

**As Reported by the Senate Veterans and Public Safety Committee**

**135th General Assembly**

**Regular Session**

**2023-2024**

**Am. S. B. No. 226**

**Senator Johnson**

**Cosponsors: Senators Cirino, Lang, Schaffer**



**A BILL**

To amend sections 319.202, 5301.256, and 5323.02 of  
the Revised Code to extend the law that  
prohibits certain governments, businesses, and  
individuals from acquiring agricultural land to  
certain other property and to name this act the  
Ohio Property Protection Act.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 319.202, 5301.256, and 5323.02 of  
the Revised Code be amended to read as follows:

**Sec. 319.202.** Before the county auditor indorses any real  
property conveyance or manufactured or mobile home conveyance  
presented to the auditor pursuant to section 319.20 of the  
Revised Code or registers any manufactured or mobile home  
conveyance pursuant to section 4503.061 of the Revised Code, the  
grantee or the grantee's representative shall submit, either  
electronically or three written copies of, a statement, in the  
form prescribed by the tax commissioner, and other information  
as the county auditor may require, declaring the value of real  
property or manufactured or mobile home conveyed, except that

when the transfer is exempt under division (G) (3) of section 19  
319.54 of the Revised Code only a statement of the reason for 20  
the exemption and, if the statement involves the transfer of 21  
protected property, the affirmations required by division (C) of 22  
this section shall be required. Each statement submitted under 23  
this section shall contain the information required under 24  
divisions (A) and (B) of this section and, if the statement 25  
involves the transfer of protected property, the affirmations 26  
required by division (C) of this section. 27

(A) Each statement submitted under this section shall 28  
either: 29

(1) Contain an affirmation by the grantee that the grantor 30  
has been asked by the grantee or the grantee's representative 31  
whether to the best of the grantor's knowledge either the 32  
preceding or the current year's taxes on the real property or 33  
the current or following year's taxes on the manufactured or 34  
mobile home conveyed will be reduced under division (A) of 35  
section 323.152 or under section 4503.065 of the Revised Code 36  
and that the grantor indicated that to the best of the grantor's 37  
knowledge the taxes will not be so reduced; or 38

(2) Be accompanied by a sworn or affirmed instrument 39  
stating: 40

(a) To the best of the grantor's knowledge the real 41  
property or the manufactured or mobile home that is the subject 42  
of the conveyance is eligible for and will receive a reduction 43  
in taxes for or payable in the current year under division (A) 44  
of section 323.152 or under section 4503.065 of the Revised Code 45  
and that the reduction or reductions will be reflected in the 46  
grantee's taxes; 47

(b) The estimated amount of such reductions that will be reflected in the grantee's taxes;	48 49
(c) That the grantor and the grantee have considered and accounted for the total estimated amount of such reductions to the satisfaction of both the grantee and the grantor. The auditor shall indorse the instrument, return it to the grantee or the grantee's representative, and provide a copy of the indorsed instrument to the grantor or the grantor's representative.	50 51 52 53 54 55 56
(B) Each statement submitted under this section shall either:	57 58
(1) Contain an affirmation by the grantee that the grantor has been asked by the grantee or the grantee's representative whether to the best of the grantor's knowledge the real property conveyed qualified for the current agricultural use valuation under section 5713.30 of the Revised Code either for the preceding or the current year and that the grantor indicated that to the best of the grantor's knowledge the property conveyed was not so qualified; or	59 60 61 62 63 64 65 66
(2) Be accompanied by a sworn or affirmed instrument stating:	67 68
(a) To the best of the grantor's knowledge the real property conveyed was qualified for the current agricultural use valuation under section 5713.30 of the Revised Code either for the preceding or the current year;	69 70 71 72
(b) To the extent that the property will not continue to qualify for the current agricultural use valuation either for the current or the succeeding year, that the property will be subject to a recoupment charge equal to the tax savings in	73 74 75 76

accordance with section 5713.34 of the Revised Code; 77

(c) That the grantor and the grantee have considered and 78  
accounted for the total estimated amount of such recoupment, if 79  
any, to the satisfaction of both the grantee and the grantor. 80  
The auditor shall indorse the instrument, forward it to the 81  
grantee or the grantee's representative, and provide a copy of 82  
the indorsed instrument to the grantor or the grantor's 83  
representative. 84

(C) Each statement submitted under this section involving 85  
the transfer of protected property shall contain both of the 86  
following: 87

(1) An affirmation by the grantee as to whether the 88  
grantee is prohibited from purchasing or otherwise acquiring 89  
protected property in this state under section 5301.256 of the 90  
Revised Code; 91

(2) An affirmation by the grantor as to whether the 92  
grantor is prohibited from purchasing or otherwise acquiring 93  
protected property in this state under section 5301.256 of the 94  
Revised Code and, if so, whether the protected property that is 95  
the subject of the transfer was acquired before the effective 96  
date of this amendment. 97

(D) (1) The grantor shall pay the ~~fee~~ following: 98

(a) The fee required by division (G) (3) of section 319.54 99  
of the Revised Code; ~~and, in~~ 100

(b) In the event the board of county commissioners of the 101  
county has levied a real property or a manufactured home 102  
transfer tax pursuant to Chapter 322. of the Revised Code, the 103  
amount required by the real property or manufactured home 104  
transfer tax so levied. ~~If~~ 105

(2) ~~If the conveyance is exempt from the fee provided for in division (G) (3) of section 319.54 of the Revised Code and the tax, if any, levied pursuant to Chapter 322. of the Revised Code, the reason for such exemption shall be shown on the statement. "Value" means, in the case of any deed or certificate of title not a gift in whole or part, the amount of the full consideration therefor, paid or to be paid for the real estate or manufactured or mobile home described in the deed or title, including the amount of any mortgage or vendor's lien thereon. If property sold under a land installment contract is conveyed by the seller under such contract to a third party and the contract has been of record at least twelve months prior to the date of conveyance, "value" means the unpaid balance owed to the seller under the contract at the time of the conveyance, but the statement shall set forth the amount paid under such contract prior to the date of conveyance. In the case of a gift in whole or part, "value" means the estimated price the real estate or manufactured or mobile home described in the deed or certificate of title would bring in the open market and under the then-existing and prevailing market conditions in a sale between a willing seller and a willing buyer, both conversant with the property and with prevailing general price levels.~~

(3) No person shall willfully falsify the value of property conveyed.

~~(D)~~ (E) The auditor shall indorse each conveyance on its face to indicate the amount of the conveyance fee and compliance with this section and if the property is residential rental property include a statement that the grantee shall file with the county auditor the information required under division (A) or (C) of section 5323.02 of the Revised Code. The auditor shall retain the original copy of the statement of value, forward to

the tax commissioner one copy on which shall be noted the most recent assessed value of the property, and furnish one copy to the grantee or the grantee's representative.

~~(E)~~ (F) (1) The auditor shall not indorse a conveyance of protected property if the statement submitted under this section does not include both of the affirmations required by division (C) of this section.

(2) The auditor shall refer information about a conveyance of protected property to the county sheriff for investigation and enforcement under division (G) of section 5301.256 of the Revised Code if either of the following apply:

(a) The grantee affirms, or the auditor has reason to believe, that the grantee is prohibited from purchasing or otherwise acquiring protected property in this state under section 5301.256 of the Revised Code.

(b) The grantor affirms, or the auditor has reason to believe, that the grantor has acquired protected property in violation of section 5301.256 of the Revised Code.

(G) The auditor shall not refuse to indorse a conveyance for either of the reasons specified in division (F) (2) of this section.

(H) In order to achieve uniform administration and collection of the transfer fee required by division (G) (3) of section 319.54 of the Revised Code, the tax commissioner shall adopt ~~and promulgate~~ rules for the administration and enforcement of the levy and collection of such fee.

~~(F)~~ (I) As used in this section, "residential":

(1) "Agricultural land" and "protected property" have the

same meanings as in section 5301.256 of the Revised Code. 165

(2) "Residential rental property" has the same meaning as 166  
in section 5323.01 of the Revised Code. 167

(3) (a) "Value" means, in the case of any deed or 168  
certificate of title not a gift in whole or part, the amount of 169  
the full consideration therefor, paid or to be paid for the real 170  
estate or manufactured or mobile home described in the deed or 171  
title, including the amount of any mortgage or vendor's lien 172  
thereon. 173

(b) If property sold under a land installment contract is 174  
conveyed by the seller under such contract to a third party and 175  
the contract has been of record at least twelve months prior to 176  
the date of conveyance, "value" means the unpaid balance owed to 177  
the seller under the contract at the time of the conveyance, but 178  
the statement shall set forth the amount paid under such 179  
contract prior to the date of conveyance. 180

(c) In the case of a gift in whole or part, "value" means 181  
the estimated price the real estate or manufactured or mobile 182  
home described in the deed or certificate of title would bring 183  
in the open market and under the then existing and prevailing 184  
market conditions in a sale between a willing seller and a 185  
willing buyer, both conversant with the property and with 186  
prevailing general price levels. 187

**Sec. 5301.256.** (A) As used in this section: 188

(1) "Agriculture" has the same meaning as in section 1.61 189  
of the Revised Code. 190

(2) "Agricultural land" means land suitable for use in 191  
agriculture and includes water on and upon and air space over 192  
and above the land and natural products and deposits that are 193

unsevered from the land.	194
(3) "Person" includes <del>all of the following:</del>	195
<del>(a) Individuals;</del>	196
<del>(b) Firms</del> <u>individuals, businesses, countries, criminal enterprises, gangs, cartels, organizations, and governments.</u>	197 198
(4) <u>"Business" includes firms, companies, business trusts, estates, trusts, sole proprietorships, partnerships, general partnerships, limited liability companies, associations, corporations, and any other legal, business, or commercial entities;</u>	199 200 201 202 203
<del>(c) Governments.</del>	204
(5) <u>"Government" means a government other than the government of the United States, its states, subdivisions, territories, or possessions;</u>	205 206 207
<del>(d) Legal or commercial entities, organizations, joint ventures, and nonprofits.</del>	208 209
(6) <u>"Real property" means land and improvements to land and includes water on and upon and air space over and above the land and natural products and deposits that are unsevered from the land.</u>	210 211 212 213
(7) <u>"Protected property" means real property in this state that is any of the following:</u>	214 215
<u>(a) Agricultural land;</u>	216
<u>(b) Located within a twenty-five mile radius of any installation under the jurisdiction of the armed forces, as defined in section 5903.01 of the Revised Code, such as a military base, a camp, or an airport;</u>	217 218 219 220



(c) Located within a twenty-five mile radius of a critical 221  
infrastructure facility, as defined in section 2911.21 of the 222  
Revised Code. 223

(8) "Control" means the authority, by contract or by law, 224  
to direct the affairs and day-to-day operations of a business 225  
without the consent of any other person. 226

(9) "Own" means possession of more than fifty per cent of 227  
the stock, equity, or other ownership interest of a business. 228

(10) "Foreign adversary" means a country listed on the 229  
registry published by the secretary of state under division (H) 230  
of this section. 231

~~(B)(1)~~ (B) On or after the effective date of this section, 232  
~~no person listed in the registry published by the secretary of~~ 233  
~~state under division (G) of this section, and no agent, trustee,~~ 234  
~~or fiduciary of such a person~~ amendment, none of the following 235  
persons shall, directly or indirectly, purchase or otherwise 236  
acquire agricultural land in this state protected property: 237

(1) A person listed on the registry published by the 238  
secretary of state under division (H) of this section; 239

(2) A government of a foreign adversary; 240

(3) An individual who is a citizen of a foreign adversary, 241  
regardless of whether that same individual is also a citizen or 242  
national of one or more other countries, other than the United 243  
States, that are not foreign adversaries; 244

(4) A business that is headquartered in a foreign 245  
adversary; 246

(5) A business that is directly or indirectly owned or 247  
controlled by one or more persons described in divisions (B)(1) 248

to (4) of this section, or an agent, fiduciary, or trustee of 249  
such persons; 250

(6) Except as otherwise provided in division (D)(3) of 251  
this section, an agent, fiduciary, or trustee of a person 252  
described in divisions (B)(1) to (5) of this section. 253

~~(2)(C) A person, agent, trustee or fiduciary~~ subject to 254  
division ~~(B)(1)(B)~~ of this section that directly or indirectly 255  
owns or holds ~~agricultural land in this state as described in~~ 256  
~~division (B)(1) of this section~~ protected property before the 257  
effective date of this ~~section amendment,~~ may continue to own or 258  
hold the ~~agricultural land~~ protected property, but shall not 259  
purchase or otherwise acquire, directly or indirectly, 260  
additional ~~agricultural land in this state that is subject to~~ 261  
~~the restriction in division (B)(1) of this section~~ protected 262  
property, unless an exception described in division ~~(C)(D)~~ of 263  
this section applies. 264

~~(C)(D) The restriction on acquiring agricultural land~~ 265  
restrictions set forth in division ~~(B)(1)(B)~~ of this section 266  
~~does do not~~ apply to any of the following: 267

(1) ~~Agricultural land~~ Protected property acquired by 268  
devise or descent. ~~However~~ Except as otherwise provided in 269  
division (C) of this section, a person ~~listed in the registry~~ 270  
~~published by the secretary of state under division (G)~~ subject 271  
to division (B) of this section, ~~or an agent, trustee, or~~ 272  
~~fiduciary thereof,~~ that directly or indirectly acquires ~~the~~ 273  
~~agricultural land~~ protected property, or ~~an a~~ a direct or indirect 274  
interest in ~~agricultural land,~~ protected property by devise or 275  
descent ~~on or after the effective date of this section~~ shall 276  
divest itself of all right, title, and interest in the 277  
~~agricultural land~~ protected property, whether direct or 278

indirect, within two years ~~from~~ after the date of acquisition. 279

(2) ~~Agricultural land~~ Protected property that is acquired, 280  
directly or indirectly, by a process of law in the collection of 281  
debts, by a deed in lieu of foreclosure, pursuant to a 282  
forfeiture of a contract for deed, or by any procedure for the 283  
enforcement of a lien or claim on the ~~agricultural land~~ protected 284  
property, whether created by mortgage or otherwise. ~~Agricultural~~ 285  
~~land~~ Except as otherwise provided in division (C) of this 286  
section, protected property so acquired shall be sold or 287  
otherwise disposed of within two years after title is 288  
transferred. ~~Agricultural~~ If the protected property is 289  
agricultural land, pending the sale or disposition, the land 290  
shall not be used for any purpose other than agriculture, and 291  
the land shall not be used for agriculture under lease to an 292  
individual, trust, corporation, partnership, or other business 293  
entity subject to the restrictions under division ~~(B)(1)~~ (B) of 294  
this section. 295

~~(D)~~ (3) Protected property directly or indirectly acquired 296  
by agent, fiduciary, or trustee of a person described in 297  
divisions (B)(1) to (5) of this section acting in the agent's, 298  
fiduciary's, or trustee's personal capacity, if both of the 299  
following apply: 300

(a) The agent, fiduciary, or trustee is not a person 301  
described in divisions (B)(1) to (5) of this section; 302

(b) The agent, fiduciary, or trustee is not purchasing or 303  
otherwise acquiring the property to circumvent the restrictions 304  
prescribed by this section. 305

(4) Protected property directly or indirectly acquired by 306  
an individual who is a United States citizen or national, 307

unless that individual is purchasing or otherwise acquiring the 308  
property as an agent, fiduciary, or trustee of a person 309  
described in divisions (B) (1) to (5) of this section. 310

~~(E) A person listed in the registry published by the~~ 311  
~~secretary of state under subject to division (G) (B) of this~~ 312  
~~section, or an agent, trustee, or fiduciary of such a person,~~ 313  
shall not directly or indirectly transfer title to or an 314  
interest in agricultural land protected property to another 315  
person listed in that registry, or an agent, trustee, or 316  
~~fiduciary thereof~~ subject to that division, except by devise or 317  
~~descent~~ unless an exception described in division (D) of this 318  
section applies. 319

~~(E) A~~ ~~(F)~~ Except as otherwise provided in divisions (C) 320  
and (D) of this section, a person or an agent, trustee, or 321  
fiduciary that directly or indirectly purchases or otherwise 322  
acquires ~~agricultural land in this state described in division~~ 323  
~~(B) (1) of this section, other than by devise or descent, after~~ 324  
~~the effective date of this section~~ protected property, and that 325  
~~is~~ subsequently added to the registry published by the secretary 326  
~~of state under~~ becomes subject to division (G) (B) of this 327  
section, shall divest itself of all right, title, and interest, 328  
whether direct or indirect, in the agricultural land protected 329  
property within two years from after the date the person is 330  
added to the registry, agent, trustee, or fiduciary becomes 331  
subject to division (B) of this section. 332

~~(F) (1) (G) (1)~~ If the secretary of state a county auditor 333  
finds or has reason to believe that a person listed on the 334  
registry published under division (G) of this section, or an 335  
agent, trustee, or fiduciary ~~thereof,~~ subject to division (B) of 336  
this section has acquired, or holds title to, or interest in, 337

~~agricultural land-protected property~~ in this state in violation 338  
of this section, the ~~secretary of state-auditor~~ shall ~~report the-~~ 339  
~~violation to the attorney general~~notify the county sheriff of 340  
each county in which the protected property is located. The 341  
county sheriff shall investigate the allegation, and may, in 342  
conducting the investigation, issue subpoenas to compel 343  
witnesses to appear to provide testimony or produce records. If 344  
the protected property is located in more than one county, the 345  
county sheriffs of those counties may investigate the allegation 346  
collaboratively. 347

(2) Upon ~~receipt of the report from the secretary of-~~ 348  
~~state, the attorney general~~ concluding the investigation, if the 349  
county sheriff determines that a violation has occurred, the 350  
county sheriff shall refer the violation to the county 351  
prosecutor. Upon receiving such a referral, the county 352  
prosecutor shall initiate-commence an action in the court of 353  
common pleas of ~~any-the county in which the agricultural land is-~~ 354  
~~located seeking relief in accordance with this section. If the~~ 355  
~~agricultural land-protected property~~ is located in more than one 356  
county, ~~or adjoining tracts of agricultural land are located in-~~ 357  
~~more than one county, rather than commencing a separate action~~ 358  
in each such county, the county prosecutors may commence one 359  
consolidated action the county in which the majority of the 360  
~~agricultural land-territory of the protected property~~ is located 361  
~~shall have~~. In a consolidated action, the court of common pleas 362  
of the county in which the majority of the territory of the 363  
protected property is located has territorial jurisdiction over 364  
~~agricultural land-all protected property~~ that is the subject of 365  
the action. ~~The attorney general may initiate an action in the-~~ 366  
~~court of common pleas of more than one county, if necessary, in-~~ 367  
~~which case, the court of common pleas in that county shall have-~~ 368

~~jurisdiction over the action in matters as it relates to the~~ 369  
~~portion of the agricultural land that is located in that county.~~ 370

(3) ~~The attorney general~~ Once the action is commenced, the 371  
county prosecutor shall file a notice of the pendency of the 372  
action with the county recorder of each county in which ~~any of~~ 373  
~~the agricultural land~~ protected property subject to the action 374  
is located. 375

(4) If the court finds that the ~~agricultural land~~ 376  
protected property in question has been acquired or held in 377  
violation of this section, it shall do all of the following: 378

(a) Enter an order so declaring; 379

(b) File a copy of the order with the county recorder of 380  
each county in which ~~any portion of the agricultural land~~ 381  
protected property is located; 382

(c) ~~Declare the agricultural land escheated to the state;~~ 383

~~(d) Order that the escheated agricultural land~~ protected 384  
property be sold pursuant to Chapter 2329. of the Revised Code 385  
in the same manner as a foreclosure on a mortgage, except that 386  
there shall be no opportunity for redemption under section 387  
2329.33 of the Revised Code. 388

(5) Upon receiving an order under division ~~(F) (4)~~ (G) (4) 389  
of this section, the clerk of the court shall notify the 390  
governor that the ~~title to the agricultural land~~ protected 391  
property is ~~vested in the state to be sold~~ by decree of the 392  
court. After the sale, the proceeds ~~of the sale~~ shall be paid as 393  
follows: 394

(a) ~~The proceeds shall first be used~~ First, to pay court 395  
costs related to the action or actions ~~initiated pursuant to~~ 396

~~division (F) (2) of this section;~~ 397

~~(b) The remaining proceeds, if any, shall be paid Second,~~ 398  
~~to bona fide lien holders, in their order of priority, except~~ 399  
~~for liens that under the terms of the sale are to remain on the~~ 400  
~~property;~~ 401

~~(c) Third, to the person whose agricultural land~~ 402  
~~escheated, but only in an amount not exceeding the actual cost~~ 403  
~~paid by the person for that agricultural land;~~ 404

~~(e) The proceeds remaining after payments have been made~~ 405  
~~pursuant to divisions (F) (5) (a) and (b) of this section shall be~~ 406  
~~paid to the general fund of each county in which the~~ 407  
~~agricultural land protected property is located, proportionally,~~ 408  
based on the percentage of the territory located in each county. 409

~~(G)~~ (H) The secretary of state shall compile and 410  
~~periodically update~~ at least one time every six months a 411  
registry of foreign adversaries and other persons that, based on 412  
the best information available to the secretary of state, 413  
constitute a threat to the agricultural production, critical 414  
infrastructure, security, or military defense of this state, or 415  
the United States, ~~if permitted to acquire agricultural land~~ 416  
~~described in division (B) (1) of this section.~~ The registry shall 417  
be published on the secretary of state's web site. The secretary 418  
of state shall consult all of the following in compiling the 419  
registry: 420

(1) The list of persons determined to be foreign 421  
adversaries by the secretary of commerce of the United States 422  
under 15 C.F.R. 7.4; 423

(2) The terrorist exclusion list compiled by the secretary 424  
of state of the United States in consultation with the attorney 425

general of the United States under 8 U.S.C. 1182; 426

(3) The list of countries determined by the secretary of 427  
state of the United States that have repeatedly provided support 428  
for acts of international terrorism under 50 U.S.C. 4813(c) and 429  
22 U.S.C. 2780(d); 430

(4) The list of individual and entities designated by, or 431  
in accordance with Executive Order 13224, issued by the 432  
president of the United States on September 23, ~~2021~~2001, or 433  
Executive Order 13268, issued by the president of the United 434  
States on July 2, 2002. 435

~~(H)~~ (I) (1) No person is required to determine or inquire 436  
whether another person is or may be subject to division (B) of 437  
this section unless the person is either: 438

(a) Subject to division (B) of this section; 439

(b) A county auditor, county sheriff, county prosecutor, 440  
or trier of fact of a court of common pleas acting in the 441  
person's official capacity as provided in this section or 442  
section 319.302 of the Revised Code; 443

(2) A person that is not subject to division (B) of this 444  
section bears no liability under this section. 445

(3) No title to an interest in real property is invalid or 446  
subject to divestment by reason of a violation of this section 447  
by any former owner or other person holding or owning a former 448  
interest in such real property. 449

(J) The purpose of establishing the restrictions as set 450  
forth in this section is to recognize that the state has a 451  
substantial and compelling interest in protecting its 452  
agricultural production, critical infrastructure, security, and 453



<u>military defense.</u>	454
<b>Sec. 5323.02.</b> (A) An owner of residential rental property	455
shall file with the county auditor of the county in which the	456
property is located the following information:	457
(1) The name, address, and telephone number of the owner;	458
(2) If the residential rental property is owned by a	459
trust, business trust, estate, partnership, limited partnership,	460
limited liability company, association, corporation, or any	461
other business entity, the name, address, and telephone number	462
of the following:	463
(a) A trustee, in the case of a trust or business trust;	464
(b) The executor or administrator, in the case of an	465
estate;	466
(c) A general partner, in the case of a partnership or a	467
limited partnership;	468
(d) A member, manager, or officer, in the case of a	469
limited liability company;	470
(e) An associate, in the case of an association;	471
(f) An officer, in the case of a corporation;	472
(g) A member, manager, or officer, in the case of any	473
other business entity.	474
(3) The street address and permanent parcel number of the	475
residential rental property.	476
(B) The information required under division (A) of this	477
section shall be filed and maintained on the tax list or the	478
real property record.	479

(C) An owner of residential rental property shall update 480  
the information required under division (A) of this section 481  
within sixty days after any change in the information occurs. 482

(D) The county auditor shall provide an owner of 483  
residential rental property located in a county that has a 484  
population of more than two hundred thousand according to the 485  
most recent decennial census with notice pursuant to division 486  
(B) of section 323.131 of the Revised Code of the requirement to 487  
file the information required under division (A) of this section 488  
and the requirement to update that information under division 489  
(C) of this section. 490

(E) The owner of residential real property shall comply 491  
with the requirements under divisions (A) and (C) of this 492  
section within sixty days after receiving the notice provided 493  
under division (D) of this section, division ~~(D)~~(E) of section 494  
319.202, or division (B) of section 323.131 of the Revised Code. 495

**Section 2.** That existing sections 319.202, 5301.256, and 496  
5323.02 of the Revised Code are hereby repealed. 497

**Section 3.** This act shall be known as the Ohio Property 498  
Protection Act. 499