill (<i>R.C. 3717.14(E)(2) through (5)</i>).</p> <p>If a board suspends an establishment's or operation's authority to allow dogs in the establishment's or operation's outdoor dining area, requires it to do so for the following time periods:</p> <p>(a) For a first violation with any one year period, 30 days;</p> <p>(b) For a second violation within any one year period, six months;</p> <p>(c) For a third or subsequent violation within any one year period, 12 months (<i>R.C. 3717.14(E)(6)</i>).</p>

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