

As Introduced

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H. B. No. 537

Representatives Grim, Abdullahi

Cosponsors: Representatives Jarrells, McNally, Brown, Brennan, Troy, Blackshear, Russo, Dell'Aquila, Mohamed, Weinstein, Upchurch, Isaacsohn, Miller, J., Liston, Somani, Piccolantonio, Thomas, C., Whitted, Brewer, Robinson

A BILL

To enact section 1345.023 of the Revised Code to 1
prohibit a supplier from advertising, 2
displaying, or offering a price for a good or 3
service that does not include all mandatory fees 4
and charges. 5

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

Section 1. That section 1345.023 of the Revised Code be 6
enacted to read as follows: 7

Sec. 1345.023. (A) Except as otherwise provided in this 8
section, no supplier shall advertise, display, or offer a price 9
for a good or service that does not include all mandatory fees 10
and charges in a clear and conspicuous manner. 11

(B) Neither of the following are "mandatory fees or 12
charges" for the purposes of division (A) of this section: 13

(1) Any tax, duty, fee, or custom levied by any local, 14
state, federal, or other governmental entity; 15

(2) Fees covering the cost of delivery of goods, the 16

amount of which is based upon the delivery method selected by 17
the consumer, so long as the supplier discloses the amount of 18
the delivery fees prior to accepting payment. 19

(C) Division (A) of this section does not apply to any of 20
the following transactions: 21

(1) A supplier providing broadband internet access service 22
on its own or as part of a bundle; 23

(2) A financial transaction subject to any of the 24
following: 25

(a) The federal "Truth in Savings Act," 12 U.S.C. 4301 et 26
seq.; 27

(b) The federal "Electronic Fund Transfer Act," 15 U.S.C. 28
1693 et seq.; 29

(c) The federal "Truth in Lending Act," 15 U.S.C. 1601 et 30
seq.; 31

(d) The federal "Real Estate Settlement Procedures Act," 32
12 U.S.C. 2601 et seq.; 33

(e) The federal "Home Ownership and Equity Protection 34
Act," 15 U.S.C. 1639 et seq. 35

(3) Any transaction regulated under Title XI or Chapter 36
1321., 1322., or 1733. of the Revised Code; 37

(4) A supplier that advertises a motor vehicle 38
manufacturer's suggested retail price set by an automobile 39
manufacturer or lease payments based upon a manufacturer's 40
suggested retail price; 41

(5) Air transportation provided by air carriers, as those 42
terms are used in 49 U.S.C. 41713. 43

(D) Division (A) of this section does not require a 44
supplier that is a food delivery platform to include in the menu 45
price shown to the consumer the fees the supplier charges for 46
providing its services. 47

(E) A violation of division (A) of this section is an 48
unconscionable act or practice in connection with a consumer 49
transaction under section 1345.03 of the Revised Code. 50