Am. Sub. H.B. 166
As Passed by the Senate
TAXCD81

___________________________ moved to amend as follows:

1 In line 47703, after "(E)" insert "(1)"

2 In line 47705, after "insurer," insert "or"

3 In line 47706, delete ", or law enforcement"

4 After line 47708, insert:

"(2) Upon receipt of a valid warrant, the program shall provide the records required by division (D) of this section to law enforcement."

5 In line 47793, after "(B)" delete the balance of the line

6 Delete lines 47794 through 47801

7 In line 47802, delete "(C)"

8 After line 97605, insert:

"Section 812. The amendment by this act of section 4549.65 and the enactment of sections 4516.01, 4516.02, 4516.03, 4516.04, 4516.05, 4516.06, 4516.07, 4516.08, 4516.09, 4516.10, 4516.11, 4516.12, and 4516.13 of the Revised Code takes effect on the one hundred eighty-first day after this act is filed with the Secretary of State."

The motion was ________ agreed to.
SYNOPSIS

Peer-to-peer car sharing: Registration, data sharing, Attorney General oversight, and effective date

R.C. 4516.01, 4516.02, 4516.03, 4516.04, 4516.05, 4516.06, 4516.07, 4516.08, 4516.09, 4516.10, 4516.11, 4516.12, 4516.13, and 4549.65; Section 812.____

Data sharing

Eliminates the Senate provision that requires the records collected by a peer-to-peer car sharing program pertaining to a shared vehicle to be provided on request to law enforcement in all circumstances.

Instead requires the program to cooperate with a shared vehicle owner, shared vehicle driver, or any insurer when any reasonable request for the records is made for facilitating the investigation of a claim or accident, and requires the program to provide the records to law enforcement upon receipt of a warrant. (The amendment does not prohibit the program from providing records to law enforcement without a warrant.)

Attorney General oversight

Removes a Senate-added provision that does both of the following:

1. Specifies that any violation of the bill's requirements governing peer-to-peer car sharing is an unfair and deceptive act in violation of the Consumer Sales Practices Act (CSPA);

2. Grants the Attorney General (AG) clear and primary enforcement authority over such a violation.

(The amendment retains a provision specifying that peer-to-peer car sharing and a peer-to-peer car sharing agreement are consumer transactions for purposes of the CSPA. Thus, whether a violation of the peer-to-peer car sharing provisions is a violation of the CSPA, and enforceable by the AG, would depend on the circumstances of the violation.)

Effective date

Makes the peer-to-peer car sharing provisions effective an additional 90 days after the bill's effective date.