

Am. Sub. H.B. 62
As Passed by the Senate
TAXCD5

_____ moved to amend as follows:

- In line 3720, delete "(F)" and insert "(D)" 1
- In line 3727, delete "(F)" and insert "(D)" 2
- In line 8437, reinsert "~~The~~"; delete the balance of the line 3
- In line 8438, strike through "total rate of"; delete 4
"thirty-four"; strike through "cents" 5
- In line 8439, strike through "per gallon"; delete "." 6
Twenty-eight thirty-fourths of" 7
- In line 8440, delete "the revenue from the tax" and insert 8
"rates prescribed by division (E) of this section. The revenue 9
derived from twenty-eight cents per gallon of such tax rates" 10
- In line 8583, delete "Six thirty-fourths of the revenue from 11
the tax" and insert "The revenue derived from any portion of the 12
tax rates that exceeds twenty-eight cents per gallon of motor 13
fuel" 14
- In line 8647, delete "(D)"; strike through "The tax 15
commissioner may adopt rules as necessary to" 16
- In line 8648, strike through "administer this section." 17
- In line 8649, delete "(E)" and insert "(D)" 18

After line 8652, insert: 19

"(E) Except as otherwise provided by division (F) of this section, the rates of tax imposed by this section on each gallon of motor fuel on and after July 1, 2019, shall be as follows: 20

(1) Thirty-nine cents on each gallon of gasoline; 21

(2) Forty-eight cents on each gallon of motor fuel other than gasoline." 22

In line 8655, delete "Seven" and insert "Nine" 23

In line 8657, delete "Fourteen" and insert "Eighteen" 24

In line 8659, delete "Twenty-one" and insert "Twenty-seven" 25

In line 8661, delete "Twenty-eight" and insert "Thirty-six" 26

In line 8663, delete "Thirty-four" and insert "Forty-eight" 27

After line 8663, insert: "(G) The tax commissioner may adopt rules as necessary to administer this section." 28

In line 9385, delete "\$668,734,023 \$661,604,799" and insert "\$951,734,023 \$944,604,799" 29

In line 9398, delete "\$3,050,987,698 \$3,040,952,391" and insert "\$3,333,987,698 \$3,323,952,391" 30

In line 9409, delete "\$3,241,636,054 \$3,230,549,456" and insert "\$3,524,636,054 \$3,513,549,456" 31

Delete line 10531 and insert "On" 32

Delete lines 10540 through 10545 33

In line 10581, after "5735.051," insert "and"; delete ", and 5736.01" 34

The motion was _____ agreed to.

SYNOPSIS

Motor fuel tax rates: Add 11¢ gasoline, 20¢ diesel and minor	43
fuels	44
R.C. 5735.05 and 4503.10(C)	45
Increases the per-gallon motor fuel tax rate from the current	46
28¢ to 39¢ for gasoline and to 48¢ for diesel and minor fuels	47
beginning July 1, 2019. The rate on CNG would equal the diesel	48
rate after a five-year phase-in.	49
The Executive bill proposed an 18¢ increase on all fuels	50
beginning July 1, 2019; the House bill a 10.7¢ increase for	51
gasoline (with two-year phase-in) and a 20¢ increase for	52
diesel/minor fuels (with three-year phase-in) beginning October 1,	53
2019; and the Senate bill a 6¢ increase on all fuels beginning	54
July 1, 2019.	55
MFT revenue distribution: 2% preemptive HOF take	56
Section 757.10	57
Removes a provision added by the House, and retained by the	58
Senate, that would have reduced the amount of motor fuel tax	59
revenue credited to the Highway Operating Fund (relative to the	60
Executive and current law) and increased the amount for local	61
funding through the Gasoline Excise Tax Fund. With the provision	62
removed, 2% of <u>all</u> motor fuel tax revenue is preemptively taken by	63
the HOF before being credited to any other purpose or fund (except	64
refunds), leaving 98% of total revenue to be distributed through	65
the statutory formula, as was proposed by the Executive and as is	66
the case in the current FY 2018-FY 2019 biennium.	67
The House limited the 2% preemptive HOF take only to the	68
existing 28¢-per-gallon portion of the tax, so that the 2% take	69

was not applied to revenue attributable to the bill's tax rate 70
increase, leaving 100% of 'new' revenue attributable to the rate 71
increase to be divided between the HOF and the GETF in a 55% - 45% 72
split. The Senate retained the House's provision. In effect, the 73
amendment slightly increases the HOF percentage of this split and 74
reduces the GETF percentage commensurately. 75

Department of Transportation 76

Section 203.10 77

Increases appropriations to Highway Operating Fund (Fund 78
7002) line item 772421, Highway Construction - State, by \$283.0 79
million in each of FY 2020 and FY 2021 so that appropriations to 80
the line item total around \$951.7 million in FY 2020 and \$944.6 81
million in FY 2021. 82