

SC0775

Amendment No.	Subject
SC-0718-2	Board of Alcohol, Drug Addiction, and Mental Health Services
SC-0719-2	Motor fuel tax: Reduce amount of tax rate increase
SC-0726	Financial Responsibility Random Verification Program
SC-0728	County transit system funding
SC-0730-1	Reappropriations to the Department of Transportation
SC-0731	Department of Transportation
SC-0732	Hybrid and electric motor vehicle registration fee
SC-0734	Seatbelt exemption - LEADS rather than on license or ID
SC-0737	Peer-to-peer car sharing program oversight
SC-0747-2	Performance audit of ODOT
SC-0749	Municipal and township license tax
SC-0750	LSC corrective and technical

SC0775

Amendment No.	Subject
SC-0758-1	Taxation of CNG
SC-0772	Electric and hybrid motor vehicles: delay effective date
SC-0778	Force account thresholds

6 The motion was _____ agreed to.

_____ moved to amend as follows:

1 In line 13 of the title, after "4503.193," insert
2 "4507.18,"

3 In line 39, after "4503.193," insert "4507.18,"

4 After line 4714, insert:

5 "Sec. 4507.18. (A) The registrar of motor vehicles shall
6 permit all of the following to renew a driver's license or
7 motorcycle operator's endorsement issued by this state by
8 electronic means:

9 (1) Any person who is on active duty in the armed forces of
10 the United States who is stationed outside of this state;

11 (2) The spouse of a person described in division (A)(1) of
12 this section who is also outside of this state;

13 (3) The dependents of a person described in division (A)(1)
14 of this section who are also outside of this state.

15 (B) The registrar shall require all of the following:

16 (1) That the applicant provide a digital copy of the
17 applicant's military identification card or military dependent
18 identification card;

19 (2) That any spouse or dependent applicant provide a
20 digital copy of a form provided by the registrar demonstrating
21 that the applicant received and passed a vision examination in
22 accordance with the vision requirements under section 4507.12 of
23 the Revised Code;

24 (3) That the applicant provide a digital copy of a current
25 two inch by two inch color passport quality photograph with a
26 white background to be used as the applicant's new driver's
27 license or motorcycle operator's endorsement photograph;

28 (4) That the applicant provide a digital copy of any
29 identification documents and supporting documents as required by
30 statute or administrative rule to comply with current state and
31 federal requirements.

32 (C) The registrar shall make it possible for applicants to
33 upload and send by electronic means all required copies of
34 supporting documents and photographs for a driver's license or
35 motorcycle operator's endorsement renewal under this section.

36 (D)(1) This section does not impact a person's ability to
37 use the exemption from the license requirements available under
38 division (B) of section 4507.03 of the Revised Code.

39 (2) This section does not prevent a person who is permitted
40 to renew a driver's license or motorcycle operator's endorsement
41 by electronic means under this section from making an

42 application, as provided in section 4507.10 of the Revised Code,
43 in person at a deputy registrar office.

44 (E) The registrar shall adopt rules under Chapter 119. of
45 the Revised Code to implement and administer this section."

46 The motion was _____ agreed to.

47 SYNOPSIS

48 **Online driver's license renewal process for military and**
49 **family**

50 **R.C. 4507.18**

51 Requires the Registrar to renew a driver's license or
52 motorcycle operator's endorsement online for the following:

53 1. Any person on active duty in the U.S. Armed Forces who
54 is stationed outside of Ohio;

55 2. That service member's spouse and dependents who are also
56 outside of Ohio.

_____ moved to amend as follows:

- 1 In line 5 of the title, delete "4503.19, 4503.21, 4503.23,"
- 2 In line 9 of the title, delete "4549.10,"
- 3 In line 13 of the title, delete "4503.193,"
- 4 In line 33, delete "4503.19, 4503.21, 4503.23,"
- 5 In line 36, delete "4549.10,"
- 6 In line 39, delete "4503.193,"
- 7 Delete lines 3797 through 3994
- 8 Delete lines 6689 through 6697
- 9 In line 9341, delete "4503.19, 4503.21, 4503.23,"
- 10 In line 9344, delete "4549.10,"

11 The motion was _____ agreed to.

12 SYNOPSIS

13 **Single license plate requirement**

14 **R.C. 4503.19, 4503.193, 4503.21, 4503.23, and 4549.10**

15 Removes the provisions of the bill requiring a motor
16 vehicle to display only one license plate, thus, retaining the
17 current law requirement that most motor vehicles display two
18 license plates.

Sub. H.B. 62
LSC 133 0002-7

_____ moved to amend as follows:

In line 12 of the title, after "5736.01," insert "5747.71," 1

In line 38, after "5736.01," insert "5747.71," 2

After line 8578, insert: 3

"**Sec. 5747.71.** There is hereby allowed a nonrefundable credit 4
against a taxpayer's aggregate tax liability under section 5747.02 5
of the Revised Code for a taxpayer who is an "eligible individual" 6
as defined in section 32 of the Internal Revenue Code. The credit 7
shall equal ~~five per cent of the credit allowed on the taxpayer's~~ 8
~~federal income tax return pursuant to section 32 of the Internal~~ 9
~~Revenue Code for taxable years beginning in 2013, and ten thirty~~ 10
per cent of the federal credit allowed for the taxable years 11
~~beginning in or after 2014 year. If the Ohio adjusted gross income~~ 12
~~of the taxpayer, or the taxpayer and the taxpayer's spouse if the~~ 13
~~taxpayer and the taxpayer's spouse file a joint return under~~ 14
~~section 5747.08 of the Revised Code, less applicable exemptions~~ 15
~~under section 5747.025 of the Revised Code, exceeds twenty~~ 16
~~thousand dollars, the credit authorized by this section shall not~~ 17
~~exceed fifty per cent of the aggregate amount of tax otherwise due~~ 18
~~under section 5747.02 of the Revised Code after deducting any~~ 19
~~other nonrefundable credits that precede the credit allowed under~~ 20
~~this section in the order prescribed by section 5747.98 of the~~ 21

~~Revised Code except for the joint filing credit authorized under~~ 22
~~division (E) of section 5747.05 of the Revised Code. In all other~~ 23
~~eases, the~~ The ~~credit authorized by this section~~ shall not exceed 24
the aggregate amount of tax otherwise due under section 5747.02 of 25
the Revised Code after deducting any other nonrefundable credits 26
that precede the credit allowed under this section in the order 27
prescribed by section 5747.98 of the Revised Code. 28

The credit shall be claimed in the order prescribed by 29
section 5747.98 of the Revised Code." 30

In line 9346, after "5736.01," insert "5747.71," 31

After line 10454, insert: 32

"**Section 757.**____. The amendment by this act of section 33
5747.71 of the Revised Code applies to taxable years beginning on 34
or after January 1, 2019." 35

The motion was _____ agreed to.

SYNOPSIS

EITC modifications 36

R.C. 5747.71; Section 757.____ 37

Makes the following two modifications to the nonrefundable 38
state earned income tax credit (EITC): 39

- Removes a mechanism that limits the credit to not more than 40
50% of the taxpayer's tax liability if the taxpayer's Ohio 41
adjusted gross income exceeds \$20,000. 42

- Increases the credit amount from 10% to 30% of the 43
taxpayer's federal EITC. 44

_____ moved to amend as follows:

1 In line 9 of the title, delete "4513.34,"

2 In line 36, delete "4513.34,"

3 Delete lines 6495 through 6688

4 In line 9344, delete "4513.34,"

5 The motion was _____ agreed to.

6 SYNOPSIS

7 **Special regional heavy hauling permit - remove**

8 **R.C. 4513.34**

9 Removes the provision in the bill pertaining to the special
10 regional heavy hauling permit.

Sub. H.B. 62
LSC 133 0002-7
LOCCD7

_____ moved to amend as follows:

- In line 2 of the title, after "164.08," insert "306.70," 1
- In line 12 of the title, after "5736.01," insert "5739.023," 2
- In line 13 of the title, after "306.051," insert "306.353," 3
- In line 31, after "164.08," insert "306.70," 4
- In line 38, after "5736.01," insert "5739.023," 5
- In line 39, after "306.051," insert "306.353," 6
- After line 415, insert: 7

"Sec. 306.353. This section applies only to a regional transit authority whose territory includes a county having a population of more than seven hundred fifty thousand but less than nine hundred thousand as of the most recent federal decennial census. 8
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A regional transit authority to which this section applies may levy a tax, in accordance with section 5739.023 of the Revised Code, in part for the specific purpose of funding the general construction or maintenance of roads or bridges related to the provision of service by the regional transit authority. If a regional transit authority levies such a tax, the authority shall 13
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enter into agreements with counties, municipal corporations, and townships located within the authority's territorial boundaries to fund such projects. Such agreements shall be entered into before the authority may spend any portion of the revenue from such a tax for general construction or maintenance of any roads or bridges. Such agreements are subject to all of the following:

(A) The regional transit authority shall submit each such agreement for approval to the appropriate public works integrating committee designated under section 164.03 of the Revised Code.

(B) The integrating committee shall, on at least an annual basis, review and approve or deny agreements submitted to it under division (A) of this section.

(C) Notwithstanding anything to the contrary in section 164.04 of the Revised Code, approvals and denials shall be by an affirmative vote of six of the members of the integrating committee.

(D) The integrating committee shall notify the authority of the approval or denial.

(E) The regional transit authority shall expend funds only as authorized in an approved agreement.

Sec. 306.70. A tax proposed to be levied by a board of county commissioners or by the board of trustees of a regional transit authority pursuant to sections 5739.023 and 5741.022 of the Revised Code shall not become effective until it is submitted to the electors residing within the county or within the territorial boundaries of the regional transit authority and approved by a majority of the electors voting on it. Such question shall be submitted at a general election or at a special election on a day specified in the resolution levying the tax and occurring not less

than ninety days after such resolution is certified to the board 48
of elections, in accordance with section 3505.071 of the Revised 49
Code. 50

The board of elections of the county or of each county in 51
which any territory of the regional transit authority is located 52
shall make the necessary arrangements for the submission of such 53
question to the electors of the county or regional transit 54
authority, and the election shall be held, canvassed, and 55
certified in the same manner as regular elections for the election 56
of county officers. Notice of the election shall be published in a 57
newspaper of general circulation in the territory of the county or 58
of the regional transit authority once a week for two consecutive 59
weeks prior to the election or as provided in section 7.16 of the 60
Revised Code. If the board of elections operates and maintains a 61
web site, notice of the election also shall be posted on that web 62
site for thirty days prior to the election. The notice shall state 63
the type, rate, and purpose of the tax to be levied, the length of 64
time during which the tax will be in effect, and the time and 65
place of the election. 66

More than one such question may be submitted at the same 67
election. The form of the ballots cast at such election shall be: 68

"Shall a(n) (sales and use) 69
tax be levied ~~for all transit purposes of~~ by the 70
..... (here insert name of the county or regional 71
transit authority) for the purpose of (here 72
insert the purpose or purposes of the levy) at a rate not 73
exceeding (here insert percentage) per cent 74
for (here insert number of years the tax is to be 75
in effect, or that it is to be in effect for a continuing period 76
of time)?" 77

If the tax proposed to be levied is a continuation of an 78
existing tax, whether at the same rate or at an increased or 79
reduced rate, or an increase in the rate of an existing tax, the 80
notice and ballot form shall so state. If one of the purposes of 81
the proposed tax is to fund public infrastructure projects as 82
described in section 306.353 of the Revised Code, the notice and 83
ballot shall also so state. When specified in a resolution adopted 84
under section 5739.023 of the Revised Code, the notice and ballot 85
may also state the percentage of the tax proceeds to be allocated 86
among each of the purposes of the proposed tax and, if one of the 87
purposes is to provide general revenue for the transit authority, 88
the percentage of the proceeds to be allocated among the specific 89
projects, functions, or other uses to be funded by that general 90
revenue. 91

The board of elections to which the resolution was certified 92
shall certify the results of the election to the county auditor of 93
the county or secretary-treasurer of the regional transit 94
authority levying the tax and to the tax commissioner of the 95
state." 96

After line 8578, insert: 97

"**Sec. 5739.023.** (A)(1) For the purpose of providing 98
additional general revenues for a transit authority ~~or~~, funding a 99
regional transportation improvement project under section 5595.06 100
of the Revised Code, or ~~both~~ funding public infrastructure 101
projects as described in section 306.353 of the Revised Code, and 102
to pay the expenses of administering such levy, any transit 103
authority ~~as defined in division (U) of section 5739.01 of the 104
Revised Code~~ may levy a tax upon every retail sale made in the 105
territory of the transit authority, except sales of watercraft and 106
outboard motors required to be titled pursuant to Chapter 1548. of 107

the Revised Code and sales of motor vehicles, at a rate of not 108
more than one and one-half per cent and may increase the rate of 109
an existing tax to not more than one and one-half per cent. The 110
rate of any tax levied pursuant to this section shall be a 111
multiple of one-fourth or one-tenth of one per cent. The tax shall 112
be levied and the rate increased pursuant to a resolution of the 113
legislative authority of the transit authority and a certified 114
copy of the resolution shall be delivered by the fiscal officer to 115
the board of elections as provided in section 3505.071 of the 116
Revised Code and to the tax commissioner. The resolution shall 117
specify the number of years for which the tax is to be in effect 118
or that the tax is for a continuing period of time, the purpose or 119
purposes of the levy, and the date of the election on the question 120
of the tax pursuant to section 306.70 of the Revised Code. The 121
board of elections shall certify the results of the election to 122
the transit authority and tax commissioner. 123

A resolution adopted under this section may not specify that 124
the sole purpose of the tax is to fund infrastructure projects as 125
described in section 306.353 of the Revised Code; that purpose 126
must be combined with the purpose of providing additional general 127
revenues for the transit authority, funding a regional 128
transportation improvement project under section 5595.06 of the 129
Revised Code, or both. The resolution may specify the percentage 130
of the proceeds of the tax that will be allocated among each of 131
the purposes for which the tax is to be levied. If one of the 132
purposes of the tax is to provide general revenue for the transit 133
authority, the resolution may identify specific projects, 134
functions, or other uses to which that general revenue will be 135
allocated and the percentage of the tax proceeds to be allocated 136
to each of those projects, functions, or other uses. 137

(2) Except as provided in division (C) of this section, the tax levied by the resolution shall become effective on the first day of a calendar quarter next following the sixty-fifth day following the date the tax commissioner receives from the board of elections the certification of the results of the election on the question of the tax.

(B) The legislative authority may, at any time while the tax is in effect, by resolution fix the rate of the tax at any rate authorized by this section and not in excess of that approved by the voters pursuant to section 306.70 of the Revised Code. Except as provided in division (C) of this section, any change in the rate of the tax shall be made effective on the first day of a calendar quarter next following the sixty-fifth day following the date the tax commissioner receives the certification of the resolution; provided, that in any case where bonds, or notes in anticipation of bonds, of a regional transit authority have been issued under section 306.40 of the Revised Code without a vote of the electors while the tax proposed to be reduced was in effect, the board of trustees of the regional transit authority shall continue to levy and collect under authority of the original election authorizing the tax a rate of tax that the board of trustees reasonably estimates will produce an amount in that year equal to the amount of principal of and interest on those bonds as is payable in that year.

(C) Upon receipt from the board of elections of the certification of the results of the election required by division (A) of this section, or from the legislative authority of the certification of a resolution under division (B) of this section, the tax commissioner shall provide notice of a tax rate change in a manner that is reasonably accessible to all affected vendors. The commissioner shall provide this notice at least sixty days

prior to the effective date of the rate change. The commissioner,
by rule, may establish the method by which notice will be
provided.

(D) If a vendor makes a sale in this state by printed catalog
and the consumer computed the tax on the sale based on local rates
published in the catalog, any tax levied or rate changed under
this section shall not apply to such a sale until the first day of
a calendar quarter following the expiration of one hundred twenty
days from the date of notice by the tax commissioner pursuant to
division (C) of this section.

(E) The tax on every retail sale subject to a tax levied
pursuant to this section is in addition to the tax levied by
section 5739.02 of the Revised Code and any tax levied pursuant to
section 5739.021 or 5739.026 of the Revised Code.

(F) The additional tax levied by the transit authority shall
be collected pursuant to section 5739.025 of the Revised Code.

(G) Any tax levied pursuant to this section is subject to the
exemptions provided in section 5739.02 of the Revised Code and in
addition shall not be applicable to sales not within the taxing
power of a transit authority under the constitution of the United
States or the constitution of this state.

(H) The rate of a tax levied under this section is subject to
reduction under section 5739.028 of the Revised Code, if a ballot
question is approved by voters pursuant to that section."

In line 9339, after "164.08," insert "306.70,"

In line 9346, after "5736.01," insert "5739.023,"

After line 10262, insert:

"**Section 703.____.** The amendment or enactment by this act of

sections 306.353, 306.70, and 5739.023 of the Revised Code is not 197
 intended to prohibit a regional transit authority that has not 198
 levied a tax specifically for the purpose of funding public 199
 infrastructure projects as described in section 306.353 of the 200
 Revised Code, as enacted by this act, from funding such projects 201
 as otherwise permitted by law. The amendment or enactment of those 202
 sections shall not be construed to imply that, before the 203
 effective date of that amendment or enactment, transit authorities 204
 lacked authority to expend the proceeds from a previously 205
 authorized tax levy for construction and maintenance of roads and 206
 bridges over which buses travel, or to levy a new tax without 207
 specifically authorizing a portion of the proceeds to be spent on 208
 such purposes." 209

The motion was _____ agreed to.

SYNOPSIS

Transit authority sales tax for infrastructure projects 210

R.C. 306.353, 306.70, and 5739.023; Section 703.____ 211

Reinstates a provision of the House-passed bill that 212
 authorizes a transit authority to levy a sales and use tax 213
 specifically to fund infrastructure projects, but limits the 214
 application of that provision only to a transit authority that 215
 operates in a county with a population of between 750,000 and 216
 900,000 (Hamilton County). 217

Sub. H.B. 62
LSC 133 0002-7
LOCCD8

_____ moved to amend as follows:

In line 5 of the title, after "4503.23," insert "4505.101," 1

In line 9 of the title, after "4513.34," insert "4513.60, 2
4513.601, 4513.61, 4513.62, 4513.63, 4513.64, 4513.65, 4513.66, 3
4513.69," 4

In line 33, after "4503.23," insert "4505.101," 5

In line 36, after "4513.34," insert "4513.60, 4513.601, 6
4513.61, 4513.62, 4513.63, 4513.64, 4513.65, 4513.66, 4513.69," 7

After line 3994, insert: 8

"**Sec. 4505.101.** (A)(1) Any repair garage or place of storage 9
in which a motor vehicle with a value of less than three thousand 10
five hundred dollars has been left unclaimed for fifteen days or 11
more following completion of the requested repair or the agreed 12
term of storage shall send by certified mail, return receipt 13
requested, to the last known address of any owner and any 14
lienholder of the motor vehicle a notice to remove the motor 15
vehicle. In order to identify any owner or lienholder, prior to 16
sending a notice, the repair garage or place of storage shall 17
cause a search to be made of the records of the bureau of motor 18
vehicles. Any notice to a lienholder shall state where the motor 19

vehicle is located and the value of the vehicle. If the person who 20
requested the repair or who agreed to the storage of the motor 21
vehicle is not the owner or a lienholder of the motor vehicle as 22
indicated in the records of the bureau, the repair garage or place 23
of storage also shall notify the sheriff of the county or the 24
police department of the municipal corporation, township, port 25
authority, or township or joint police district in which the 26
repair garage or place of storage is located that the repair 27
garage or place of storage is in possession of the vehicle. 28

(2) The repair garage or place of storage may obtain a 29
certificate of title to the motor vehicle if all of the following 30
apply: 31

(a) The motor vehicle remains unclaimed by any owner or 32
lienholder of the vehicle for fifteen days after the mailing of 33
all required notices. 34

(b) For each notice, the repair garage or place of storage 35
has either received the signed receipt from the certified mail or 36
has been notified that the delivery was not possible. Unless the 37
lienholder claims the motor vehicle within fifteen days from the 38
mailing of the notice, the lienholder's lien is invalid. 39

(c) An agent of the repair garage or place of storage that 40
mailed the notice executes an affidavit, in a form established by 41
the registrar of motor vehicles by rule, affirming that all of the 42
requirements of this section necessary to authorize the issuance 43
of a certificate of title for the motor vehicle have been met. The 44
affidavit shall set forth an itemized statement of the value of 45
the motor vehicle; the length of time that the motor vehicle has 46
remained unclaimed; that a notice to remove the vehicle has been 47
mailed to any titled owner or lienholder by certified mail, return 48
receipt requested; and that a search of the records of the bureau 49

of motor vehicles has been made in accordance with division (A)(1) 50
of this section. 51

(B) A towing service or storage facility that is in 52
possession of a vehicle may obtain a certificate of title to the 53
vehicle as provided in division (C) of this section if all of the 54
following apply: 55

(1) The vehicle was towed under division (B) of section 56
4513.601 of the Revised Code. 57

(2) The vehicle has a value of less than three thousand five 58
hundred dollars. 59

(3) The vehicle has been left unclaimed for sixty days after 60
the date the earliest notice required by division (F)(1) of 61
section 4513.601 of the Revised Code is received, as evidenced by 62
a receipt signed by any person, or the towing service or storage 63
facility has been notified that the delivery was not possible. 64

(4) An agent of the towing service or storage facility 65
executes an affidavit, in a form established by the registrar of 66
motor vehicles by rule, affirming that all of the requirements of 67
this section necessary to authorize the issuance of a certificate 68
of title for the motor vehicle have been met. The affidavit shall 69
set forth an itemized statement of the value of the motor vehicle; 70
that notices to remove the vehicle have been mailed to the owner 71
and any lienholder as required under division (F) of section 72
4513.601 of the Revised Code; the length of time that the motor 73
vehicle has remained unclaimed after the date the earliest notice 74
required under division (F) of section 4513.601 of the Revised 75
Code was received or the towing service or storage facility was 76
notified that delivery was not possible; and that a search of the 77
records of the bureau of motor vehicles has been made for 78
outstanding liens on the motor vehicle. 79

(C)(1) The clerk of courts shall issue a certificate of title, free and clear of all liens and encumbrances as follows:

(a) To a repair garage or place of storage that presents an affidavit that complies with all of the requirements of division (A) of this section;

(b) To a towing service or storage facility that presents an affidavit in compliance with division (B) of this section.

(2) A repair garage or place of storage may use the process established under division (A) of this section in order to take title to a motor vehicle even if the person who requested the repair or who agreed to the storage of the motor vehicle is not the owner or a lienholder of the motor vehicle as indicated in the records of the bureau of motor vehicles.

(3) Upon receipt of the certificate of title, a repair garage or place of storage, or a towing service or storage facility, shall pay to the clerk of courts the value of the motor vehicle minus both of the following:

(a) If the motor vehicle was towed by the party seeking title to the motor vehicle under this section, a towing fee;

(b) Storage fees for the period of time the vehicle was stored without payment.

The clerk of courts shall deposit any money received under this section into the county general fund.

(D) Whoever violates this section shall be fined not more than two hundred dollars, imprisoned not more than ninety days, or both.

(E) As used in this section:

(1) "Repair garage or place of storage" means any business

with which a person entered into an agreement for the repair of a 108
 motor vehicle or any business with which a person entered into an 109
 agreement for the storage of a motor vehicle. 110

(2) "Towing service or storage facility" means any for-hire 111
 motor carrier that removes a motor vehicle under the authority of 112
 section 4513.601 of the Revised Code and any place to which such a 113
 for-hire motor carrier delivers a motor vehicle towed under that 114
 section. 115

(3) "Value" means the wholesale value for that make and model 116
 of motor vehicle at the time an affidavit is submitted under 117
 division (C) of this section, as provided in a vehicle valuation 118
 guide that is generally available and recognized by the motor 119
 vehicle industry, minus both of the following: 120

(a) The estimated cost of repairs to restore the motor 121
 vehicle to the wholesale value for that make and model of motor 122
 vehicle; 123

(b) The cost of any agreed-upon repairs." 124

After line 6688, insert: 125

"**Sec. 4513.60.** (A)(1) The sheriff of a county or chief of 126
 police of a municipal corporation, township, port authority, or 127
 township or joint police district, within the sheriff's or chief's 128
 respective territorial jurisdiction, upon complaint of any person 129
 adversely affected, may order into storage any motor vehicle, 130
 other than an abandoned junk motor vehicle as defined in section 131
 4513.63 of the Revised Code, that has been left on private 132
 residential or private agricultural property for at least four 133
 hours without the permission of the person having the right to the 134
 possession of the property. The sheriff or chief of police, upon 135
 complaint of a repair garage or place of storage, may order into 136

storage any motor vehicle, other than an abandoned junk motor 137
vehicle, that has been left at the garage or place of storage for 138
a longer period than that agreed upon. When ordering a motor 139
vehicle into storage pursuant to this division, a sheriff or chief 140
of police may arrange for the removal of the motor vehicle by a 141
towing service and shall designate a storage facility. 142

(2) A towing service towing a motor vehicle under division 143
(A)(1) of this section shall remove the motor vehicle in 144
accordance with that division. The towing service shall deliver 145
the motor vehicle to the location designated by the sheriff or 146
chief of police not more than two hours after the time it is 147
removed from the private property, unless the towing service is 148
unable to deliver the motor vehicle within two hours due to an 149
uncontrollable force, natural disaster, or other event that is not 150
within the power of the towing service. 151

(3) Subject to division (B) of this section, the owner of a 152
motor vehicle that has been removed pursuant to this division may 153
recover the vehicle only in accordance with division (D) of this 154
section. 155

(4) As used in this section, "private residential property" 156
means private property on which is located one or more structures 157
that are used as a home, residence, or sleeping place by one or 158
more persons, if no more than three separate households are 159
maintained in the structure or structures. "Private residential 160
property" does not include any private property on which is 161
located one or more structures that are used as a home, residence, 162
or sleeping place by two or more persons, if more than three 163
separate households are maintained in the structure or structures. 164

(B) If the owner or operator of a motor vehicle that has been 165
ordered into storage pursuant to division (A)(1) of this section 166

arrives after the motor vehicle has been prepared for removal, but
prior to its actual removal from the property, the towing service
shall give the owner or operator oral or written notification at
the time of such arrival that the vehicle owner or operator may
pay a fee of not more than one-half of the fee for the removal of
the motor vehicle established by the public utilities commission
in rules adopted under section 4921.25 of the Revised Code, in
order to obtain release of the motor vehicle. However, if the
vehicle is within a municipal corporation and the municipal
corporation has established a vehicle removal fee, the towing
service shall give the owner or operator oral or written
notification that the owner or operator may pay not more than
one-half of that fee to obtain release of the motor vehicle. That
fee may be paid by use of a major credit card unless the towing
service uses a mobile credit card processor and mobile service is
not available at the time of the transaction.

Upon payment of the applicable fee, the towing service shall
give the vehicle owner or operator a receipt showing both the full
amount normally assessed and the actual amount received and shall
release the motor vehicle to the owner or operator. Upon its
release, the owner or operator immediately shall move it so that
it is not on the private residential or private agricultural
property without the permission of the person having the right to
possession of the property, or is not at the garage or place of
storage without the permission of the owner, whichever is
applicable.

(C)(1) Each county sheriff and each chief of police of a
municipal corporation, township, port authority, or township or
joint police district shall maintain a record of motor vehicles
that the sheriff or chief orders into storage pursuant to division
(A)(1) of this section. The record shall include an entry for each

such motor vehicle that identifies the motor vehicle's license 198
number, make, model, and color, the location from which it was 199
removed, the date and time of its removal, the telephone number of 200
the person from whom it may be recovered, and the address of the 201
place to which it has been taken and from which it may be 202
recovered. A sheriff or chief of police shall provide any 203
information in the record that pertains to a particular motor 204
vehicle to any person who, either in person or pursuant to a 205
telephone call, identifies self as the owner or operator of the 206
motor vehicle and requests information pertaining to its location. 207

(2) Any person who registers a complaint that is the basis of 208
a sheriff's or police chief's order for the removal and storage of 209
a motor vehicle under division (A)(1) of this section shall 210
provide the identity of the law enforcement agency with which the 211
complaint was registered to any person who identifies self as the 212
owner or operator of the motor vehicle and requests information 213
pertaining to its location. 214

(D)(1) The owner or lienholder of a motor vehicle that is 215
ordered into storage pursuant to division (A)(1) of this section 216
may reclaim it upon both of the following: 217

(a) Payment of all applicable fees established by the public 218
utilities commission in rules adopted under section 4921.25 of the 219
Revised Code or, if the vehicle was towed within a municipal 220
corporation that has established fees for vehicle removal and 221
storage, payment of all applicable fees established by the 222
municipal corporation. 223

(b) Presentation of proof of ownership, which may be 224
evidenced by a certificate of title to the motor vehicle, a 225
certificate of registration for the motor vehicle, or a lease 226
agreement. 227

When the owner of a vehicle towed under this section 228
 retrieves the vehicle, the towing service or storage facility in 229
 possession of the vehicle shall give the owner written notice that 230
 if the owner disputes that the motor vehicle was lawfully towed, 231
 the owner may be able to file a civil action under section 232
 4513.611 of the Revised Code. 233

(2) Upon presentation of proof of ownership as required under 234
 division (D)(1)(b) of this section, the owner of a motor vehicle 235
 that is ordered into storage under division (A)(1) of this section 236
 may retrieve any personal items from the motor vehicle without 237
 retrieving the vehicle and without paying any fee. However, a 238
 towing service or storage facility may charge an after-hours 239
 retrieval fee established by the public utilities commission in 240
 rules adopted under section 4921.25 of the Revised Code if the 241
 owner retrieves the personal items after hours, unless the towing 242
 service or storage facility fails to provide the notice required 243
 under division (B)(3) of section 4513.69 of the Revised Code, if 244
 applicable. The owner of a motor vehicle shall not do either of 245
 the following: 246

(a) Retrieve any personal item that has been determined by 247
 the sheriff or chief of police, as applicable, to be necessary to 248
 a criminal investigation; 249

(b) Retrieve any personal item from a vehicle if it would 250
 endanger the safety of the owner, unless the owner agrees to sign 251
 a waiver of liability. 252

For purposes of division (D)(2) of this section, "personal 253
 items" do not include any items that are attached to the motor 254
 vehicle. 255

(3) If a motor vehicle that is ordered into storage pursuant 256
 to division (A)(1) of this section remains unclaimed by the owner 257

for thirty days, the procedures established by sections 4513.61 258
and 4513.62 of the Revised Code apply. 259

(E)(1) No person shall remove, or cause the removal of, any 260
motor vehicle from any private residential or private agricultural 261
property other than in accordance with division (A)(1) of this 262
section or sections 4513.61 to 4513.65 of the Revised Code. 263

(2) No towing service or storage facility shall fail to 264
comply with the requirements of this section. 265

(F) This section does not apply to any private residential or 266
private agricultural property that is established as a private 267
tow-away zone in accordance with section 4513.601 of the Revised 268
Code. 269

(G) Whoever violates division (E) of this section is guilty 270
of a minor misdemeanor. 271

Sec. 4513.601. (A) The owner of a private property may 272
establish a private tow-away zone, but may do so only if all of 273
the following conditions are satisfied: 274

(1) The owner of the private property posts on the property a 275
sign, that is at least eighteen inches by twenty-four inches in 276
size, that is visible from all entrances to the property, and that 277
includes all of the following information: 278

(a) A statement that the property is a tow-away zone; 279

(b) A description of persons authorized to park on the 280
property. If the property is a residential property, the owner of 281
the private property may include on the sign a statement that only 282
tenants and guests may park in the private tow-away zone, subject 283
to the terms of the property owner. If the property is a 284
commercial property, the owner of the private property may include 285

on the sign a statement that only customers may park in the private tow-away zone. In all cases, if it is not apparent which persons may park in the private tow-away zone, the owner of the private property shall include on the sign the address of the property on which the private tow-away zone is located or the name of the business that is located on the property designated as a private tow-away zone.

(c) If the private tow-away zone is not enforceable at all times, the times during which the parking restrictions are enforced;

(d) The telephone number and the address of the place from which a towed vehicle may be recovered at any time during the day or night;

(e) A statement that the failure to recover a towed vehicle may result in the loss of title to the vehicle as provided in division (B) of section 4505.101 of the Revised Code.

In order to comply with the requirements of division (A)(1) of this section, the owner of a private property may modify an existing sign by affixing to the existing sign stickers or an addendum in lieu of replacing the sign.

(2) A towing service ensures that a vehicle towed under this section is taken to a location from which it may be recovered that complies with all of the following:

(a) It is located within twenty-five linear miles of the location of the private tow-away zone, unless it is not practicable to take the vehicle to a place of storage within twenty-five linear miles.

(b) It is well-lighted.

(c) It is on or within a reasonable distance of a regularly

scheduled route of one or more modes of public transportation, if 315
any public transportation is available in the municipal 316
corporation or township in which the private tow-away zone is 317
located. 318

(B)(1) If a vehicle is parked on private property that is 319
established as a private tow-away zone in accordance with division 320
(A) of this section, without the consent of the owner of the 321
private property or in violation of any posted parking condition 322
or regulation, the owner of the private property may cause the 323
removal of the vehicle by a towing service. The towing service 324
shall remove the vehicle in accordance with this section. The 325
vehicle owner and the operator of the vehicle are considered to 326
have consented to the removal and storage of the vehicle, to the 327
payment of the applicable fees established by the public utilities 328
commission in rules adopted under section 4921.25 of the Revised 329
Code, and to the right of a towing service to obtain title to the 330
vehicle if it remains unclaimed as provided in section 4505.101 of 331
the Revised Code. The owner or lienholder of a vehicle that has 332
been removed under this section, subject to division (C) of this 333
section, may recover the vehicle in accordance with division (G) 334
of this section. 335

(2) If a municipal corporation requires tow trucks and tow 336
truck operators to be licensed, no owner of a private property 337
located within the municipal corporation shall cause the removal 338
and storage of any vehicle pursuant to division (B) of this 339
section by an unlicensed tow truck or unlicensed tow truck 340
operator. 341

(3) No towing service shall remove a vehicle from a private 342
tow-away zone except pursuant to a written contract for the 343
removal of vehicles entered into with the owner of the private 344

property on which the private tow-away zone is located. 345

(C) If the owner or operator of a vehicle that is being 346
removed under authority of division (B) of this section arrives 347
after the vehicle has been prepared for removal, but prior to its 348
actual removal from the property, the towing service shall give 349
the vehicle owner or operator oral or written notification at the 350
time of such arrival that the vehicle owner or operator may pay a 351
fee of not more than one-half of the fee for the removal of the 352
vehicle established by the public utilities commission in rules 353
adopted under section 4921.25 of the Revised Code in order to 354
obtain release of the vehicle. That fee may be paid by use of a 355
major credit card unless the towing service uses a mobile credit 356
card processor and mobile service is not available at the time of 357
the transaction. Upon payment of that fee, the towing service 358
shall give the vehicle owner or operator a receipt showing both 359
the full amount normally assessed and the actual amount received 360
and shall release the vehicle to the owner or operator. Upon its 361
release, the owner or operator immediately shall move the vehicle 362
so that the vehicle is not parked on the private property 363
established as a private tow-away zone without the consent of the 364
owner of the private property or in violation of any posted 365
parking condition or regulation. 366

(D)(1) Prior to towing a vehicle under division (B) of this 367
section, a towing service shall make all reasonable efforts to 368
take as many photographs as necessary to evidence that the vehicle 369
is clearly parked on private property in violation of a private 370
tow-away zone established under division (A) of this section. 371

The towing service shall record the time and date of the 372
photographs taken under this section. The towing service shall 373
retain the photographs and the record of the time and date, in 374

electronic or printed form, for at least thirty days after the
 date on which the vehicle is recovered by the owner or lienholder
 or at least two years after the date on which the vehicle was
 towed, whichever is earlier.

(2) A towing service shall deliver a vehicle towed under
 division (B) of this section to the location from which it may be
 recovered not more than two hours after the time it was removed
 from the private tow-away zone, unless the towing service is
 unable to deliver the motor vehicle within two hours due to an
 uncontrollable force, natural disaster, or other event that is not
 within the power of the towing service.

(E)(1) If an owner of a private property that is established
 as a private tow-away zone in accordance with division (A) of this
 section causes the removal of a vehicle from that property by a
 towing service under division (B) of this section, the towing
 service, within two hours of removing the vehicle, shall provide
 notice to the sheriff of the county or the police department of
 the municipal corporation, township, port authority, or township
 or joint police district in which the property is located
 concerning all of the following:

(a) The vehicle's license number, make, model, and color;

(b) The location from which the vehicle was removed;

(c) The date and time the vehicle was removed;

(d) The telephone number of the person from whom the vehicle
 may be recovered;

(e) The address of the place from which the vehicle may be
 recovered.

(2) Each county sheriff and each chief of police of a
 municipal corporation, township, port authority, or township or

joint police district shall maintain a record of any vehicle 404
removed from private property in the sheriff's or chief's 405
jurisdiction that is established as a private tow-away zone of 406
which the sheriff or chief has received notice under this section. 407
The record shall include all information submitted by the towing 408
service. The sheriff or chief shall provide any information in the 409
record that pertains to a particular vehicle to a person who, 410
either in person or pursuant to a telephone call, identifies self 411
as the owner, operator, or lienholder of the vehicle and requests 412
information pertaining to the vehicle. 413

(F)(1) When a vehicle is removed from private property in 414
accordance with this section, within three business days of the 415
removal, the towing service or storage facility from which the 416
vehicle may be recovered shall cause a search to be made of the 417
records of the bureau of motor vehicles to ascertain the identity 418
of the owner and any lienholder of the motor vehicle. The 419
registrar of motor vehicles shall ensure that such information is 420
provided in a timely manner. Subject to division (F)(4) of this 421
section, the towing service or storage facility shall send notice 422
to the vehicle owner and any known lienholder as follows: 423

(a) Within five business days after the registrar of motor 424
vehicles provides the identity of the owner and any lienholder of 425
the motor vehicle, if the vehicle remains unclaimed, to the 426
owner's and lienholder's last known address by certified or 427
express mail with return receipt requested or by a commercial 428
carrier service utilizing any form of delivery requiring a signed 429
receipt; 430

(b) If the vehicle remains unclaimed thirty days after the 431
first notice is sent, in the manner required under division 432
(F)(1)(a) of this section; 433

(c) If the vehicle remains unclaimed forty-five days after the first notice is sent, in the manner required under division (F)(1)(a) of this section.

(2) Sixty days after any notice sent pursuant to division (F)(1) of this section is received, as evidenced by a receipt signed by any person, or the towing service or storage facility has been notified that delivery was not possible, the towing service or storage facility, if authorized under division (B) of section 4505.101 of the Revised Code, may initiate the process for obtaining a certificate of title to the motor vehicle as provided in that section.

(3) A towing service or storage facility that does not receive a signed receipt of notice, or a notification that delivery was not possible, shall not obtain, and shall not attempt to obtain, a certificate of title to the motor vehicle under division (B) of section 4505.101 of the Revised Code.

(4) With respect to a vehicle concerning which a towing service or storage facility is not eligible to obtain title under section 4505.101 of the Revised Code, the towing service or storage facility need only comply with the initial notice required under division (F)(1)(a) of this section.

(G)(1) The owner or lienholder of a vehicle that is removed under division (B) of this section may reclaim it upon both of the following:

(a) Presentation of proof of ownership, which may be evidenced by a certificate of title to the vehicle, a certificate of registration for the motor vehicle, or a lease agreement;

(b) Payment of the following fees:

(i) All applicable fees established by the public utilities

commission in rules adopted under section 4921.25 of the Revised Code, except that the lienholder of a vehicle may retrieve the vehicle without paying any storage fee for the period of time that the vehicle was in the possession of the towing service or storage facility prior to the date the lienholder received the notice sent under division (F)(1)(a) of this section;

(ii) If notice has been sent to the owner and lienholder as described in division (F) of this section, a processing fee of twenty-five dollars.

(2) A towing service or storage facility in possession of a vehicle that is removed under authority of division (B) of this section shall show the vehicle owner, operator, or lienholder who contests the removal of the vehicle all photographs taken under division (D) of this section. Upon request, the towing service or storage facility shall provide a copy of all photographs in the medium in which the photographs are stored, whether paper, electronic, or otherwise.

(3) When the owner of a vehicle towed under this section retrieves the vehicle, the towing service or storage facility in possession of the vehicle shall give the owner written notice that if the owner disputes that the motor vehicle was lawfully towed, the owner may be able to file a civil action under section 4513.611 of the Revised Code.

(4) Upon presentation of proof of ownership, which may be evidenced by a certificate of title to the vehicle, a certificate of registration for the motor vehicle, or a lease agreement, the owner of a vehicle that is removed under authority of division (B) of this section may retrieve any personal items from the vehicle without retrieving the vehicle and without paying any fee. The owner of the vehicle shall not retrieve any personal items from a

vehicle if it would endanger the safety of the owner, unless the
 owner agrees to sign a waiver of liability. For purposes of
 division (G)(4) of this section, "personal items" do not include
 any items that are attached to the vehicle.

(H) No person shall remove, or cause the removal of, any
 vehicle from private property that is established as a private
 tow-away zone under this section or store such a vehicle other
 than in accordance with this section, or otherwise fail to comply
 with any applicable requirement of this section.

(I) This section does not affect or limit the operation of
 section 4513.60 or sections 4513.61 to 4613.65 of the Revised Code
 as they relate to property other than private property that is
 established as a private tow-away zone under division (A) of this
 section.

(J) Whoever violates division (H) of this section is guilty
 of a minor misdemeanor.

(K) As used in this section, "owner of a private property" or
 "owner of the private property" includes, with respect to a
 private property, any of the following:

(1) Any person who holds title to the property;

(2) Any person who is a lessee or sublessee with respect to a
 lease or sublease agreement for the property;

(3) A person who is authorized to manage the property;

(4) A duly authorized agent of any person listed in divisions
 (K)(1) to (3) of this section.

Sec. 4513.61. (A) The sheriff of a county or chief of police
 of a municipal corporation, township, port authority, or township
 or joint police district, within the sheriff's or chief's

respective territorial jurisdiction, or a state highway patrol 521
trooper, upon notification to the sheriff or chief of police of 522
such action and of the location of the place of storage, may order 523
into storage any motor vehicle, including an abandoned junk motor 524
vehicle as defined in section 4513.63 of the Revised Code, that: 525

(1) Has come into the possession of the sheriff, chief of 526
police, or state highway patrol trooper as a result of the 527
performance of the sheriff's, chief's, or trooper's duties; or 528

(2) Has been left on a public street or other property open 529
to the public for purposes of vehicular travel, or upon or within 530
the right-of-way of any road or highway, for forty-eight hours or 531
longer without notification to the sheriff or chief of police of 532
the reasons for leaving the motor vehicle in such place. However, 533
when such a motor vehicle constitutes an obstruction to traffic it 534
may be ordered into storage immediately unless either of the 535
following applies: 536

(a) The vehicle was involved in an accident and is subject to 537
section 4513.66 of the Revised Code; 538

(b) The vehicle is a commercial motor vehicle. If the vehicle 539
is a commercial motor vehicle, the sheriff, chief of police, or 540
state highway patrol trooper shall allow the owner or operator of 541
the vehicle the opportunity to arrange for the removal of the 542
motor vehicle within a period of time specified by the sheriff, 543
chief of police, or state highway patrol trooper. If the sheriff, 544
chief of police, or state highway patrol trooper determines that 545
the vehicle cannot be removed within the specified period of time, 546
the sheriff, chief of police, or state highway patrol trooper 547
shall order the removal of the vehicle. 548

Subject to division (C) of this section, the sheriff or chief 549

of police shall designate the place of storage of any motor 550
vehicle so ordered removed. 551

(B) If the sheriff, chief of police, or a state highway 552
patrol trooper issues an order under division (A) of this section 553
and arranges for the removal of a motor vehicle by a towing 554
service, the towing service shall deliver the motor vehicle to the 555
location designated by the sheriff or chief of police not more 556
than two hours after the time it is removed. 557

(C)(1) The sheriff or chief of police shall cause a search to 558
be made of the records of the bureau of motor vehicles to 559
ascertain the identity of the owner and any lienholder of a motor 560
vehicle ordered into storage by the sheriff or chief of police, or 561
by a state highway patrol trooper within five business days of the 562
removal of the vehicle. Upon obtaining such identity, the sheriff 563
or chief of police shall send or cause to be sent to the owner or 564
lienholder at the owner's or lienholder's last known address by 565
certified mail with return receipt requested, notice that informs 566
the owner or lienholder that the motor vehicle will be declared a 567
nuisance and disposed of if not claimed within ten days of the 568
date of mailing of the notice. 569

(2) The owner or lienholder of the motor vehicle may reclaim 570
the motor vehicle upon payment of any expenses or charges incurred 571
in its removal and storage, and presentation of proof of 572
ownership, which may be evidenced by a certificate of title or 573
memorandum certificate of title to the motor vehicle, a 574
certificate of registration for the motor vehicle, or a lease 575
agreement. Upon presentation of proof of ownership evidenced as 576
provided above, the owner of the motor vehicle also may retrieve 577
any personal items from the vehicle without retrieving the vehicle 578
and without paying any fee. However, a towing service or storage 579

facility may charge an after-hours retrieval fee established by 580
the public utilities commission in rules adopted under section 581
4921.25 of the Revised Code if the owner retrieves the personal 582
items after hours, unless the towing service or storage facility 583
fails to provide the notice required under division (B)(3) of 584
section 4513.69 of the Revised Code, if applicable. However, the 585
owner shall not do either of the following: 586

(a) Retrieve any personal item that has been determined by 587
the sheriff, chief of police, or a state highway patrol trooper, 588
as applicable, to be necessary to a criminal investigation; 589

(b) Retrieve any personal item from a vehicle if it would 590
endanger the safety of the owner, unless the owner agrees to sign 591
a waiver of liability. 592

For purposes of division (C)(2) of this section, "personal 593
items" do not include any items that are attached to the vehicle. 594

(3) If the owner or lienholder of the motor vehicle reclaims 595
it after a search of the records of the bureau has been conducted 596
and after notice has been sent to the owner or lienholder as 597
described in this section, and the search was conducted by the 598
place of storage, and the notice was sent to the motor vehicle 599
owner by the place of storage, the owner or lienholder shall pay 600
to the place of storage a processing fee of twenty-five dollars, 601
in addition to any expenses or charges incurred in the removal and 602
storage of the vehicle. 603

(D) If the owner or lienholder makes no claim to the motor 604
vehicle within ten days of the date of mailing of the notice, and 605
if the vehicle is to be disposed of at public auction as provided 606
in section 4513.62 of the Revised Code, the sheriff or chief of 607
police, without charge to any party, shall file with the clerk of 608
courts of the county in which the place of storage is located an 609

affidavit showing compliance with the requirements of this 610
section. Upon presentation of the affidavit, the clerk, without 611
charge, shall issue a salvage certificate of title, free and clear 612
of all liens and encumbrances, to the sheriff or chief of police. 613
If the vehicle is to be disposed of to a motor vehicle salvage 614
dealer or other facility as provided in section 4513.62 of the 615
Revised Code, the sheriff or chief of police shall execute in 616
triplicate an affidavit, as prescribed by the registrar of motor 617
vehicles, describing the motor vehicle and the manner in which it 618
was disposed of, and that all requirements of this section have 619
been complied with. The sheriff or chief of police shall retain 620
the original of the affidavit for the sheriff's or chief's 621
records, and shall furnish two copies to the motor vehicle salvage 622
dealer or other facility. Upon presentation of a copy of the 623
affidavit by the motor vehicle salvage dealer, the clerk of 624
courts, within thirty days of the presentation, shall issue a 625
salvage certificate of title, free and clear of all liens and 626
encumbrances. 627

(E) Whenever a motor vehicle salvage dealer or other facility 628
receives an affidavit for the disposal of a motor vehicle as 629
provided in this section, the dealer or facility shall not be 630
required to obtain an Ohio certificate of title to the motor 631
vehicle in the dealer's or facility's own name if the vehicle is 632
dismantled or destroyed and both copies of the affidavit are 633
delivered to the clerk of courts. 634

(F) No towing service or storage facility shall fail to 635
comply with this section. 636

Sec. 4513.62. Unclaimed motor vehicles ordered into storage 637
pursuant to division (A)(1) of section 4513.60 or section 4513.61 638
of the Revised Code shall be disposed of at the order of the 639

sheriff of the county or the chief of police of the municipal 640
corporation, township, port authority, or township or joint police 641
district to a motor vehicle salvage dealer or scrap metal 642
processing facility as defined in section 4737.05 of the Revised 643
Code, or to any other facility owned by or under contract with the 644
county, municipal corporation, port authority, or township, for 645
the disposal of such motor vehicles, or shall be sold by the 646
sheriff, chief of police, or licensed auctioneer at public 647
auction, after giving notice thereof by advertisement, published 648
once a week for two successive weeks in a newspaper of general 649
circulation in the county or as provided in section 7.16 of the 650
Revised Code. Any moneys accruing from the disposition of an 651
unclaimed motor vehicle that are in excess of the expenses 652
resulting from the removal and storage of the vehicle shall be 653
credited to the general fund of the county, municipal corporation, 654
port authority, township, or joint police district, as the case 655
may be. 656

Sec. 4513.63. "Abandoned junk motor vehicle" means any motor 657
vehicle meeting all of the following requirements: 658

(A) Left on private property for forty-eight hours or longer 659
without the permission of the person having the right to the 660
possession of the property, on a public street or other property 661
open to the public for purposes of vehicular travel or parking, or 662
upon or within the right-of-way of any road or highway, for 663
forty-eight hours or longer; 664

(B) Three years old, or older; 665

(C) Extensively damaged, such damage including but not 666
limited to any of the following: missing wheels, tires, motor, or 667
transmission; 668

(D) Apparently inoperable; 669

(E) Having a fair market value of one thousand five hundred 670
dollars or less. 671

The sheriff of a county or chief of police of a municipal 672
corporation, township, port authority, or township or joint police 673
district, within the sheriff's or chief's respective territorial 674
jurisdiction, or a state highway patrol trooper, upon notification 675
to the sheriff or chief of police of such action, shall order any 676
abandoned junk motor vehicle to be photographed by a law 677
enforcement officer. The officer shall record the make of motor 678
vehicle, the serial number when available, and shall also detail 679
the damage or missing equipment to substantiate the value of one 680
thousand five hundred dollars or less. The sheriff or chief of 681
police shall thereupon immediately dispose of the abandoned junk 682
motor vehicle to a motor vehicle salvage dealer as defined in 683
section 4738.01 of the Revised Code or a scrap metal processing 684
facility as defined in section 4737.05 of the Revised Code which 685
is under contract to the county, township, port authority, or 686
municipal corporation, or to any other facility owned by or under 687
contract with the county, township, port authority, or municipal 688
corporation for the destruction of such motor vehicles. The 689
records and photograph relating to the abandoned junk motor 690
vehicle shall be retained by the law enforcement agency ordering 691
the disposition of such vehicle for a period of at least two 692
years. The law enforcement agency shall execute in quadruplicate 693
an affidavit, as prescribed by the registrar of motor vehicles, 694
describing the motor vehicle and the manner in which it was 695
disposed of, and that all requirements of this section have been 696
complied with, and, within thirty days of disposing of the 697
vehicle, shall sign and file the affidavit with the clerk of 698
courts of the county in which the motor vehicle was abandoned. The 699

clerk of courts shall retain the original of the affidavit for the 700
clerk's files, shall furnish one copy thereof to the registrar, 701
one copy to the motor vehicle salvage dealer or other facility 702
handling the disposal of the vehicle, and one copy to the law 703
enforcement agency ordering the disposal, who shall file such copy 704
with the records and photograph relating to the disposal. Any 705
moneys arising from the disposal of an abandoned junk motor 706
vehicle shall be deposited in the general fund of the county, 707
township, or the municipal corporation, as the case may be. 708

Notwithstanding section 4513.61 of the Revised Code, any 709
motor vehicle meeting the requirements of divisions (C), (D), and 710
(E) of this section which has remained unclaimed by the owner or 711
lienholder for a period of ten days or longer following 712
notification as provided in section 4513.61 of the Revised Code 713
may be disposed of as provided in this section. 714

Sec. 4513.64. (A) No person shall willfully leave an 715
abandoned junk motor vehicle as defined in section 4513.63 of the 716
Revised Code on private property for more than seventy-two hours 717
without the permission of the person having the right to the 718
possession of the property, or on a public street or other 719
property open to the public for purposes of vehicular travel or 720
parking, or upon or within the right-of-way of any road or 721
highway, for forty-eight hours or longer without notification to 722
the sheriff of the county or chief of police of the municipal 723
corporation, township, port authority, or township or joint police 724
district of the reasons for leaving the motor vehicle in such 725
place. 726

For purposes of this section, the fact that a motor vehicle 727
has been so left without permission or notification is prima-facie 728
evidence of abandonment. 729

Nothing contained in sections 4513.60, 4513.61, and 4513.63 of the Revised Code shall invalidate the provisions of municipal ordinances or township resolutions regulating or prohibiting the abandonment of motor vehicles on streets, highways, public property, or private property within municipal corporations or townships.

(B) Whoever violates this section is guilty of a minor misdemeanor and shall also be assessed any costs incurred by the county, township, joint police district, port authority, or municipal corporation in disposing of the abandoned junk motor vehicle that is the basis of the violation, less any money accruing to the county, township, joint police district, port authority, or municipal corporation from this disposal of the vehicle.

Sec. 4513.65. (A) For purposes of this section, "junk motor vehicle" means any motor vehicle meeting the requirements of divisions (B), (C), (D), and (E) of section 4513.63 of the Revised Code that is left uncovered in the open on private property for more than seventy-two hours with the permission of the person having the right to the possession of the property, except if the person is operating a junk yard or scrap metal processing facility licensed under authority of sections 4737.05 to 4737.12 of the Revised Code, or regulated under authority of a political subdivision; or if the property on which the motor vehicle is left is not subject to licensure or regulation by any governmental authority, unless the person having the right to the possession of the property can establish that the motor vehicle is part of a bona fide commercial operation; or if the motor vehicle is a collector's vehicle.

No political subdivision shall prevent a person from storing

or keeping, or restrict a person in the method of storing or 760
keeping, any collector's vehicle on private property with the 761
permission of the person having the right to the possession of the 762
property; except that a political subdivision may require a person 763
having such permission to conceal, by means of buildings, fences, 764
vegetation, terrain, or other suitable obstruction, any unlicensed 765
collector's vehicle stored in the open. 766

The sheriff of a county, or chief of police of a municipal 767
corporation or port authority, within the sheriff's or chief's 768
respective territorial jurisdiction, a state highway patrol 769
trooper, a board of township trustees, the legislative authority 770
of a municipal corporation or port authority, or the zoning 771
authority of a township or a municipal corporation, may send 772
notice, by certified mail with return receipt requested, to the 773
person having the right to the possession of the property on which 774
a junk motor vehicle is left, that within ten days of receipt of 775
the notice, the junk motor vehicle either shall be covered by 776
being housed in a garage or other suitable structure, or shall be 777
removed from the property. 778

No person shall willfully leave a junk motor vehicle 779
uncovered in the open for more than ten days after receipt of a 780
notice as provided in this section. The fact that a junk motor 781
vehicle is so left is prima-facie evidence of willful failure to 782
comply with the notice, and each subsequent period of thirty days 783
that a junk motor vehicle continues to be so left constitutes a 784
separate offense. 785

(B) Whoever violates this section is guilty of a minor 786
misdemeanor. 787

Sec. 4513.66. (A) If a motor vehicle accident occurs on any 788

highway, public street, or other property open to the public for 789
purposes of vehicular travel and if any motor vehicle, cargo, or 790
personal property that has been damaged or spilled as a result of 791
the motor vehicle accident is blocking the highway, street, or 792
other property or is otherwise endangering public safety, a public 793
safety official may do either of the following without the consent 794
of the owner but with the approval of the law enforcement agency 795
conducting any investigation of the accident: 796

(1) Remove, or order the removal of, the motor vehicle if the 797
motor vehicle is unoccupied, cargo, or personal property from the 798
portion of the highway, public street, or property ordinarily used 799
for vehicular travel on the highway, public street, or other 800
property open to the public for purposes of vehicular travel. 801

(2) If the motor vehicle is a commercial motor vehicle, allow 802
the owner or operator of the vehicle the opportunity to arrange 803
for the removal of the motor vehicle within a period of time 804
specified by the public safety official. If the public safety 805
official determines that the motor vehicle cannot be removed 806
within the specified period of time, the public safety official 807
shall remove or order the removal of the motor vehicle. 808

(B)(1) Except as provided in division (B)(2) of this section, 809
the department of transportation, any employee of the department 810
of transportation, or a public safety official who authorizes or 811
participates in the removal of any unoccupied motor vehicle, 812
cargo, or personal property as authorized by division (A) of this 813
section, regardless of whether the removal is executed by a 814
private towing service, is not liable for civil damages for any 815
injury, death, or loss to person or property that results from the 816
removal of that unoccupied motor vehicle, cargo, or personal 817
property. Further, except as provided in division (B)(2) of this 818

section, if a public safety official authorizes, employs, or 819
arranges to have a private towing service remove any unoccupied 820
motor vehicle, cargo, or personal property as authorized by 821
division (A) of this section, that private towing service is not 822
liable for civil damages for any injury, death, or loss to person 823
or property that results from the removal of that unoccupied motor 824
vehicle, cargo, or personal property. 825

(2) Division (B)(1) of this section does not apply to any of 826
the following: 827

(a) Any person or entity involved in the removal of an 828
unoccupied motor vehicle, cargo, or personal property pursuant to 829
division (A) of this section if that removal causes or contributes 830
to the release of a hazardous material or to structural damage to 831
the roadway; 832

(b) A private towing service that was not authorized, 833
employed, or arranged by a public safety official to remove an 834
unoccupied motor vehicle, cargo, or personal property under this 835
section; 836

(c) Except as provided in division (B)(2)(d) of this section, 837
a private towing service that was authorized, employed, or 838
arranged by a public safety official to perform the removal of the 839
unoccupied motor vehicle, cargo, or personal property but the 840
private towing service performed the removal in a negligent 841
manner; 842

(d) A private towing service that was authorized, employed, 843
or arranged by a public safety official to perform the removal of 844
the unoccupied motor vehicle, cargo, or personal property that was 845
endangering public safety but the private towing service performed 846
the removal in a reckless manner. 847

(C) As used in this section:	848
(1) "Public safety official" means any of the following:	849
(a) The sheriff of the county, or the chief of police in the municipal corporation, township, <u>port authority</u> , or township or joint police district, in which the accident occurred;	850 851 852
(b) A state highway patrol trooper;	853
(c) The chief of the fire department having jurisdiction where the accident occurred;	854 855
(d) A duly authorized subordinate acting on behalf of an official specified in divisions (C)(1)(a) to (c) of this section.	856 857
(2) "Hazardous material" has the same meaning as in section 2305.232 of the Revised Code.	858 859
Sec. 4513.69. (A) A storage facility shall ensure that the facility remains open during both of the following periods of time to allow a vehicle owner or lienholder to retrieve a vehicle in the possession of the storage facility:	860 861 862 863
(1) Any time during which a towing service is towing a vehicle pursuant to section 4513.601 of the Revised Code and the vehicle will be held by the storage facility;	864 865 866
(2) Between nine o'clock in the morning and noon on the day after any day during which the storage facility accepted for storage a vehicle towed under section 4513.60, 4513.601, or 4513.61 of the Revised Code.	867 868 869 870
(B)(1) A storage facility that accepts for storage vehicles towed under section 4513.60, 4513.601, or 4513.61 of the Revised Code shall ensure that a notice is conspicuously posted at the entrance to the storage facility that states the telephone number	871 872 873 874

at which the owner or lienholder of a vehicle may contact the
owner or a representative of the storage facility for the purpose
of determining whether the person may retrieve a vehicle or
personal items when the storage facility is closed. The storage
facility also shall provide that telephone number to the sheriff
of a county or chief of police of a municipal corporation,
township, port authority, or township or joint police district.
The storage facility shall ensure that a process is in place for
purposes of answering calls at all times day or night.

(2) After receiving a call from the owner or lienholder of a
vehicle who seeks to recover a vehicle that was towed pursuant to
section 4513.601 of the Revised Code, the storage facility shall
ensure that, within three hours of receiving the phone call, a
representative of the storage facility is available to release the
vehicle upon being presented with proof of ownership of the
vehicle, which may be evidenced by a certificate of title to the
vehicle, a certificate of registration for the motor vehicle, or a
lease agreement, and payment of an after-hours vehicle retrieval
fee established under section 4921.25 of the Revised Code along
with all other applicable fees.

(3) If a storage facility receives a call from a person who
seeks to recover personal items from a vehicle that was towed
pursuant to section 4513.60 or 4513.61 of the Revised Code and the
storage facility is not open to the public, the storage facility
shall notify the person that an after-hours retrieval fee applies
and shall state the amount of the fee as established by the public
utilities commission in rules adopted under section 4921.25 of the
Revised Code. The storage facility shall allow the person to
retrieve personal items in accordance with division (D)(2) of
section 4513.60 or division (C)(2) of section 4513.61 of the
Revised Code, but shall not charge an after-hours retrieval fee

unless notice is provided in accordance with this division. 906

(C) No storage facility shall fail to comply with division 907
 (A) or (B) of this section." 908

In line 9341, after "4503.23," insert "4505.101," 909

In line 9344, after "4513.34," insert "4513.60, 4513.601, 910
 4513.61, 4513.62, 4513.63, 4513.64, 4513.65, 4513.66, 4513.69," 911

The motion was _____ agreed to.

SYNOPSIS

Port authority towing motor vehicles 912

**R.C. 4505.101, 4513.60, 4513.601, 4513.61, 4513.62, 4513.63, 913
 4513.64, 4513.65, 4513.66, and 4513.69** 914

Authorizes a port authority's law enforcement agency to take 915
 certain actions regarding the towing of motor vehicles, such as 916
 ordering an abandoned junk motor vehicle in the port authority's 917
 jurisdiction into storage and ordering a vehicle into storage that 918
 has been left on public or private property within the port 919
 authority's jurisdiction. (Under current law, port authority law 920
 enforcement agencies do not have this authorization.) 921

_____ moved to amend as follows:

1 After line 10267, insert:

2 **"Section 755.____.** (A) As an alternative to the creation of
3 a countywide emergency management agency under section 5502.26
4 of the Revised Code, the board of county commissioners of a
5 county that has a population between three hundred fifty
6 thousand and four hundred thousand on the effective date of this
7 section, by resolution, may enter into a contract, not to exceed
8 four years, to implement a countywide emergency management
9 program that meets the requirements and conditions specified in
10 divisions (A) (1) to (3) of section 5502.26 of the Revised Code.
11 The board shall enter into the contract with the county sheriff
12 or a chief of a fire department that has countywide authority.

13 The sheriff or chief shall appoint a director/coordinator
14 of emergency management for the countywide emergency management
15 program. The director/coordinator shall pursue and complete a
16 professional development training program in accordance with
17 rules adopted under section 5502.25 of the Revised Code. The
18 director/coordinator is responsible for coordinating,
19 organizing, administering, and operating emergency management in

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20 accordance with the program established under this section,
21 subject to the direction of the sheriff or chief. All agencies,
22 boards, and divisions having emergency management functions
23 within each political subdivision in the county shall cooperate
24 in the development of the all-hazards emergency operations plan
25 and shall cooperate in the preparation and conduct of the annual
26 exercise as specified under division (A) of section 5502.26 of
27 the Revised Code.

28 (B) The board of county commissioners of the county, after
29 it enters into a contract to establish a countywide emergency
30 management program, may appropriate money from its general fund
31 to meet its obligations under the contract, including the
32 development, acquisition, operation, and maintenance of a
33 countywide public safety communication system and any
34 communication devices, radios, and other equipment necessary for
35 the system's operation and use. Money appropriated under this
36 section may be expended to purchase and maintain the assets or
37 equipment of the county or of the sheriff or chief who has
38 entered into the contract with the board, including equipment
39 used by the personnel of the sheriff or chief. The board also
40 may appropriate money under this section directly to the office
41 of the sheriff or chief who has entered into the contract with
42 the board, to enable the sheriff or chief to purchase
43 communication devices, radios, and other equipment necessary for

44 the countywide public safety communication system's operation
45 and use."

46 The motion was _____ agreed to.

47 SYNOPSIS

48 **Temporary countywide emergency management program**

49 **Section 755.____**

50 Authorizes counties with a population between 350,000 and
51 400,000 as of the effective date of the bill, to temporarily
52 create a countywide emergency management program in lieu of a
53 countywide emergency management agency.

Sub. H.B. 62
LSC 133 0002-7

_____ moved to amend as follows:

In line 2 of the title, after "307.86," insert "340.021," 1

In line 31, after "307.86," insert "340.021," 2

After line 579, insert: 3

"**Sec. 340.021.** (A) In an alcohol, drug addiction, and mental 4
health service district where the board of county commissioners 5
has established an alcohol and drug addiction services board, the 6
community mental health board established under former section 7
340.02 of the Revised Code shall serve as the entity responsible 8
for providing mental health services in the county. A community 9
mental health board has all the powers, duties, and obligations of 10
a board of alcohol, drug addiction, and mental health services 11
with regard to mental health services. An alcohol and drug 12
addiction services board has all the powers, duties, and 13
obligations of a board of alcohol, drug addiction, and mental 14
health services with regard to addiction services. Any provision 15
of the Revised Code that refers to a board of alcohol, drug 16
addiction, and mental health services with regard to mental health 17
services also refers to a community mental health board and any 18
provision that refers to a board of alcohol, drug addiction, and 19
mental health services with regard to alcohol and drug addiction 20
services also refers to an alcohol and drug addiction services 21
board. 22

An alcohol and drug addiction services board shall consist of 23

eighteen members or fourteen members, at the election of the
board. Not later than January 1, 2014, each alcohol and drug
addiction services board shall notify the department of mental
health and addiction services of its election to operate as an
eighteen-member board or to operate as a fourteen-member board.
The election shall be final. Failure to provide notice of its
election to the department on or before January 1, 2014, shall
constitute an election to continue to operate as an
eighteen-member board. If an existing board provides timely notice
of its election to operate as a fourteen-member board, the number
of board members may decline from eighteen to fourteen by
attrition as current members' terms expire. However, the
composition of the board must reflect the requirements set forth
in this section and in applicable provisions of section 340.02 of
the Revised Code for fourteen-member boards. For boards operating
as eighteen-member boards, six members shall be appointed by the
director of mental health and addiction services and twelve
members shall be appointed by the board of county commissioners.
The director of mental health and addiction services shall ensure
that at least one member of the board is a person who has received
or is receiving services for alcohol, drug, or gambling addiction,
at least one member is a parent or relative of such a person, and
at least one member is a clinician with experience in the delivery
of addiction services. The membership of the board shall, as
nearly as possible, reflect the composition of the population of
the service district as to race and sex. Members shall be
residents of the service district and shall be interested in
alcohol, drug, or gambling addiction services. Requirements for
membership, including prohibitions against certain family and
business relationships, and terms of office shall be the same as
those for members of boards of alcohol, drug addiction, and mental

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health services. 55

A community mental health board shall consist of eighteen 56
members or fourteen members, at the election of the board. Not 57
later than January 1, 2014, each community mental health board 58
shall notify the department of mental health and addiction 59
services of its election to operate as an eighteen-member board or 60
to operate as a fourteen-member board. The election shall be 61
final. Failure to provide notice of its election to the department 62
on or before January 1, 2014, shall constitute an election to 63
continue to operate as an eighteen-member board. If an existing 64
board provides timely notice of its election to operate as a 65
fourteen-member board, the number of board members may decline 66
from eighteen to fourteen by attrition as current members' terms 67
expire. However, the composition of the board must reflect the 68
requirements set forth in this section and in applicable 69
provisions of section 340.02 of the Revised Code for 70
fourteen-member boards. For boards operating as eighteen-member 71
boards, six members shall be appointed by the director of mental 72
health and addiction services and twelve members shall be 73
appointed by the board of county commissioners. The director of 74
mental health and addiction services shall ensure that at least 75
one member of the board is a person who has received or is 76
receiving mental health services, at least one member is a parent 77
or relative of such a person, and at least one member is a 78
clinician with experience in the delivery of mental health 79
services. The membership of the board as nearly as possible shall 80
reflect the composition of the population of the service district 81
as to race and sex. Members shall be residents of the service 82
district and shall be interested in mental health services. 83
Requirements for membership, including prohibitions against 84
certain family and business relationships, and terms of office 85

shall be the same as those for members of boards of alcohol, drug addiction, and mental health services. 86
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(B)(1) If a board of county commissioners subject to division (A) of this section did not adopt a final resolution providing for a board of alcohol, drug addiction, and mental health services on or before July 1, 2007, the board of county commissioners may establish a board of alcohol, drug addiction, and mental health services on or after September 23, 2008. To establish the board, the board of county commissioners shall adopt a resolution providing for the board's establishment. The composition of the board, the procedures for appointing members, and all other matters related to the board and its members are subject to section 340.02 of the Revised Code, with the following exceptions: 88
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(a) For initial appointments to the board, the county's community mental health board and alcohol and drug addiction services board shall jointly recommend members of those boards for reappointment and shall submit the recommendations to the board of county commissioners and the director of mental health and addiction services. 99
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(b) ~~To the greatest extent possible, the~~ The appointing authorities shall appoint the initial members from among the members jointly recommended under division (B)(1)(a) of this section unless the appointment is otherwise prohibited by law. 105
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(2) If a board of alcohol, drug addiction, and mental health services is established pursuant to division (B)(1) of this section, the board has the same rights, privileges, immunities, powers, and duties that were possessed by the county's community mental health board and alcohol and drug addiction services board. When the board is established, all property and obligations of the community mental health board and alcohol and drug addiction 109
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services board shall be transferred to the board of alcohol, drug 116
 addiction, and mental health services." 117

In line 9339, after "307.86," insert "340.021," 118

Delete lines 10246 through 10262 119

The motion was _____ agreed to.

SYNOPSIS

Board of Alcohol, Drug Addiction, and Mental Health Services 120

R.C. 340.021; Section 703.50 121

Requires the Director of Mental Health and Addiction Services 122
 and the board of county commissioners to make initial appointments 123
 to a newly formed Board of Alcohol, Drug Addiction, and Mental 124
 Health Services from the members jointly recommended by the 125
 county's community mental health board and the alcohol and drug 126
 addiction services board, unless otherwise prohibited by law. 127

Removes a provision from the bill that does the following: 128

Requires any county with a population greater than 300,000 129
 but less than 350,000 that has not established a Board of Alcohol, 130
 Drug Addiction, and Mental Health Services to establish that 131
 Board. 132

Requires the board of county commissioners to appoint initial 133
 members that have not less than one year of experience serving as 134
 a member on the Board of Mental Health or the Board of Alcohol and 135
 Drug Addiction Services. 136

_____ moved to amend as follows:

1 In line 7658, reinsert "total rate of"; after "~~twenty-~~
2 ~~eight~~" insert "thirty-four"; reinsert "cents per"

3 In line 7659, reinsert "gallon"; delete "rates prescribed
4 by division (D) of"

5 Delete line 7660

6 In line 7661, delete "gallon of such tax rates" and insert
7 ". Twenty-eight thirty-fourths of the revenue from the tax"

8 In line 7804, delete everything after "(B)"

9 In line 7805, delete "that exceeds twenty-eight cents per
10 gallon" and insert "Six thirty-fourths of the revenue from the
11 tax"

12 In line 7869, delete everything after "(D)"

13 Delete lines 7870 through 7884

14 In line 7885, delete "(E)"

15 In line 7887, delete "(F)" and insert "(E)"

16 In line 9367, delete "\$674,734,023 \$850,604,799" and
17 insert "\$668,734,023 \$661,604,799"

18 In line 9368, delete "\$1,217,078,291 \$1,232,839,103" and
19 insert "\$1,228,078,291 \$1,238,839,103"

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20 In line 9380, add \$5,000,000 to fiscal year 2020 and
21 subtract \$183,000,000 from fiscal year 2021

22 In line 9388, delete "\$40,652,556 \$56,101,265" and insert
23 "\$67,652,556 \$66,101,265"

24 In line 9390, add \$27,000,000 to fiscal year 2020 and
25 \$10,000,000 to fiscal year 2021

26 In line 9391, add \$32,000,000 to fiscal year 2020 and
27 subtract \$173,000,000 from fiscal year 2021

28 After line 9391, insert:

29 **"Section 203.____.** HIGHWAY CONSTRUCTION AND MAINTENANCE
30 FUNDING ALLOCATIONS

31 Portions of the appropriations contained in Section 203.10
32 of this act shall be used to allocate the following minimum
33 amounts of funding to specific programs under the Department of
34 Transportation budget:

35 (A) For the maintenance program, not less than
36 \$1,832,000,000 in fiscal year 2020 and \$1,831,000,000 in fiscal
37 year 2021;

38 (B) For the operating programs, not less than \$885,000,000
39 in fiscal year 2020 and \$890,000,000 in fiscal year 2021;

40 (C) For the Major New program, not less than \$100,000,000
41 in each fiscal year from revenues received from the tax levied
42 under section 5735.05 of the Revised Code; and

43 (D) For the safety program, not less than \$25,000,000 in
44 each fiscal year from revenues received from the tax levied
45 under section 5735.05 of the Revised Code.

46 The allocation under this division is supplemental to the
47 \$108,500,000 in federal safety program funding allocated within
48 the maintenance program under division (A) of this section."

49 In line 10441, delete "section" and insert "sections
50 5735.01, 5735.011, 5735.05, 5735.051, "; after "5735.053" insert
51 ", and 5736.01"

52 Delete lines 10443 through 10445

53 In line 10490, after "5735.05," insert "5735.051,"

54 The motion was _____ agreed to.

55 SYNOPSIS

56 **Motor fuel tax: Reduce amount of tax rate increase**

57 **R.C. 5735.05; Sections 757.40 and 757.50 (removed)**

58 Replaces the House-proposed MFT phased-in tax rate
59 increases with a onetime 6¢ per gallon increase uniformly for
60 gasoline, diesel, and other fuel types. The increase would take
61 effect July 1, 2019. The rate is not indexed in future years.

62 The House-proposed rate increases apply separately to
63 gasoline and to other fuel types (primarily diesel), ultimately
64 increasing by 10.7¢ for gasoline in October 2020 and by 20¢ for
65 diesel and other fuel types in October 2021; the initial
66 increases would begin October 1, 2019. The Executive proposal
67 called for an increase of 18¢ per gallon for all fuel types
68 beginning July 1, 2019, and indexed the rate in future years.

69 **Department of Transportation**

70 **Sections 203.10 and 203. __**

71 Adjusts appropriations to Highway Operating Fund
72 (Fund 7002) line item 772421, Highway Construction - State, by
73 subtracting \$6.0 million in FY 2020 and \$189.0 million in FY
74 2021 so that appropriations total approximately \$668.7 million
75 in FY 2020 and \$661.6 million in FY 2021.

76 Increases appropriations to federally highway-funded
77 Highway Operating Fund (Fund 7002) line item 772422, Highway
78 Construction - Federal, by \$11.0 million in FY 2020 and \$6.0
79 million in FY 2021 so that appropriations total around \$1.23
80 billion in FY 2020 and \$1.24 billion in FY 2021.

81 Increases appropriations to federal GARVEE bond-funded Fund
82 7045 line item 772428, Highway Infrastructure Bank - Bonds, by
83 \$27.0 million in FY 2020 and \$10.0 million in FY 2021 so that
84 appropriations total around \$67.7 million in FY 2020 and \$66.1
85 million in FY 2021.

86 Requires portions of the appropriations to ODOT in the bill
87 to be used to allocate the following minimum amounts of funding
88 to specific programs under the ODOT budget: (1) for the
89 maintenance program, not less than \$1.832 billion in FY 2020 and
90 \$1.831 billion in FY 2021; (2) for the operating programs, not
91 less than \$885.0 million in FY 2020 and \$890.0 million in
92 FY 2021; (3) for the Major New program, not less than
93 \$100.0 million in each fiscal year from revenue received from
94 the Ohio motor fuel tax; and (4) for the safety program, not
95 less than \$25.0 million in each fiscal year from revenue
96 received from the Ohio motor fuel tax, which is supplemental to
97 the \$108.5 million per year in federal safety program funding
98 allocated within the maintenance program.

_____ moved to amend as follows:

1 In line 22 of the title, delete "effective January 1,
2 2020,"

3 In line 10238, delete "effective"

4 Delete lines 10239 through 10244

5 In line 10245, delete everything before the period

6 Delete lines 10494 through 10496

7 The motion was _____ agreed to.

8 SYNOPSIS

9 **Financial Responsibility Random Verification Program**

10 **R.C. 4509.101, 4510.04, and Section 3 of Am. Sub. S.B. 20**
11 **of the 120th General Assembly**

12 Terminates the Financial Responsibility Random Verification
13 Program on the effective date of the bill, rather than on
14 January 1, 2020, as is currently specified by the bill.

_____ moved to amend as follows:

1 In line 13 of the title, delete "306.051,"

2 In line 39, delete "306.051,"

3 Delete lines 383 through 415

4 The motion was _____ agreed to.

5 SYNOPSIS

6 **County transit system funding**

7 **R.C. 306.051 (removed)**

8 Eliminates the provision of the bill that specifies that
9 funds expended for social services in a county may be used as
10 the local match needed to obtain state or federal funds for the
11 county transit system.

_____ moved to amend as follows:

1 In line 9552, delete "REAPPROPRIATIONS,"

2 Delete lines 9648 through 9675

3 After line 10028, insert:

4 **"Section 509.____.** REAPPROPRIATIONS FOR THE DEPARTMENT OF
5 TRANSPORTATION

6 In each fiscal year of the biennium ending June 30, 2021,
7 the Director of Budget and Management may request the
8 Controlling Board to reappropriate any remaining unencumbered
9 balances of prior years' appropriations to the Highway Operating
10 Fund (Fund 7002), the Highway Capital Improvement Fund (Fund
11 7042), and the Infrastructure Bank funds created in section
12 5531.09 of the Revised Code for the same purpose in the
13 following fiscal year.

14 Prior to the Director of Budget and Management's seeking
15 approval of the Controlling Board, the Director of
16 Transportation shall develop a reappropriation request plan that
17 identifies the appropriate fund and appropriation item of the
18 reappropriation, and the reappropriation request amount and
19 submit the plan to the Director of Budget and Management for
20 evaluation. The Director of Budget and Management may request
21 additional information necessary for evaluating the

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22 reappropriation request plan, and the Director of Transportation
23 shall provide the requested information to the Director of
24 Budget and Management. Based on the information provided by the
25 Director of Transportation, the Director of Budget and
26 Management shall determine amounts to be reappropriated by fund
27 and appropriation item to submit to the Controlling Board for
28 its approval.

29 Any balances of prior years' unencumbered appropriations to
30 the Highway Operating Fund (Fund 7002), the Highway Capital
31 Improvement Fund (Fund 7042), and the Infrastructure Bank funds
32 created in section 5531.09 of the Revised Code for which
33 reappropriations are requested and approved are subject to the
34 availability of revenue in the funds."

35 The motion was _____ agreed to.

36 SYNOPSIS

37 **Reappropriations to the Department of Transportation**

38 **Sections 203.60 and 509. __**

39 Removes language from Section 203.60 of the bill allowing
40 ODOT to receive reappropriations of prior years' appropriations
41 for FY 2020 and FY 2021 upon the approval of OBM, affecting
42 unencumbered appropriations to the Highway Operating Fund (Fund
43 7002), the Highway Capital Improvement Fund (Fund 7042), and the
44 State Infrastructure Bank funds.

45 Adds similar reappropriations language to Section 509. __ of
46 the bill, but requires the reappropriations to be approved by
47 the Controlling Board upon the request of OBM, after OBM
48 approves ODOT's reappropriation request plan.

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DOTCD29

_____ moved to amend as follows:

After line 9356, insert:	1
"General Revenue Fund	2
GRF 775470 Public Transportation \$ 46,500,000 \$ 46,500,000	3
- State	
TOTAL GRF General Revenue Fund \$ 46,500,000 \$ 46,500,000"	4
In line 9391, add \$46,500,000 to each fiscal year	5
After line 9391, insert:	6
" Section 203. ____. PUBLIC TRANSPORTATION - STATE	7
Of the foregoing appropriation item 775470, Public	8
Transportation - State, \$40,000,000 in each fiscal year shall be	9
used for the same purposes as funding allocated under the Federal	10
Highway Administration (FHWA) flexible funding program in the	11
biennium ending June 30, 2019, and \$6,500,000 in each fiscal year	12
shall be used for the same purposes as funding allocated under	13
appropriation item 775451, Public Transportation - State, in the	14
biennium ending June 30, 2019."	15
Delete lines 9518 through 9531	16

The motion was _____ agreed to.

SYNOPSIS

Department of Transportation	17
Sections 203.10, 203.____, and 203.43 (removed)	18
Establishes appropriations of \$46.5 million in each of FY	19
2020 and FY 2021 for GRF line item 775470, Public Transportation -	20
State. Of this amount, earmarks (1) \$40.0 million per year for the	21
same purposes as funding allocated under the Federal Highway	22
Administration (FHWA) flexible funding program in the current FY	23
2018-FY 2019 biennium, and (2) \$6.5 million per year for the same	24
purposes as funding allocated under line item 775451, Public	25
Transportation - State, in the current FY 2018-FY 2019 biennium.	26
Removes the amount allocated for public transportation from	27
Highway Operating Fund (Fund 7002) line item 772422, Highway	28
Construction - State, through the Federal Highway Administration	29
(FHWA) flexible funding program.	30
Removes an earmark of \$18.5 million in each of FY 2020 and FY	31
2021 for the five transit systems with the highest level of	32
elderly and disabled transit ridership. (In the House-Passed	33
version of H.B. 62, this earmark is from the \$100.0 million total	34
allocated for public transportation through the Federal Highway	35
Administration (FHWA) flexible funding program.)	36

_____ moved to amend as follows:

1 In line 3555, after "Code" insert ", subject to division
2 (F) of section 5735.05 of the Revised Code"

3 In line 3562, after "Code" insert ", subject to division
4 (F) of section 5735.05 of the Revised Code"

5 The motion was _____ agreed to.

6 SYNOPSIS

7 **Hybrid and electric motor vehicle registration fee**

8 **R.C. 4503.10**

9 Requires the additional registration fees for hybrid (\$175)
10 and electric (\$75) motor vehicles, after distribution, to be
11 used for construction, maintenance, and repair of roads and
12 bridges, the operation costs of applicable state agencies, or
13 used to match other revenue for these purposes.

_____ moved to amend as follows:

- 1 In line 6 of the title, delete "4507.06,"
- 2 In line 7 of the title, delete "4507.51,"
- 3 In line 34, delete "4507.06,"
- 4 In line 35, delete "4507.51,"
- 5 Delete lines 4542 through 4630
- 6 In line 4641, delete everything after the underlined period
- 7 Delete lines 4642 through 4646
- 8 Delete lines 4889 through 4974
- 9 Delete lines 5054 through 5059
- 10 In line 6385, delete everything after "who"
- 11 In line 6386, delete everything before the underlined
- 12 period and insert "has registered with the registrar of motor
- 13 vehicles in accordance with division (C) (5) of this section"
- 14 In line 6387, delete everything after "(5)"
- 15 Delete line 6388
- 16 In line 6389, delete everything before the underlined
- 17 period and insert "A person who has received an affidavit under
- 18 division (C) (3) of this section stating that the person has a
- 19 permanent or reasonably expected to be permanent physical
- 20 impairment that makes use of an occupant restraining device

SC0734

21 impossible or impracticable may register with the registrar
22 attesting to that fact. Upon such registration, the registrar
23 shall make that information available in the law enforcement
24 automated data system. A person included in the database under
25 division (C)(5) of this section is not required to have the
26 affidavit obtained in accordance with division (C)(3) of this
27 section in their possession while operating or occupying an
28 automobile"

29 In line 6391, after "(3)" insert "or (C)(4)"; delete "or
30 for the purpose"

31 Delete line 6392

32 In line 6393, delete "indicating physical impairment"

33 After line 6398, insert:

34 "(7) The registrar shall adopt rules in accordance with
35 Chapter 119. of the Revised Code establishing a process for a
36 person to be included in the database under division (C)(5) of
37 this section. The information provided and included in the
38 database under division (C)(5) of this section is not a public
39 record subject to inspection or copying under section 149.43 of
40 the Revised Code."

41 In line 9342, delete "4507.06,"

42 In line 9343, delete "4507.51,"

43 The motion was _____ agreed to.

44

SYNOPSIS

45

Seatbelt exemption - LEADS rather than on license or ID

46

R.C. 4507.06, 4507.13, 4507.51, 4507.52, and 4513.263

47

48 Eliminates the provisions of the bill authorizing a person
49 to obtain a driver's license or state identification card
indicating that the person has a physical impairment.

50

51 Replaces those provisions with an authorization that a
52 person with a physical impairment that makes wearing a seatbelt
53 impossible or impractical may register to be included in the Law
Enforcement Automated Data System.

54

55 Requires the Registrar to adopt rules establishing a
56 process for a person to be included in LEADS and makes the
57 information provided by the person exempt from a public records
request.

_____ moved to amend as follows:

- 1 Delete lines 7141 through 7143
- 2 In line 7144, delete "(A)"
- 3 In line 7148, delete "(1)" and insert "(A)"
- 4 In line 7152, delete "(2)" and insert "(B)"
- 5 In line 7155, delete "(3)" and insert "(C)"
- 6 In line 7162, delete "(4)" and insert "(D)"
- 7 In line 7165, delete "(5)" and insert "(E)"
- 8 In line 7169, delete "(6)" and insert "(F)"
- 9 Delete lines 7171 through 7173
- 10 In line 7174, delete "(A)"
- 11 Delete lines 7185 through 7187
- 12 Delete lines 7213 through 7215
- 13 In line 7221, delete ", including administrative"
- 14 Delete line 7222
- 15 In line 7223, delete everything before the underlined
- 16 period
- 17 In line 7224, delete "The public utilities commission, in"
- 18 Delete lines 7225 through 7229
- 19 In line 7230, delete everything after "(A)" and insert
- 20 "Peer-to-peer car sharing and a peer-to-peer car sharing program"

21 agreement are a consumer transaction for purposes of sections
22 1345.01 to 1345.13 of the Revised Code. The peer-to-peer car
23 sharing program is the supplier and the shared vehicle owner and
24 the shared vehicle driver are the consumers for purposes of
25 those sections."

26 Delete line 7231

27 In line 7232, delete everything after "(B)" and insert
28 "Whoever violates sections 4926.02 to 4926.05 of the Revised
29 Code is subject to any applicable penalties under Chapter 1345.
30 of the Revised Code for such violation."

31 Delete lines 7233 through 7234

32 The motion was _____ agreed to.

33 SYNOPSIS

34 **Peer-to-peer car sharing program oversight**

35 **R.C. 4926.01, 4926.02, 4926.03, 4926.04, 4926.05, 4926.06,**
36 **4926.07, 4926.08, and 4926.09; Section 757.60**

37 Eliminates the provision giving the Public Utilities
38 Commission oversight over peer-to-peer car sharing programs and
39 the authority to establish administrative penalties for a
40 violation of the regulations concerning the programs.

41 Makes the peer-to-peer car sharing programs subject to the
42 Uniform Commercial Code requirements governing consumer sales
43 practices.

44 Makes any violation of the regulations concerning the
45 peer-to-peer car sharing programs subject to the applicable
46 penalties associated with a violation of the Consumer Sales
47 Practices Law. (Thus, any violation would be prosecuted by
48 either the Attorney General or through a private attorney in a
49 civil lawsuit.)

_____ moved to amend as follows:

1 In line 10385, delete "October" and insert "January";
2 delete "2019" and insert "2020"

3 In line 10386, delete "complete" and insert "provide for
4 the completion of"

5 In line 10388, delete everything after "requirements"

6 In line 10389, delete "under" and insert "of"

7 The motion was _____ agreed to.

8 SYNOPSIS

9 **Performance audit of ODOT**

10 **Section 755.90**

11 Changes the date the performance audit of ODOT must be
12 completed from October 1, 2019, to January 1, 2020.

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LSC 133 0002-7
DPSCD19 and 20

_____ moved to amend as follows:

In line 4 of the title, after "4501.01," insert "4501.031,
4501.042, 4501.043," 1
2

In line 5 of the title, after "4503.23," insert "4504.10,
4504.201," 3
4

In line 13 of the title, after "4503.193," insert "4504.173,
4504.181," 5
6

In line 32, after "4501.01," insert "4501.031, 4501.042,
4501.043," 7
8

In line 33, after "4503.23," insert "4504.10, 4504.201," 9

In line 39, after "4503.193," insert "4504.173, 4504.181," 10

After line 3355, insert: 11

"**Sec. 4501.031.** All moneys received under section 4504.09 of 12
the Revised Code shall be paid into the state treasury to the 13
credit of the local motor vehicle license tax fund, which is 14
hereby created, for distribution in the manner provided for in 15
this chapter. The treasurer of state may invest any portion of the 16
moneys credited to the fund in the same manner and subject to all 17
the laws governing the investment of state funds by the treasurer 18

of state. All investment earnings of the fund shall be credited to 19
the fund. 20

The registrar of motor vehicles shall open an account with 21
each county and district of registration in the state, and may 22
assign each county and district a code for identification 23
purposes. The code for a county or district may be the same as the 24
code assigned to the county or district by the registrar under 25
section 4501.03 of the Revised Code. 26

Once each month the registrar shall prepare vouchers in favor 27
of the county auditor of each county levying a county motor 28
vehicle license tax pursuant to section 4504.02, 4504.15, 4504.16, 29
or 4504.24 of the Revised Code and of each county in which is 30
located one or more townships levying a township motor vehicle 31
license tax pursuant to section 4504.18 or 4504.181 of the Revised 32
Code for the amount of the tax due the county or townships in the 33
county. 34

All moneys received by the registrar under section 4504.09 of 35
the Revised Code shall be distributed to counties, townships, and 36
municipal corporations within thirty days of the expiration of the 37
registration year. Necessary adjustments shall be made immediately 38
out of funds available for distribution for the following two 39
registration years. 40

Sec. 4501.042. All moneys received under section 4504.09 of 41
the Revised Code from municipal motor vehicle license taxes levied 42
pursuant to section 4504.06, 4504.17, 4504.171, ~~or~~ 4504.172, or 43
4504.173 of the Revised Code, and any part of the moneys received 44
from county motor vehicle license taxes levied pursuant to section 45
4504.15 of the Revised Code which is to be distributed to 46
municipal corporations, shall be paid into the state treasury to 47

the credit of the local motor vehicle license tax fund created 48
under section 4501.031 of the Revised Code and shall be 49
distributed to the treasuries of the municipal corporations 50
levying or entitled to such tax moneys. 51

Sec. 4501.043. All moneys received under section 4504.09 of 52
the Revised Code with respect to townships levying township 53
license taxes pursuant to ~~section~~ sections 4504.18 and 4504.181 of 54
the Revised Code and paid into the state treasury under section 55
4501.031 of the Revised Code shall be distributed to the 56
respective townships levying such taxes for allocation and 57
distribution as provided in section 4504.19 of the Revised Code." 58

After line 3994, insert: 59

"**Sec. 4504.10.** Except as otherwise provided in this chapter, 60
the levy of any excise, license, income, or property tax by the 61
state or by any political subdivision thereof shall not be 62
construed as preempting the power of a county to levy a county 63
motor vehicle license tax pursuant to section 4504.02, 4504.15, 64
4504.16, or 4504.24 of the Revised Code, of a township to levy a 65
township motor vehicle license tax pursuant to ~~section~~ sections 66
4504.18 and 4504.181 of the Revised Code, or of a municipal 67
corporation to levy a municipal motor vehicle license tax pursuant 68
to section 4504.06, 4504.17, 4504.171, ~~or~~ 4504.172, or 4504.173 of 69
the Revised Code. 70

Sec. 4504.173. (A)(1) The legislative authority of a 71
municipal corporation may levy an annual license tax upon the 72
operation of motor vehicles on the public roads and highways in 73
that municipal corporation for any authorized purpose. A tax 74
levied under this section is in addition to the tax levied by 75

<u>sections 4503.02 and 4503.07 of the Revised Code and any other tax</u>	76
<u>levied under this chapter. The tax shall be at the rate of five</u>	77
<u>dollars per motor vehicle on all motor vehicles the district of</u>	78
<u>registration of which is located in the municipal corporation</u>	79
<u>levying the tax, as defined in section 4503.10 of the Revised</u>	80
<u>Code. The rate of the tax is in addition to the tax rates</u>	81
<u>prescribed in sections 4503.04 and 4503.042 of the Revised Code</u>	82
<u>and is subject to both of the following:</u>	83
<u>(a) The reductions in the manner provided in section 4503.11</u>	84
<u>of the Revised Code;</u>	85
<u>(b) The exemptions provided in sections 4503.16, 4503.17,</u>	86
<u>4503.172, 4503.173, 4503.18, 4503.41, 4503.43, 4503.46, and</u>	87
<u>4503.571 of the Revised Code.</u>	88
<u>(2) As used in division (A)(1) of this section, "authorized</u>	89
<u>purpose" means any of the following:</u>	90
<u>(a) Paying the costs and expenses of enforcing and</u>	91
<u>administering the tax provided for in this section;</u>	92
<u>(b) Planning, constructing, improving, maintaining, and</u>	93
<u>repairing public roads, highways, and streets;</u>	94
<u>(c) Maintaining and repairing bridges and viaducts;</u>	95
<u>(d) Paying the municipal corporation's portion of the costs</u>	96
<u>and expenses of cooperating with the department of transportation</u>	97
<u>in the planning, improvement, and construction of state highways;</u>	98
<u>(e) Paying the municipal corporation's portion of the</u>	99
<u>compensation, damages, costs, and expenses of planning,</u>	100
<u>constructing, reconstructing, improving, maintaining, and</u>	101
<u>repairing roads and streets;</u>	102
<u>(f) Paying any costs apportioned to the municipal corporation</u>	103

<u>under section 4907.47 of the Revised Code;</u>	104
<u>(g) Paying debt service charges on notes or bonds of the municipal corporation issued for such purposes;</u>	105
<u>(h) Purchasing, erecting, and maintaining street and traffic signs and markers;</u>	106
<u>(i) Purchasing, erecting, and maintaining traffic lights and signals;</u>	107
<u>(j) Supplementing revenue already available for the aforementioned purposes.</u>	108
<u>(B)(1) No ordinance, resolution, or other measure levying a municipal motor vehicle license tax pursuant to this section shall be enacted as an emergency measure under section 731.30 of the Revised Code or pursuant to the charter of the municipal corporation.</u>	109
<u>(2) An ordinance, resolution, or other measure levying a municipal motor vehicle license tax pursuant to this section is subject to a referendum as provided in sections 731.29 to 731.41 of the Revised Code or by the charter of the municipal corporation.</u>	110
<u>(C) A municipal motor vehicle license tax levied under this section continues in effect until repealed.</u>	111
<u>Sec. 4504.181. (A)(1) The board of township trustees of a township may, by resolution, levy an annual license tax upon the operation of motor vehicles on the public roads and highways in the unincorporated territory of the township for any authorized purpose. A tax levied under this section is in addition to the tax levied by sections 4503.02 and 4503.07 of the Revised Code and any other tax levied under this chapter. The tax shall be at the rate</u>	112
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of five dollars per motor vehicle on all motor vehicles the 132
district of registration of which is located in the unincorporated 133
area of the township levying the tax, as defined in section 134
4503.10 of the Revised Code. The rate of the tax is in addition to 135
the tax rates prescribed in sections 4503.04 and 4503.042 of the 136
Revised Code and is subject to both of the following: 137

(a) The reductions in the manner provided in section 4503.11 138
of the Revised Code; 139

(b) The exemptions provided in sections 4503.16, 4503.17, 140
4503.172, 4503.173, 4503.18, 4503.41, 4503.43, 4503.46, and 141
4503.571 of the Revised Code. 142

(2) As used in division (A)(1) of this section, "authorized 143
purpose" means any of the following: 144

(a) Paying the costs and expenses of enforcing and 145
administering the tax provided for in this section; 146

(b) Paying for construction, reconstruction, improvement, 147
maintenance, and repair of township roads, bridges, and culverts; 148

(c) Purchasing, erecting, and maintaining traffic signs, 149
markers, lights, and signals; 150

(d) Purchasing road machinery and equipment, and planning, 151
constructing, and maintaining suitable buildings to house such 152
equipment; 153

(e) Paying any costs apportioned to the township under 154
section 4907.47 of the Revised Code; 155

(f) Supplementing revenue already available for the 156
aforementioned purposes. 157

(B) Prior to the adoption of any resolution under this 158

section, the board of township trustees shall conduct two public 159
hearings on the resolution, the second hearing to be not less than 160
three but not more than ten days after the first hearing. The 161
board shall provide notice of the date, time, and place of both 162
hearings by publication in a newspaper of general circulation in 163
the township, or as provided in section 7.16 of the Revised Code, 164
once a week on the same day of the week for two consecutive weeks. 165
The second publication shall be not less than ten but not more 166
than thirty days prior to the first hearing. 167

(C) No resolution adopted under this section shall become 168
effective sooner than thirty days following its adoption. A 169
resolution under this section is subject to a referendum in the 170
same manner, except as to the form of the petition, as provided in 171
division (H) of section 519.12 of the Revised Code for a proposed 172
amendment to a township zoning resolution. In addition, a petition 173
under this section shall be governed by the rules specified in 174
section 3501.38 of the Revised Code. 175

No resolution levying a tax under this section for which a 176
referendum vote has been requested shall go into effect unless 177
approved by a majority of those voting upon it. 178

(D) A township license tax levied under this section 179
continues in effect until repealed. 180

Sec. 4504.201. No commercial car that is taxed under division 181
 (A) of section 4503.65 of the Revised Code, and no commercial bus 182
 that is taxed under division (B) of section 4503.65 of the Revised 183
 Code, is subject to a tax established under section 4504.02, 184
 4504.06, 4504.15, 4504.16, 4504.17, 4504.171, 4504.172, 4504.173, 185
 4504.18, 4504.181, or 4504.24 of the Revised Code." 186

In line 9341, after "4501.01," insert "4501.031, 4501.042," 187

4501.043,"; after "4503.23," insert "4504.10, 4504.201,"

188

The motion was _____ agreed to.

SYNOPSIS

Municipal and township license tax

189

**R.C. 4501.031, 4501.042, 4501.043, 4504.10, 4504.173,
4504.181, and 4504.201**

190

191

Authorizes municipal corporations and townships to levy an
additional \$5 motor vehicle license (registration) tax. The money
generated from the additional tax must be used for the same
highway purposes as the other local motor vehicle license taxes.
(Restores the House-passed version's authorization.)

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_____ moved to amend as follows:

1 In line 1372, delete "individual" and insert "person"

2 In line 10500, delete "sections" and insert "section"

3 In line 10501, delete "composites" and insert "a
4 composite"; delete "sections" and insert "section"

5 In line 10502, delete "are" and insert "is"; delete
6 "versions" and insert "version"; delete "sections" and insert
7 "section"

8 In line 10503, delete "sections" and insert "section"

9 Delete lines 10507 and 10508

10 The motion was _____ agreed to.

11 SYNOPSIS

12 **LSC corrective and technical**

13 **R.C. 4121.01 and Section 815.10**

14 Makes corrective and technical adjustments.

_____ moved to amend as follows:

1 In line 12 of the title, after "5735.142," insert "and";
2 delete ", 5736.01, and 5751.01"

3 In line 38, after "5735.142," insert "and"; delete ",
4 5736.01, and 5751.01"

5 In line 7644, delete "bar" and insert "pounds per square
6 inch"

7 In line 7872, delete "and (2)" and insert ", (2), and (3)"

8 In line 7879, after "(2)" insert "On each gallon equivalent
9 of compressed natural gas:

10 (a) Seven cents on and after July 1, 2019, and before July
11 1, 2020;

12 (b) Fourteen cents on and after July 1, 2020, and before
13 July 1, 2021;

14 (c) Twenty-one cents on and after July 1, 2021, and before
15 July 1, 2022;

16 (d) Twenty-eight cents on and after July 1, 2022, and
17 before July 1, 2023;

18 (e) Thirty-four cents on and after July 1, 2023.

19 (3)"; after "gasoline" insert "or compressed natural gas"

20 Delete lines 8457 through 9337

21 In line 9346, after "5735.142," insert "and"; delete ",
22 5736.01, and 5751.01"

23 In line 10444, delete the first comma and insert "and";
24 delete ", 5736.01, and 5751.01"

25 In line 10490, after "5735.011," insert "and"; delete ",
26 and"

27 In line 10491, delete "5736.01"

28 The motion was _____ agreed to.

29 SYNOPSIS

30 **Taxation of CNG**

31 **R.C. 5735.01, 5735.05, 5736.01 (removed), and 5751.01**
32 **(removed); Sections 757.50 and 812.30**

33 Adjusts the phased-in rates of the motor fuel tax on CNG to
34 be over five years as follows: 7¢ from July 2019-July 2020; 14¢
35 from July 2020-July 2021; 21¢ from July 2021-July 2022; 28¢ from
36 July 2022-July 2023; and 34¢ thereafter. Under the pending bill,
37 CNG is taxed at the same rates and subject to the same phase-in
38 schedule as diesel fuel: 38¢ from Oct. 2019-Oct. 2020; 44¢ from
39 Oct. 2020-Oct. 2021; and 48¢ thereafter.

40 Removes provisions of the pending bill that exempt receipts
41 from the sale of CNG for motor fuel from the commercial activity
42 tax (CAT) and the petroleum activity tax (PAT). The amendment
43 effectively subjects CNG to the same PAT and CAT treatment as
44 other motor fuels - which are subject to the PAT and not the
45 CAT. The Ohio Supreme Court has generally held that motor fuel
46 cannot be subject to the CAT unless revenue derived from its
47 taxation is used for constitutionally-restricted highway
48 purposes.

49 Corrects a technical error in the pending bill's definition
50 of CNG - replacing 2,900 bar with 2,900 pounds per square inch.

_____ moved to amend as follows:

1 After line 3562, insert:

2 "The fees established under divisions (C)(3) and (4) of
3 this section shall not be imposed until one hundred eighty days
4 after the effective date of this section."

5 The motion was _____ agreed to.

6 SYNOPSIS

7 **Electric and hybrid motor vehicles: delay effective date**

8 **R.C. 4503.10**

9 Delays the imposition of the additional registration fees
10 for electric (\$175) and hybrid (\$75) motor vehicles for 180 days
11 after the effective date of the bill.

_____ moved to amend as follows:

1 In line 715, delete "one hundred fifty" and insert "sixty"

2 In line 718, delete "one hundred fifty" and insert "sixty"

3 In line 739, delete "one hundred fifty" and insert "sixty"

4 In line 7347, delete "one hundred fifty" and insert
5 "seventy-five"

6 In line 7364, delete "three" and insert "two"

7 In line 7391, delete "one hundred fifty" and insert
8 "ninety"

9 In line 7396, delete "one hundred fifty" and insert
10 "ninety"

11 In line 7410, delete "one hundred fifty" and insert
12 "thirty"

13 In line 7421, delete "fifty" and insert "thirty"

14 In line 7423, delete "fifty" and insert "ten"

15 The motion was _____ agreed to.

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SYNOPSIS

Force account thresholds
R.C. 723.52, 723.53, 5543.19, and 5575.01

Increases force account thresholds in the following ways:

1. From \$30,000 to \$60,000 (instead of to \$150,000 in the bill) for road construction and repair projects initiated by an unchartered municipal corporation;
2. From \$45,000 to \$90,000 (instead of to \$150,000 in the bill) for township road maintenance and repair projects;
3. From \$15,000 to \$30,000 (instead of to \$150,000 in the bill) for township road construction projects;
4. From \$30,000/mile to \$75,000/mile (instead of to \$150,000/mile) for county road projects;
5. From \$100,000 to \$200,000 (instead of to \$300,000) for county bridge and culvert construction on maintenance.