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**Sub. H. B. No. 237**

**Representatives Duffey, Hackett**

**Cosponsors: Representatives Bishoff, Amstutz, Anielski, Antani, Antonio, Ashford, Buchy, Burkley, Derickson, Dever, Dovilla, Green, Grossman, Henne, Kunze, McColley, Pelanda, Retherford, Sears, Terhar, Young**

**Senators LaRose, Hottinger, Uecker, Bacon, Eklund, Faber, Jones, Sawyer, Seitz**

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**A BILL**

To amend section 4509.103 and to enact sections 1  
3938.01, 3938.02, 3938.03, 3938.04, 4925.01, 2  
4925.02, 4925.03, 4925.04, 4925.05, 4925.06, 3  
4925.07, 4925.08, 4925.09, and 4925.10 of the 4  
Revised Code to regulate transportation network 5  
companies and transportation network company 6  
services and to exempt an insurer that provides 7  
motor vehicle liability insurance from the 8  
requirement that it provide financial 9  
responsibility identification cards to a 10  
policyholder if the insurer provides the ability 11  
to use an electronic wireless communications 12  
device to provide proof of financial 13  
responsibility. 14

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

**Section 1.** That section 4509.103 be amended and sections 15  
3938.01, 3938.02, 3938.03, 3938.04, 4925.01, 4925.02, 4925.03, 16

4925.04, 4925.05, 4925.06, 4925.07, 4925.08, 4925.09, and 17  
4925.10 of the Revised Code be enacted to read as follows: 18

Sec. 3938.01. As used in this chapter: 19

(A) "Automobile insurance policy" has the same meaning as 20  
in section 3937.30 of the Revised Code. 21

(B) "Chauffeured limousine" has the same meaning as in 22  
section 4501.01 of the Revised Code. 23

(C) "Digital network" means any online-enabled 24  
application, software, web site, or system offered or utilized 25  
by a transportation network company that enables the 26  
prearrangement of rides with transportation network company 27  
drivers. 28

(D) "Personal vehicle" means a vehicle to which all of the 29  
following apply: 30

(1) The vehicle is used by a transportation network 31  
company driver. 32

(2) The vehicle is owned, leased, or otherwise authorized 33  
for use by the transportation network company driver. 34

(3) The vehicle is not a taxicab or other similar vehicle 35  
for hire, unless the vehicle is being used to provide 36  
transportation network company services on behalf of a 37  
transportation network company that has been issued a permit 38  
under section 4925.02 of the Revised Code. 39

(4) The vehicle is not a chauffeured limousine or a 40  
vehicle being operated pursuant to a ridesharing arrangement. 41

(E) "Ridesharing arrangement" has the same meaning as in 42  
section 4921.01 of the Revised Code. 43

(F) "Transportation network company" includes a 44  
corporation, partnership, association, limited liability 45  
company, proprietorship, or any other entity operating in this 46  
state that uses a digital network to connect transportation 47  
network company riders to transportation network company drivers 48  
who provide transportation network company services. 49

(G) "Transportation network company driver" or "driver" 50  
means an individual to whom both of the following apply: 51

(1) The individual receives connections to passengers and 52  
potential passengers and related services from a transportation 53  
network company in exchange for the payment of a fee to the 54  
company. 55

(2) The individual uses a personal vehicle to offer or 56  
provide transportation network company services to riders upon 57  
connection through a digital network controlled by a 58  
transportation network company in return for compensation or 59  
payment of a fee. 60

(H) "Transportation network company rider" or "rider" 61  
means an individual or individuals using a transportation 62  
network company's digital network to connect with a 63  
transportation network company driver who provides 64  
transportation network company services to the individual in a 65  
personal vehicle between points chosen by the individual. 66

(I) (1) "Transportation network company services" means the 67  
provision of transportation beginning when a transportation 68  
network company driver accepts a ride requested by a rider 69  
through a digital network controlled by a transportation network 70  
company, continuing while the driver transports the requesting 71  
rider, and ending when the last requesting rider departs from 72

the personal vehicle. 73

(2) "Transportation network company services" do not 74  
include services provided by any of the following: 75

(a) A taxicab or other similar vehicle for hire, unless 76  
the taxicab or other vehicle is providing the services described 77  
in division (I) (1) of this section on behalf of a transportation 78  
network company that has been issued a permit under section 79  
4925.02 of the Revised Code; 80

(b) A chauffeured limousine; 81

(c) A ridesharing arrangement. 82

**Sec. 3938.02.** (A) (1) Each transportation network company 83  
driver shall be covered by a primary automobile insurance policy 84  
that recognizes that the driver is a transportation network 85  
company driver or otherwise uses a vehicle to transport 86  
passengers for compensation and provides coverage during both of 87  
the following periods of time: 88

(a) While the driver is logged on to the transportation 89  
network company's digital network; 90

(b) While the driver is engaged in transportation network 91  
company services. 92

(2) The primary automobile insurance policy required by 93  
division (A) (1) of this section shall meet the following 94  
coverage requirements: 95

(a) While a transportation network company driver is 96  
logged on to the transportation network company's digital 97  
network and is available to receive transportation requests but 98  
is not engaged in transportation network company services, 99  
primary automobile insurance shall be maintained in the 100

following amounts: 101

(i) At least fifty thousand dollars because of bodily 102  
injury to or death of one person in any one accident; 103

(ii) At least one hundred thousand dollars because of 104  
bodily injury or death of two or more persons in any one 105  
accident; 106

(iii) At least twenty-five thousand dollars because of 107  
injury to property of others in any one accident. 108

(b) While a transportation network company driver is 109  
engaged in transportation network company services, primary 110  
automobile insurance shall be maintained in an amount of at 111  
least one million dollars because of bodily injury or death of 112  
one or more persons or injury to property of others in any one 113  
accident. 114

(3) The insurance required by divisions (A) (1) and (2) of 115  
this section may be satisfied by either of the following or a 116  
combination of the following: 117

(a) An automobile insurance policy that is maintained by 118  
the transportation network company driver; 119

(b) An automobile insurance policy that is maintained by 120  
the transportation network company. 121

(B) (1) If personal automobile insurance maintained by a 122  
transportation network company driver does not provide liability 123  
coverage in the amounts required by division (A) (2) of this 124  
section, insurance maintained by the transportation network 125  
company shall provide the required coverage, beginning with the 126  
first dollar of the claim and shall have the duty to defend the 127  
claim. 128

(2) An automobile insurance policy maintained by a 129  
transportation network company in accordance with this section 130  
shall not require the driver's personal automobile insurer or 131  
policy to first deny a claim before providing coverage. 132

(C) An automobile insurance policy required by this 133  
section shall be purchased from either of the following: 134

(1) A domestic, foreign, or alien insurance company 135  
organized or admitted under Title XXXIX of the Revised Code to 136  
issue such a policy; 137

(2) An insurer not holding a license in this state if both 138  
of the following criteria are met: 139

(a) The insurer is an eligible surplus lines insurance 140  
company and the policy is obtained through a person or entity 141  
that holds a surplus lines broker's license in accordance with 142  
sections 3905.30 to 3905.38 of the Revised Code or the insurer 143  
is an eligible risk retention group. 144

(b) The insurer has a credit rating of not less than "A-" 145  
from A.M. Best or "A" from Demotech or a similar rating from 146  
another rating agency recognized by the department of insurance. 147

(D) A transportation network company driver shall carry 148  
proof of insurance satisfying the coverage requirements of 149  
division (A) (2) of this section either physically or through use 150  
of an electronic wireless communications device described in 151  
section 4509.103 of the Revised Code at all times during the 152  
driver's use of a personal vehicle in connection with a 153  
transportation network company's digital network. In the event 154  
of an accident, the driver shall provide this insurance 155  
information to all parties claiming an interest in the 156  
insurance, other insurers, and upon request of a peace officer 157

or state highway patrol trooper in accordance with division (D) 158  
(2) of section 4509.101 of the Revised Code. Upon such a 159  
request, the driver also shall disclose to the interested 160  
parties, insurers, and officers and troopers whether the driver 161  
was logged on to the transportation network company's digital 162  
network or was providing transportation network company services 163  
at the time of the accident. 164

(E) An automobile insurance policy that meets the 165  
requirements of this section satisfies the proof of financial 166  
responsibility for motor vehicles required under Chapter 4509. 167  
of the Revised Code. 168

(F) The insurance coverage requirements of this chapter 169  
shall apply to taxicabs only during the periods during which the 170  
taxicab is performing transportation network company services. 171  
When a taxicab is performing taxi services, the insurance 172  
requirements applicable to taxicabs shall apply. While a taxicab 173  
is operating as a taxicab and not performing transportation 174  
network company services, it shall comply with all laws, 175  
ordinances, and rules relating to taxicabs. 176

**Sec. 3938.03.** (A) An insurer issuing an automobile 177  
insurance policy to the owner or operator of a personal vehicle 178  
may exclude any and all coverage afforded under the policy for 179  
any loss or injury that occurs while a transportation network 180  
company driver is logged on to a transportation network 181  
company's digital network or while the driver is providing 182  
transportation network company services. This right to exclude 183  
any and all coverage may apply to any coverage included in the 184  
automobile insurance policy, including all of the following: 185

(1) Liability coverage for bodily injury and property 186  
damage; 187

<u>(2) Uninsured and underinsured motorist coverage described</u>	188
<u>in section 3937.18 of the Revised Code;</u>	189
<u>(3) Uninsured and underinsured motor vehicle property</u>	190
<u>damage coverage described in section 3937.181 of the Revised</u>	191
<u>Code;</u>	192
<u>(4) Medical payments coverage;</u>	193
<u>(5) Comprehensive physical damage coverage;</u>	194
<u>(6) Collision physical damage coverage.</u>	195
<u>Any such exclusions shall apply notwithstanding any</u>	196
<u>requirement under Chapter 4509. of the Revised Code.</u>	197
<u>(B) (1) An insurer providing an automobile insurance policy</u>	198
<u>that excludes the coverage described in division (A) of this</u>	199
<u>section shall have no duty to defend or indemnify any claim</u>	200
<u>expressly excluded under the policy. Nothing in this chapter</u>	201
<u>shall be construed to invalidate or limit a provision contained</u>	202
<u>in an automobile insurance policy that excludes coverage for</u>	203
<u>vehicles that are used to carry persons or property for a charge</u>	204
<u>or that are available for hire by the public.</u>	205
<u>(2) If an insurer providing a policy of automobile</u>	206
<u>insurance defends or indemnifies a claim against a</u>	207
<u>transportation network company driver that is excluded under the</u>	208
<u>terms of the policy, the insurer shall have a right of</u>	209
<u>contribution against any other insurer that provides automobile</u>	210
<u>insurance to the driver in satisfaction of the insurance</u>	211
<u>coverage requirements of section 3938.02 of the Revised Code at</u>	212
<u>the time of the loss.</u>	213
<u>(C) (1) Nothing in this chapter implies or requires that a</u>	214
<u>personal automobile insurance policy provide coverage while a</u>	215



transportation network company driver is logged on to the 216  
transportation network company's digital network, while the 217  
driver is engaged in transportation network company services, or 218  
while the driver otherwise uses a vehicle to transport 219  
passengers for compensation. 220

(2) Nothing in this chapter shall be construed to preclude 221  
an insurer from providing coverage for a transportation network 222  
company driver's vehicle, if the insurer chooses to do so by 223  
contract or endorsement. 224

(D) In a claims coverage investigation, a transportation 225  
network company and any insurer providing automobile insurance 226  
pursuant to section 3938.02 of the Revised Code shall cooperate 227  
to facilitate the exchange of relevant information with directly 228  
interested parties and any personal insurer of the 229  
transportation network company driver, if applicable. The 230  
parties shall exchange, at minimum, the precise times that the 231  
transportation network company driver logged on and off of the 232  
transportation network company's digital network in the twelve- 233  
hour period immediately preceding and in the twelve-hour period 234  
immediately following the event resulting in the loss. The 235  
parties also shall disclose to one another a clear description 236  
of the coverage, exclusions, and limits provided under any 237  
automobile insurance maintained pursuant to section 3938.02 of 238  
the Revised Code and any other information reasonably necessary 239  
to determine insurance coverage. 240

(E) (1) Nothing in this chapter shall be construed to limit 241  
the right of a lender or secured party of a personal vehicle to 242  
require the transportation network company driver to maintain 243  
comprehensive or collision damage coverage, or both, or to show 244  
evidence of such coverage to the lender or secured party, for 245

the personal vehicle during both of the following periods of 246  
time: 247

(a) When the driver is logged on to the transportation 248  
network company's digital network but is not performing 249  
transportation network company services; 250

(b) When the driver is performing transportation network 251  
company services. 252

(2) If the driver fails to maintain the required 253  
comprehensive or collision damage coverage, or to show evidence 254  
to the lender or secured party of the coverage upon reasonable 255  
request by the lender or secured party, the lender or secured 256  
party may obtain the coverage at the expense of the driver 257  
without prior notice to the driver. 258

(F) If a transportation network company's insurer makes a 259  
payment for a claim covered under comprehensive coverage or 260  
collision coverage, the transportation network company shall 261  
cause its insurer to issue the payment directly to the business 262  
repairing the vehicle or jointly to the owner of the vehicle and 263  
the primary lienholder on the vehicle. 264

**Sec. 3938.04.** (A) Before a transportation network company 265  
first allows a transportation network company driver to accept a 266  
request for transportation network company services on the 267  
company's digital network, the company shall disclose in writing 268  
to the driver both of the following: 269

(1) The insurance coverage, including the types of 270  
coverage and limits for each type of coverage, that the 271  
transportation network company provides while the driver uses a 272  
personal vehicle in connection with transportation network 273  
company services; 274

(2) That, depending on the terms of the policy, the 275  
transportation network company driver's own personal automobile 276  
insurance policy might not provide any coverage while the driver 277  
uses a personal vehicle to provide or be available to provide 278  
transportation network services. 279

(B) In addition to the disclosures required in division 280  
(A) of this section, a transportation network company shall 281  
provide the following notice to a prospective driver in the 282  
prospective driver's terms of service before the company first 283  
allows the driver to accept a request for transportation network 284  
company services on the company's digital network: 285

"If the vehicle that you plan to use to provide 286  
transportation network company services for our transportation 287  
network company has a lien against it, you must notify the 288  
lienholder that you will be using the vehicle for transportation 289  
services that may violate the terms of your contract with the 290  
lienholder." 291

**Sec. 4509.103.** (A) As used in this section and sections 292  
4509.101 and 4509.102 of the Revised Code, "electronic wireless 293  
communications device" includes any of the following: 294

(1) A wireless telephone, including a cellular telephone; 295

(2) A personal digital assistant; 296

(3) A computer, including a laptop computer, a netbook 297  
computer, and a tablet computer; 298

(4) Any other substantially similar wireless device that 299  
is designed or used to communicate and displays text or images. 300

~~(B) Each~~ Except as provided in division (C) of this 301  
section, each insurer writing motor vehicle liability insurance 302

in this state shall provide financial responsibility 303  
identification cards to every policyholder in this state to whom 304  
it has delivered or issued for delivery a motor vehicle 305  
liability insurance policy. A minimum of one financial 306  
responsibility identification card shall be issued for every 307  
motor vehicle insured under a motor vehicle liability insurance 308  
policy. 309

A financial responsibility identification card shall be 310  
valid only for the policy period. The card shall be in a form 311  
prescribed by the registrar of motor vehicles. It shall disclose 312  
the policy period and shall contain such other information as 313  
required by the registrar. 314

(C) ~~Each~~ Notwithstanding division (B) of this section, in 315  
lieu of financial responsibility identification cards, each 316  
insurer writing motor vehicle liability insurance in this state 317  
~~also may provide to every~~ a policyholder in this state to whom 318  
it has delivered or issued for delivery a motor vehicle 319  
liability insurance policy the ability to utilize an electronic 320  
wireless communications device to present proof of financial 321  
responsibility to a traffic violations bureau, court, registrar, 322  
or peace officer when required to do so by section 4509.101 of 323  
the Revised Code. The text or images that are displayed on such 324  
a device as the result of the generation and delivery by the 325  
insurer of information and data to the device shall conform to 326  
the requirements applicable to such text or images that the 327  
registrar prescribes in rules adopted under section 4509.101 of 328  
the Revised Code. 329

Sec. 4925.01. As used in this chapter, "transportation 330  
network company," "transportation network company driver," 331  
"transportation company services," "digital network," and 332

"transportation network company rider" have the same meanings as 333  
in section 3938.01 of the Revised Code. 334

Sec. 4925.02. (A) The public utilities commission shall 335  
issue a transportation network company permit to any entity that 336  
does all of the following: 337

(1) Applies for a permit issued in accordance with rules 338  
adopted under this section; 339

(2) Affirms that the entity will maintain compliance with 340  
the applicable requirements established under sections 4925.03 341  
to 4925.08 of the Revised Code and with rules adopted under this 342  
section; 343

(3) Submits along with an application for a permit a 344  
permit fee of five thousand dollars. 345

Any permit issued under this section is effective for one 346  
year commencing on the date of issuance. 347

(B) Nothing in this chapter shall be construed to prohibit 348  
the issuance of a transportation network company permit to an 349  
entity that is also engaged in providing taxicab services, so 350  
long as the entity complies with division (A) of this section, 351  
all applicable requirements established under sections 4925.03 352  
to 4925.08 of the Revised Code, and rules adopted by the public 353  
utilities commission under division (C) of this section. 354

(C) The public utilities commission may adopt rules in 355  
accordance with Chapter 119. of the Revised Code for purposes of 356  
issuing permits to transportation network companies and 357  
implementing the requirements of this chapter. 358

(D) No entity shall operate a transportation network 359  
company without a valid permit issued under this section or 360

without complying with rules adopted by the public utilities 361  
commission under this section or the applicable requirements of 362  
sections 4925.03 to 4925.08 of the Revised Code. 363

**Sec. 4925.03.** A transportation network company shall do 364  
all of the following: 365

(A) Disclose its fare calculation method on its digital 366  
network; 367

(B) Provide transportation network company riders or 368  
potential riders with the applicable rates charged by the 369  
transportation network company; 370

(C) Allow a transportation network company rider or 371  
potential rider to request and receive an estimated fare before 372  
the rider or potential rider receives transportation network 373  
company services; 374

(D) Ensure that for each transportation network company 375  
service request one of the following conditions is met: 376

(1) The transportation network company's digital network 377  
provides a photograph of the transportation network company 378  
driver and the license plate number of the motor vehicle that 379  
will provide the transportation network company service before 380  
the transportation network company rider enters the vehicle; 381

(2) The name of the transportation network company is 382  
prominently displayed on the vehicle that will provide the 383  
transportation network company service. 384

(E) Establish a process by which the transportation 385  
network company may accept payments for transportation network 386  
company services through the company's digital network; 387

(F) Within a reasonable period of time after the 388

completion of transportation network services, transmit an 389  
electronic receipt to the transportation network company rider 390  
that includes the origin and destination of the trip, the 391  
distance of the trip, the total time during which transportation 392  
network company services were provided, an itemization of the 393  
total fare charged, and, if applicable, that the rider made a 394  
cash payment to the driver; 395

(G) Designate an agent located within this state who is 396  
authorized to receive service of process; 397

(H) Comply with the requirements established under 398  
sections 3938.02 to 3938.04 of the Revised Code; 399

(I) Comply with any other requirements established by the 400  
public utilities commission. 401

**Sec. 4925.04.** (A) Prior to authorizing a person to act as 402  
a transportation network company driver, a transportation 403  
network company shall do all of the following: 404

(1) Require the person to submit an application to the 405  
transportation network company that includes at least all of the 406  
following: 407

(a) The person's address; 408

(b) The person's age; 409

(c) The person's driver's license number and information 410  
on the person's driving history; 411

(d) A copy of the certificate of motor vehicle 412  
registration for the vehicle the person will use to provide 413  
transportation network company services; 414

(e) Proof of automobile insurance. 415

- (2) Conduct a background check on each applicant, 416  
including both of the following: 417
- (a) A search of a multi-state/multi-jurisdiction criminal 418  
records database, or a similar nationwide criminal records 419  
database, and validation of any records through a primary source 420  
search; 421
- (b) A search of the United States department of justice 422  
national sex offender public web site; 423
- (3) Obtain and review a driving history report with regard 424  
to each applicant. 425
- (B) A transportation network company shall not authorize a 426  
person to act as a transportation network company driver if any 427  
of the following apply to the person: 428
- (1) The person does not possess a valid driver's license. 429
- (2) The person does not possess a valid certification of 430  
motor vehicle registration for the motor vehicle that the person 431  
intends to use to provide transportation network company 432  
services. 433
- (3) The person does not possess automobile liability 434  
insurance for the vehicle that the person intends to use to 435  
provide transportation network company services that meets the 436  
requirements of section 3938.02 of the Revised Code unless the 437  
transportation network company provides such insurance on behalf 438  
of the driver. 439
- (4) The person has not attained the age of nineteen. 440
- (5) Within the past three years, the person has been 441  
convicted of, or pleaded guilty to, more than three violations 442  
of section 4511.194, 4511.204, 4511.21, 4511.211, 4511.251, 443



4511.29, 4511.30, 4511.39, 4511.46, 4511.47, 4511.711, or 444  
4511.75 of the Revised Code or an existing or former municipal 445  
ordinance or law of this or any other state, or of the United 446  
States, that is substantially equivalent to any offense listed 447  
in division (B) (5) of this section. 448

(6) Within the past three years, the person has been 449  
convicted of, or pleaded guilty to, any serious vehicle-related 450  
offense, including a violation of division (B) of section 451  
2921.331 of the Revised Code or a violation of section 4510.11, 452  
4510.111, 4510.12, 4510.14, 4510.16, 4510.18, 4511.20, or 453  
4511.201 of the Revised Code or an existing or former municipal 454  
ordinance or law of this or any other state, or of the United 455  
States, that is substantially equivalent to any offense listed 456  
in division (B) (6) of this section. 457

(7) Within the past seven years, the person has been 458  
convicted of, or pleaded guilty to, any of the following: 459

(a) Operating a vehicle while under the influence of 460  
alcohol, a drug of abuse, or a combination of both, in violation 461  
of section 4511.19 of the Revised Code; 462

(b) The commission of any felony offense while operating, 463  
or being a passenger in, a motor vehicle; 464

(c) A theft or fraud offense in violation of section 465  
2911.01 or 2911.02 of the Revised Code or any provision of 466  
Chapter 2913. of the Revised Code; 467

(d) A property damage offense in violation of section 468  
2909.02, 2909.03, 2909.05, 2909.06, 2909.07, 2909.09, 2909.10, 469  
or 2909.101 of the Revised Code; 470

(e) A sex offense in violation of any provision of Chapter 471  
2907. of the Revised Code; 472

(f) An offense of violence as defined in section 2901.01 473  
of the Revised Code; 474

(g) An act of terrorism as defined in section 2909.21 of 475  
the Revised Code; 476

(h) A violation of an existing or former municipal 477  
ordinance or law of this or any other state, or of the United 478  
States, that is substantially equivalent to any offense listed 479  
in division (B) (7) of this section. 480

(8) A search of the United States department of justice 481  
national sex offender public web site indicates that the person 482  
is identified as a sex offender. 483

**Sec. 4925.05.** (A) (1) A transportation network company 484  
shall prohibit any transportation network company driver from 485  
logging onto the transportation network company's digital 486  
network or providing transportation network company services 487  
while under the influence of any amount of alcohol or a drug of 488  
abuse. A transportation network company shall notify all drivers 489  
of this prohibition and shall provide notice of this policy on 490  
the digital network of the transportation network company. 491

(2) As used in division (A) (1) of this section, "drug of 492  
abuse" has the same meaning as in section 4506.01 of the Revised 493  
Code. For purposes of this section, "drug of abuse" does not 494  
include any drug that was obtained pursuant to a prescription 495  
issued by a licensed health professional authorized to prescribe 496  
drugs if the drug is taken in accordance with the directions of 497  
the health professional and does not impair the ability of the 498  
person who took the drug to operate a motor vehicle. 499

(B) A transportation network company shall establish a 500  
procedure by which a rider may report a complaint against a 501

transportation network company driver for a violation of the 502  
company's prohibition established under division (A) of this 503  
section. The transportation network company shall provide 504  
information about the complaint procedure on the digital network 505  
of the transportation network company. Upon receiving a 506  
complaint alleging a violation of the prohibition established 507  
under division (A) of this section, a transportation network 508  
company shall immediately suspend the access of the driver 509  
accused of the violation to the transportation network company's 510  
digital network and shall conduct an investigation into the 511  
reported incident. 512

(C) A transportation network company shall retain all 513  
complaints submitted under division (B) of this section, and all 514  
records related to the investigation of such a complaint, for a 515  
period of two years commencing on the date each complaint was 516  
filed. 517

**Sec. 4925.06.** (A) No transportation network company driver 518  
shall fail to comply with the nondiscrimination policy of a 519  
transportation network company for which the driver provides 520  
transportation network services if such a policy has been 521  
established or with any applicable law regarding 522  
nondiscrimination or the accommodation of service animals. 523

(B) No transportation network company shall charge any 524  
additional fee for providing transportation network company 525  
services to a person with a disability on the basis of the 526  
disability. 527

(C) A transportation network company shall provide an 528  
option on the digital network of the transportation network 529  
company for a potential rider to request a wheelchair-accessible 530  
vehicle. If the transportation network company cannot arrange 531

such a service for a potential rider who requests a wheelchair- 532  
accessible vehicle, the transportation network company shall 533  
direct the potential rider to another provider if possible. 534

**Sec. 4925.07.** A transportation network company shall 535  
maintain records of both of the following: 536

(A) All transportation network company drivers for not 537  
less than two years after the date each driver last provided 538  
transportation network company services; 539

(B) Each instance in which transportation network company 540  
services are provided for not less than two years after the 541  
services are provided. 542

**Sec. 4925.08.** (A) A transportation network company driver 543  
may accept cash payments for transportation network company 544  
services if authorized to do so by the transportation network 545  
company that controls the digital network through which the 546  
driver provides the services. If a transportation network 547  
company driver accepts a cash payment for a transportation 548  
network company service, the driver shall notify the 549  
transportation network company through the digital network that 550  
a cash payment has been made and of the amount of the cash 551  
payment. In addition, the rider shall confirm the amount of the 552  
cash payment through the digital network. Nothing in this 553  
section shall be construed to require a transportation network 554  
company to authorize the acceptance of cash payments. 555

(B) No transportation network company driver shall solicit 556  
or accept any passenger other than through the digital network 557  
of the transportation network company at any time during which 558  
the transportation network company driver is logged onto the 559  
digital network. 560

Sec. 4925.09. (A) (1) The regulation of transportation network companies, transportation network company drivers, and transportation network company services is a matter of general statewide interest that requires statewide regulation. Chapter 4925. and sections 3938.01 to 3938.04 of the Revised Code constitute a comprehensive plan with respect to all aspects of the regulation of transportation network companies, transportation network company drivers, and transportation network company services. Accordingly, except as authorized in division (A) (2) of this section, it is the intent of the general assembly to preempt any local ordinance, resolution, or other law adopted to license, register, tax, or otherwise regulate transportation network companies, transportation network company drivers, or transportation network company services. 561-574

(2) The operator of a public-use airport, as defined in section 4563.30 of the Revised Code, may adopt reasonable standards, regulations, procedures, and fees that are applicable to transportation network company services that are provided to any transportation network company rider who requests service to, from, or on the property of the public-use airport. A transportation network company or transportation network company driver shall comply with any applicable standards, regulations, or procedures adopted by a public-use airport and shall pay any applicable fees in a timely manner. 575-584

(B) With regard to the provision of transportation network company services, no transportation network company or transportation network company driver is subject to regulation as a chauffeured limousine under section 4511.85 of the Revised Code, as a taxicab or vehicle for hire, or as a for-hire motor carrier under Chapters 4921. and 4923. of the Revised Code. No vehicle used to provide transportation network company services 585-591

shall be required to register as a chauffeured limousine, 592  
taxicab or vehicle for hire, commercial car, or for-hire motor 593  
carrier in order to provide transportation network company 594  
services. 595

**Sec. 4925.10.** (A) Chapters 4111., 4121., 4123., 4141., and 596  
sections 4113.15 and 4113.16 of the Revised Code do not apply to 597  
transportation network companies with regard to transportation 598  
network company drivers and transportation network company 599  
drivers are not employees for purposes of those chapters or 600  
sections, except where agreed to by written contract. If the 601  
parties agree to the application of one or more of these laws in 602  
a written contract, the transportation network company shall 603  
notify the appropriate agency of the election to cover the 604  
driver. If the parties subsequently change this election, the 605  
transportation network company shall notify the appropriate 606  
agency of the change. 607

(B) Except where agreed to by written contract, a 608  
transportation network company driver is not an agent of a 609  
transportation network company. 610

(C) A driver may bring an action and recover under section 611  
4113.52 of the Revised Code if a transportation network company 612  
has discontinued or otherwise removed the driver's access to the 613  
transportation network company's digital network because of the 614  
driver making a report under that section. If a driver brings an 615  
action under that section, the driver shall comply with the 616  
procedures for employees established in that section to receive 617  
the relief and remedies listed in division (E) of that section. 618

A driver is not an employee for purposes of sections 619  
4113.51 and 4113.52 of the Revised Code. Nothing in this 620  
division shall be construed to create an employer and employee 621

<u>relationship between a transportation network company driver and</u>	622
<u>a transportation network company.</u>	623
<b>Section 2.</b> That existing section 4509.103 of the Revised	624
Code is hereby repealed.	625