As Re-Referred by the House Rules and Reference Committee

131st General Assembly

Regular Session

Sub. H. B. No. 176

2015-2016

Representatives Hall, O'Brien, S.

Cosponsors: Representatives Amstutz, Antonio, Barnes, Bishoff, Boose, Boyd, Brown, Buchy, Burkley, Butler, Cera, Clyde, Conditt, Curtin, Dever, Duffey, Gerberry, Ginter, Grossman, Hackett, Hambley, Henne, Johnson, T., Kraus, Landis, LaTourette, Lepore-Hagan, Maag, O'Brien, M., Phillips, Rezabek, Rogers, Romanchuk, Ruhl, Schuring, Sheehy, Slaby, Slesnick, Smith, R., Stinziano, Thompson

A BILL

То	amend sections 5577.044, 5735.01, 5735.012,	1
	5739.025, 5747.98, and 5751.98 and to enact	2
	sections 122.079, 5735.015, 5735.016, 5747.78,	3
	and 5751.55 of the Revised Code to create the	4
	Gaseous Fuel Vehicle Conversion Program, to	5
	allow a credit against the income or commercial	6
	activity tax for the purchase or conversion of	7
	an alternative fuel vehicle, to reduce the	8
	amount of sales tax due on the purchase or lease	9
	of a qualifying electric vehicle by up to \$500,	10
	to apply the motor fuel tax to the distribution	11
	or sale of compressed natural gas, to authorize	12
	a temporary, partial motor fuel tax exemption	13
	for sales of liquid and compressed natural gas	14
	used as motor fuel, to allow motor vehicles	15
	fueled by liquid natural gas to exceed gross	16
	vehicle weight limits by two thousand pounds,	17
	and to make an appropriation.	18

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

Section 1. That sections 5577.044, 5735.01, 5735.012,	19
5739.025, 5747.98, and 5751.98 be amended and sections 122.079,	20
5735.015, 5735.016, 5747.78, and 5751.55 of the Revised Code be	21
enacted to read as follows:	22
	0.0
Sec. 122.079. (A) As used in this section:	23
(1) "Compressed natural gas" means a clear, odorless, and	24
noncorrosive natural gas that is compressed to a pressure of at	25
least three thousand eight hundred pounds per square inch but	26
less than four thousand five hundred pounds per square inch.	27
(2) "Gaseous fuel" means compressed natural gas, liquefied	28
natural gas, or liquid petroleum gas.	29
(3) "Incremental cost" means the excess cost associated	30
with the purchase of a vehicle originally equipped by the	31
manufacturer to operate on gaseous fuel as compared to the	32
purchase of an equivalent vehicle that operates on gasoline or	33
<u>diesel fuel.</u>	34
(4) "Liquefied natural gas" means natural gas that is	35
cooled to negative two hundred sixty degrees fahrenheit and is	36
in a liquefied state.	37
(5) "Liquid petroleum gas" means a material with a vapor	38
pressure not exceeding that of commercial propane which is	39
	40
composed predominately of the following hydrocarbons or	
mixtures: propane, propylene, butane (normal butane or	41
isobutane), and butylene.	42
(6) "Nonprofit corporation" has the same meaning as in	43
section 1702.01 of the Revised Code.	44
(7) "Public transportation system" means a county transit	45
system operated in accordance with sections 306.01 to 306.13 of	46

the Revised Code, a regional transit authority operated in	47
accordance with sections 306.30 to 306.71 of the Revised Code,	48
or a regional transit commission operated in accordance with	49
sections 306.80 to 306.90 of the Revised Code.	50
(8) "School district" means a "city school district" as	51
defined in section 3311.02 of the Revised Code, a "local school_	52
district" as defined in section 3311.03 of the Revised Code, an	53
"exempted village school district" as defined in section 3311.04	54
of the Revised Code, or a "joint vocational school district" as	55
defined in section 3311.18 of the Revised Code.	56
(B) For the purpose of promoting the conversion of public	57
fleets to operate on cleaner fuels, the director of	58
environmental protection shall administer a gaseous fuel vehicle	59
conversion program under which the director may make grants to a	60
state agency, a political subdivision of the state, a school	61
district, a public transportation system, or a nonprofit	62
corporation for the conversion of a vehicle to operate on	63
gaseous fuel or for the incremental cost associated with the	64
purchase of a vehicle originally equipped by the manufacturer to	65
<u>operate on gaseous fuel.</u>	66
(C) The director shall adopt rules in accordance with	67
Chapter 119. of the Revised Code that are necessary for the	68
administration of the gaseous fuel vehicle conversion program.	69
The rules shall establish all of the following:	70
(1) An application form and procedures governing the	71
process for applying to receive a grant under the program;	72
(2) Grant eligibility requirements;	73
(3) A maximum grant amount of five hundred thousand	74
dollars per eligible entity;	75

(4) Any other procedures, criteria, or grant terms that	76
the director determines necessary to administer the program.	77
(D) There is hereby created in the state treasury the	78
gaseous fuel vehicle conversion fund, which shall consist of	79
money transferred to the fund by the general assembly. The money	80
in the fund shall be used solely to make grants under the	81
gaseous fuel vehicle conversion program. Any interest earned	82
from money in the fund shall be used to administer the gaseous	83
fuel vehicle conversion program.	84
Sec. 5577.044. (A) Notwithstanding sections 5577.02 and	85
5577.04 of the Revised Code, a vehicle fueled solely by	86
compressed natural gas or liquid natural gas may exceed by not	87
more than two thousand pounds the gross vehicle weight	88
provisions of sections 5577.01 to 5577.09 of the Revised Code or	89
the axle load limits of those sections.	90
(B) If a vehicle described in division (A) of this section	91
exceeds the weight provisions of sections 5577.01 to 5577.09 of	92
the Revised Code by more than the allowance provided for in	93
division (A) of this section, both of the following apply:	94
(1) The applicable penalty prescribed in section 5577.99	95
of the Revised Code;	96
(2) The civil liability imposed by section 5577.12 of the	97
Revised Code.	98
(C) Division (A) of this section does not apply to the	99
operation of a vehicle on either of the following:	100
operation of a venicle on elener of the following.	100
(1) A highway that is part of the interstate system;	101
(2) A highway, road, or bridge that is subject to reduced	102
maximum weights under section 4513.33, 5577.07, 5577.071,	103

Sub. H. B. No. 176 As Re-Referred by the House Rules and Reference Committee	Page 5
5577.08, 5577.09, or 5591.42 of the Revised Code.	104
Sec. 5735.01. As used in this chapter:	105
(A) "Motor vehicles" includes all vehicles, vessels,	106
watercraft, engines, machines, or mechanical contrivances which	107
are powered by internal combustion engines or motors.	108
(B) "Motor fuel" means <u>compressed natural gas and any</u>	109
liquid motor fuel, including, but not limited to, gasoline,	110
diesel fuel, K-1 kerosene, or any other liquid motor fuel,	111
including, but not limited to, liquid petroleum gas _{\perp} or liquid	112
natural gas, but excluding substances prepackaged and sold in	113
containers of five gallons or less.	114
(C) "K-1 kerosene" means fuel that conforms to the	115
chemical and physical standards for kerosene no. 1-K as set	116
forth in the American society for testing and materials (ASTM)	117
designated D-3699 "standard for specification for kerosene," as	118
that standard may be modified from time to time. For purposes of	119
inspection and testing, laboratory analysis shall be conducted	120
using methods recognized by the ASTM designation D-3699.	121
(D) "Diesel fuel" means any liquid fuel capable of use in	122
discrete form or as a blend component in the operation of	123
engines of the diesel type, including transmix when mixed with	124
diesel fuel.	125
(E) "Gasoline" means any of the following:	126
(1) All products, commonly or commercially known or sold	127
as gasoline;	128
(2) Any blend stocks or additives, including alcohol, that	129
are sold for blending with gasoline, other than products	130
typically sold in containers of five gallons or less;	131

(3) Transmix when mixed with gasoline, unless certified,
132
as required by the tax commissioner, for withdrawal from
133
terminals for reprocessing at refineries;
134

(4) Alcohol that is offered for sale or sold for use as,
or commonly and commercially used as, a fuel for internal
136
combustion engines.

Gasoline does not include diesel fuel, commercial or 138 industrial napthas or solvents manufactured, imported, received, 139 stored, distributed, sold, or used exclusively for purposes 140 other than as a motor fuel for a motor vehicle or vessel. The 141 blending of any of the products listed in the preceding 142 sentence, regardless of name or characteristics, is conclusively 143 presumed to have been done to produce gasoline, unless the 144 product obtained by the blending is entirely incapable for use 145 as fuel to operate a motor vehicle. An additive, blend stock, or 146 alcohol is presumed to be sold for blending unless a 147 certification is obtained as required by the tax commissioner. 148

(F) "Public highways" means lands and lots over which the
public, either as user or owner, generally has a right to pass,
even though the same are closed temporarily by the authorities
for the purpose of construction, reconstruction, maintenance, or
repair.

(G) "Waters within the boundaries of this state" means all
streams, lakes, ponds, marshes, water courses, and all other
bodies of surface water, natural or artificial, which are
situated wholly or partially within this state or within its
jurisdiction, except private impounded bodies of water.

(H) "Person" includes individuals, partnerships, firms,associations, corporations, receivers, trustees in bankruptcy,160

estates, joint-stock companies, joint ventures, the state and	161
its political subdivisions, and any combination of persons of	162
any form.	163
(I)(1) "Motor fuel dealer" means any person who satisfies	164
	165
any of the following:	103
(a) The person imports from another state or foreign	166
country or acquires motor fuel by any means into a terminal in	167
this state;	168
	1.60
(b) The person imports motor fuel from another state or	169
foreign country in bulk lot vehicles for subsequent sale and	170
distribution in this state from bulk lot vehicles;	171
(c) The person refines motor fuel in this state;	172
(c) the person fermes motor fact in emb beace,	1,2
(d) The person acquires motor fuel from a motor fuel	173
dealer for subsequent sale and distribution by that person in	174
this state from bulk lot vehicles;	175
	1.0.0
(e) The person possesses an unrevoked permissive motor	176
fuel dealer's license.	177
(2) Any person who obtains dyed diesel fuel for use other	178
than the operation of motor vehicles upon the public highways or	179
upon waters within the boundaries of this state, but later uses	180
that motor fuel for the operation of motor vehicles upon the	181
public highways or upon waters within the boundaries of this	182
state, is deemed a motor fuel dealer as regards any unpaid motor	183
fuel taxes levied on the motor fuel so used.	184
	101
(J) As used in sections 5735.05, 5735.25, 5735.29, and	185
5735.30 of the Revised Code only:	186
(1) With persent to peopline "wereined" or "wereint"	107
(1) With respect to gasoline, "received" or "receipt"	187
shall be construed as follows:	188

(a) Gasoline produced at a refinery in this state or
delivered to a terminal in this state is deemed received when it
190
is disbursed through a loading rack at that refinery or
191
terminal;

(b) Except as provided in division (J) (1) (a) of this
section, gasoline imported into this state or purchased or
otherwise acquired in this state by any person is deemed
received within this state by that person when the gasoline is
withdrawn from the container in which it was transported;

(c) Gasoline delivered or disbursed by any means from a 198terminal directly to another terminal is not deemed received. 199

(2) With respect to motor fuel other than gasoline, 200 "received" or "receipt" means distributed or sold for use or 201 used to generate power for the operation of motor vehicles upon 202 the public highways or upon waters within the boundaries of this 203 state. All diesel fuel that is not dyed diesel fuel, regardless 204 of its use, shall be considered as used to generate power for 205 the operation of motor vehicles upon the public highways or upon 206 waters within the boundaries of this state when the fuel is sold 207 or distributed to a person other than a licensed motor fuel 208 dealer or to a person licensed under section 5735.026 of the 209 Revised Code. 210

(K) Motor fuel used for the operation of licensed motor
vehicles employed in the maintenance, construction, or repair of
public highways is deemed to be used for the operation of motor
vehicles upon the public highways.

(L) "Licensed motor fuel dealer" means any dealer
possessing an unrevoked motor fuel dealer's license issued by
the tax commissioner as provided in section 5735.02 of the
215

Page 9

218

Revised Code.

(M) "Licensed retail dealer" means any retail dealer
possessing an unrevoked retail dealer's license issued by the
tax commissioner as provided in section 5735.022 of the Revised
Code.

(N) "Cents per gallon rate" means the amount computed by 223 the tax commissioner under section 5735.011 of the Revised Code 224 that is used to determine that portion of the tax levied by 225 section 5735.05 of the Revised Code that is computed in the 226 manner prescribed by division (B)(2) of section 5735.06 of the 227 Revised Code and that is applicable for the period that begins 228 on the first day of July following the date on which the 229 commissioner makes the computation. 230

(O) "Retail dealer" means any person that sells ordistributes motor fuel at a retail service station located in232this state.

(P) "Retail service station" means a location from which
234
motor fuel is sold to the general public and is dispensed or
pumped directly into motor vehicle fuel tanks for consumption.
236

(Q) "Transit bus" means a motor vehicle that is operated 237 for public transit or paratransit service on a regular and 238 continuing basis within the state by or for a county, a 239 municipal corporation, a county transit board pursuant to 240 sections 306.01 to 306.13 of the Revised Code, a regional 241 transit authority pursuant to sections 306.30 to 306.54 of the 242 Revised Code, or a regional transit commission pursuant to 243 sections 306.80 to 306.90 of the Revised Code. Public transit or 244 paratransit service may include fixed route, demand-responsive, 245 or subscription bus service transportation, but does not include 246

Page 10

shared-ride taxi service, carpools, vanpools, jitney service,247school bus transportation, or charter or sightseeing services.248

(R) "Export" means motor fuel delivered outside this
state. Motor fuel delivered outside this state by or for the
seller constitutes an export by the seller. Motor fuel delivered
outside this state by or for the purchaser constitutes an export
by the purchaser.

(S) "Import" means motor fuel delivered into this state
from outside this state. Motor fuel delivered into this state
from outside this state by or for the seller constitutes an
import by the seller. Motor fuel delivered into this state from
outside this state by or for the purchaser constitutes an import
by the purchaser.

(T) "Terminal" means a motor fuel storage or distributionfacility that is supplied by pipeline or marine vessel.261

(U) "Consumer" means a buyer of motor fuel for purposes262other than resale in any form.263

(V) "Bulk lot vehicle" means railroad tank cars, transport 264
tank trucks, and tank wagons with a capacity of at least 1,400 265
gallons. 266

(W) "Licensed permissive motor fuel dealer" means any
person possessing an unrevoked permissive motor fuel dealer's
license issued by the tax commissioner under section 5735.021 of
the Revised Code.

(X) "Licensed terminal operator" means any person
possessing an unrevoked terminal operator's license issued by
the tax commissioner under section 5735.026 of the Revised Code.
273

(Y) "Licensed exporter" means any person possessing an 274

Page 11

unrevoked exporter's license issued by the tax commissioner	275
under section 5735.026 of the Revised Code.	276
(Z) "Dyed diesel fuel" means any diesel fuel dyed pursuant	277
to regulations issued by the internal revenue service or a rule	278
promulgated by the tax commissioner.	279
(AA) "Gross gallons" means U.S. gallons without	280
temperature or barometric adjustments.	281
(BB) "Net gallons" means U.S. gallons with a temperature	282
adjustment to sixty degrees fahrenheit.	283
(CC) "Transporter" means either of the following:	284
(1) A railroad company, street, suburban, or interurban	285
railroad company, a pipeline company, or water transportation	286
company that transports motor fuel, either in interstate or	287
intrastate commerce, to points in this state;	288
(2) A person that transports motor fuel by any manner to a	289
point in this state.	290
(DD) "Exporter" means either of the following:	291
(1) A person that is licensed to collect and remit motor	292
fuel taxes in a specified state of destination;	293
(2) A person that is statutorily prohibited from obtaining	294
a license to collect and remit motor fuel taxes in a specified	295
state of destination, and is licensed to sell or distribute tax-	296
paid motor fuel in the specified state of destination.	297
para motor fact in the specifica blace of abbernation.	29,
(EE) "Report" means a report or return required to be	298
filed under this chapter and may be used interchangeably with,	299
and for all purposes has the same meaning as, "return."	300

Sec. 5735.012. With respect to liquid motor fuel other 301

than liquid natural gas, amounts of motor fuel reported under 302 this chapter shall be measured in gross gallons, except that 303 amounts reported for terminal to terminal transactions shall be 304 measured in net gallons and amounts reported for terminal to 305 Ohio licensed dealer transactions shall be measured in both net 306 gallons and gross gallons. Amounts of liquid natural gas shall 307 be measured in gallon equivalents as described in section 308 5735.013 of the Revised Code. <u>Amounts of compressed natural gas</u> 309 shall be measured in gallon equivalents as described in section 310 5735.015 of the Revised Code. 311 Sec. 5735.015. For the purposes of this chapter, the 312 following amount of compressed natural gas shall be the 313 equivalent of one gallon of motor fuel: 314 (A) For compressed natural gas that is received through a 315 dispenser capable of providing a measurement in pounds, six and 316 thirty-eight one-hundredths pounds of compressed natural gas; 317 (B) For compressed natural gas that is not received as 318 provided in division (A) of this section, one hundred thirty-319 nine and three-tenths cubic feet of compressed natural gas, or 320 the amount of compressed natural gas that has a lower heating_ 321 value of one hundred twenty-nine thousand five hundred British 322 thermal units. 323 Sec. 5735.016. (A) Notwithstanding any other provision of 324 this chapter, the total combined rate of tax imposed under this 325 chapter upon the receipt of compressed natural gas, liquid 326 natural gas, or propane received on or after the first day of 327 the first month after the effective date of the enactment of 328 this section and before the first day of the one hundred twenty-329 first month after that effective date shall be the following: 330

(1) For compressed natural gas, liquid natural gas, or	331
propane received on or after the first day of the first month	332
after that effective date and before the first day of the	333
thirty-seventh month after that effective date, zero cents per	334
gallon;	335
(2) For compressed natural gas, liquid natural gas, or	336
propane received on or after the first day of the thirty-seventh	337
month after that effective date and before the first day of the	338
forty-ninth month after that effective date, five cents per_	339
	340
gallon;	540
(3) For compressed natural gas, liquid natural gas, or	341
propane received on or after the first day of the forty-ninth	342
month after that effective date and before the first day of the	343
sixty-first month after that effective date, six cents per	344
gallon;	345
(4) For compressed natural gas, liquid natural gas, or	346
propane received on or after the first day of the sixty-first	347
month after that effective date and before the first day of the	348
ninety-seventh month after that effective date, seven cents per	349
gallon;	350
(5) For compressed natural gas, liquid natural gas, or	351
propane received on or after the first day of the ninety-seventh	352
month after that effective date and before the first day of the	353
one hundred twenty-first month after that effective date,	354
fourteen cents per gallon.	355
(B) All receipts from taxes imposed at the rates described	356
in division (A) of this section shall be distributed as follows:	357
(1) Seventeen twenty-eighths shall be distributed in the	358
same manner as required for receipts from the tax levied by	359

Sub. H. B. No. 176 As Re-Referred by the I	House Rules and Reference (Committee	Page 14
<u>section 5735.05 o</u>	f the Revised Code.		360
<u>(2) Eight tw</u>	venty-eighths shall be	distributed in the same	361
<u>manner as require</u>	d for receipts from th	ne tax levied by section	362
5735.29 of the Re	vised Code.		363
<u>(3) Two twen</u>	ty-eighths shall be d	istributed in the same	364
<u>manner as require</u>	<u>d for receipts from th</u>	ne tax levied by section	365
<u>5735.25 of the Re</u>	vised Code.		366
<u>(4) One twen</u>	ty-eighth shall be dis	stributed in the same	367
<u>manner as require</u>	<u>d for receipts from th</u>	ne tax levied by section	368
<u>5735.30 of the Re</u>	vised Code.		369
Sec. 5739.02	25. As used in this see	ction, "local tax" means	370
a tax imposed pur	suant to section 5739.	021, 5739.023, 5739.026,	371
5741.021, 5741.022, or 5741.023 of the Revised Code.			
(A) The taxe	es levied by sections S	5739.02 and 5741.02 of	373
the Revised Code	shall be collected as	follows:	374
(1) On and a	fter July 1, 2003, and	d on or before June 30,	375
2005, in accordan	ce with the following	schedule:	376
If the price		The amount of	377
is at least	But not more than	the tax is	378
\$.01	\$. 15	No tax	379
.16	.16	1¢	380
.17	.33	2¢	381
.34	.50	3¢	382
.51	.66	4 ¢	383
.67	.83	5¢	384
.84	1.00	6¢	385
If the price exceeds one dollar, the tax is six cents on 38			
each one dollar. If the price exceeds one dollar or a multiple			

cents in accordance with the schedule above.

thereof by not more than seventeen cents, the amount of tax is 388 six cents for each one dollar plus one cent. If the price 389 exceeds one dollar or a multiple thereof by more than seventeen 390 cents, the amount of tax is six cents for each one dollar plus 391 the amount of tax for prices eighteen cents through ninety-nine 392

(2) On and after July 1, 2005, and on and before December31, 2005, in accordance with the following schedule:

If the price	But not	The amount	396
is at least	more than	of the tax is	397
\$.01	\$.15	No tax	398
.16	.18	1¢	399
.19	.36	2¢	400
.37	.54	3¢	401
.55	.72	4¢	402
.73	.90	5¢	403
.91	1.09	6¢	404
1.10	1.27	7¢	405
1.28	1.46	8¢	406
1.47	1.64	9¢	407
1.65	1.82	10¢	408
1.83	2.00	11¢	409

If the price exceeds two dollars, the tax is eleven cents 410 on each two dollars. If the price exceeds two dollars or a 411 multiple thereof by not more than eighteen cents, the amount of 412 tax is eleven cents for each two dollars plus one cent. If the 413 price exceeds two dollars or a multiple thereof by more than 414 eighteen cents, the amount of tax is eleven cents for each two 415 dollars plus the amount of tax for prices nineteen cents through 416 one dollar and ninety-nine cents in accordance with the schedule 417

393

394

above.			
(B) On and after July 1, 2003, and on and before June 30,			
2005, the combined	d taxes levied by sect	ions 5739.02 and 5741.02	420
and pursuant to se	ections 5739.021, 5739	.023, 5739.026, 5741.021,	421
5741.022, and 5741	1.023 of the Revised C	ode shall be collected in	422
accordance with th	ne following schedules	:	423
(1) When the	combined rate of stat	e and local tax is six	424
and one-fourth per	cent:		425
If the price		The amount of	426
is at least	But not more than	the tax is	427
\$.01	\$.15	No tax	428
.16	.16	1¢	429
.17	.32	2¢	430
.33	.48	3¢	431
.49	.64	4 ¢	432
.65	.80	5¢	433
.81	.96	6¢	434
.97	1.12	7¢	435
1.13	1.28	8¢	436
1.29	1.44	9¢	437
1.45	1.60	10¢	438
1.61	1.76	11¢	439
1.77	1.92	12¢	440
1.93	2.08	13¢	441
2.09	2.24	14¢	442
2.25	2.40	15¢	443
2.41	2.56	16¢	444
2.57	2.72	17¢	445
2.73	2.88	18¢	446
2.89	3.04	19¢	447

3.05	3.20	20¢	448
3.21	3.36	21¢	449
3.37	3.52	22¢	450
3.53	3.68	23¢	451
3.69	3.84	24¢	452
3.85	4.00	25¢	453

If the price exceeds four dollars, the tax is twenty-five 454 cents on each four dollars. If the price exceeds four dollars or 455 a multiple thereof by not more than sixteen cents, the amount of 456 tax is twenty-five cents for each four dollars plus one cent. If 457 the price exceeds four dollars or a multiple thereof by more 458 than sixteen cents, the amount of tax is twenty-five cents for 459 each four dollars plus the amount of tax for prices seventeen 460 cents through three dollars and ninety-nine cents in accordance 461 with the schedule above. 462

(2) When the combined rate of state and local tax is six463and one-half per cent:464

If the price		The amount of	465
is at least	But not more than	the tax is	466
\$.01	\$.15	No tax	467
.16	.30	2¢	468
.31	.46	3¢	469
.47	.61	4¢	470
.62	.76	5¢	471
.77	.92	6¢	472
.93	1.07	7¢	473
1.08	1.23	8¢	474
1.24	1.38	9¢	475
1.39	1.53	10¢	476
1.54	1.69	11¢	477

Sub. H. B. No. 176 As Re-Referred by the H	House Rules and Reference (Committee	Page 18
1.70	1.84	12¢	478
1.85	2.00	13¢	479
If the price	exceeds two dollars,	the tax is thirteen	480
cents on each two	dollars. If the price	e exceeds two dollars or a	481
multiple thereof i	by not more than fifte	een cents, the amount of	482
tax is thirteen c	ents for each two doll	lars plus one cent. If the	483
price exceeds two	dollars or a multiple	e thereof by more than	484
fifteen cents, th	e amount of tax is the	irteen cents for each two	485
dollars plus the	amount of tax for pric	ces sixteen cents through	486
one dollar and ni	nety-nine cents in acc	cordance with the schedule	487
above.			488
(3) When the	combined rate of sta	te and local tax is six	489
and three-fourths	per cent:		490
If the price		The amount of	491
is at least	But not more than	the tax is	492
\$.01	\$.15	No tax	493
.16	.29	2¢	494
.30	.44	3¢	495
.45	.59	4 ¢	496
.60	.74	5¢	497
.75	.88	6¢	498
.89	1.03	7¢	499
1.04	1.18	8¢	500
1.19	1.33	9¢	501
1.34	1.48	10¢	502
1.49	1.62	11¢	503
1.63	1.77	12¢	504
1.78	1.92	13¢	505
1.93	2.07	14¢	506
2.08	2.22	15¢	507

2.23	2.37	16¢	508
2.38	2.51	17¢	509
2.52	2.66	18¢	510
2.67	2.81	19¢	511
2.82	2.96	20¢	512
2.97	3.11	21¢	513
3.12	3.25	22¢	514
3.26	3.40	23¢	515
3.41	3.55	24¢	516
3.56	3.70	25¢	517
3.71	3.85	26¢	518
3.86	4.00	27¢	519

If the price exceeds four dollars, the tax is twenty-seven 520 cents on each four dollars. If the price exceeds four dollars or 521 a multiple thereof by not more than fourteen cents, the amount 522 of tax is twenty-seven cents for each four dollars plus one 523 cent. If the price exceeds four dollars or a multiple thereof by 524 more than fourteen but by not more than twenty-nine cents, the 525 amount of tax is twenty-seven cents for each four dollars plus 526 two cents. If the price exceeds four dollars or a multiple 527 thereof by more than twenty-nine cents the amount of tax is 528 twenty-seven cents for each four dollars plus the amount of tax 529 for prices thirty cents through three dollars and ninety-nine 530 cents in accordance with the schedule above. 531

(4) When the combined rate of state and local tax is seven 532 per cent: 533 If the price The amount of 534 is at least But not more than the tax is 535 \$.01 No tax \$.15 536 .16 .28 2¢ 537

.29	.42	3¢	538
.43	.57	4 ¢	539
.58	.71	5¢	540
.72	.85	6¢	541
.86	1.00	7¢	542

If the price exceeds one dollar, the tax is seven cents on 543 each one dollar. If the price exceeds one dollar or a multiple 544 thereof by not more than fifteen cents, the amount of tax is 545 seven cents for each one dollar plus one cent. If the price 546 exceeds one dollar or a multiple thereof by more than fifteen 547 cents, the amount of tax is seven cents for each one dollar plus 548 the amount of tax for prices sixteen cents through ninety-nine 549 cents in accordance with the schedule above. 550

(5) When the combined rate of state and local tax is seven and one-fourth per cent:

If the price		The amount of	553
is at least	But not more than	the tax is	554
\$.01	\$.15	No tax	555
.16	.27	2¢	556
.28	.41	3¢	557
.42	.55	4¢	558
.56	.68	5¢	559
.69	.82	6¢	560
.83	.96	7¢	561
.97	1.10	8¢	562
1.11	1.24	9¢	563
1.25	1.37	10¢	564
1.38	1.51	11¢	565
1.52	1.65	12¢	566
1.66	1.79	13¢	567

Page 20

551

1.80	1.93	14¢	568
1.94	2.06	15¢	569
2.07	2.20	16¢	570
2.21	2.34	17¢	571
2.35	2.48	18¢	572
2.49	2.62	19¢	573
2.63	2.75	20¢	574
2.76	2.89	21¢	575
2.90	3.03	22¢	576
3.04	3.17	23¢	577
3.18	3.31	24¢	578
3.32	3.44	25¢	579
3.45	3.58	26¢	580
3.59	3.72	27¢	581
3.73	3.86	28¢	582
3.87	4.00	29¢	583

If the price exceeds four dollars, the tax is twenty-nine 584 cents on each four dollars. If the price exceeds four dollars or 585 a multiple thereof by not more than thirteen cents, the amount 586 of tax is twenty-nine cents for each four dollars plus one cent. 587 If the price exceeds four dollars or a multiple thereof by more 588 than thirteen cents but by not more than twenty-seven cents, the 589 amount of tax is twenty-nine cents for each four dollars plus 590 two cents. If the price exceeds four dollars or a multiple 591 thereof by more than twenty-seven cents, the amount of tax is 592 twenty-nine cents for each four dollars plus the amount of tax 593 for prices twenty-eight cents through three dollars and ninety-594 nine cents in accordance with the schedule above. 595

(6) When the combined rate of state and local tax is sevenand one-half per cent:597

Sub. H. B. No. 176	Page 22
As Re-Referred by the House Rules and Reference Committee	

If the price		The amount of	598
is at least	But not more than	the tax is	599
\$.01	\$.15	No tax	600
.16	.26	2¢	601
.27	.40	3¢	602
.41	.53	4 ¢	603
.54	.65	5¢	604
.66	.80	6¢	605
.81	.93	7¢	606
.94	1.06	8¢	607
1.07	1.20	9¢	608
1.21	1.33	10¢	609
1.34	1.46	11¢	610
1.47	1.60	12¢	611
1.61	1.73	13¢	612
1.74	1.86	14¢	613
1.87	2.00	15¢	614

If the price exceeds two dollars, the tax is fifteen cents 615 on each two dollars. If the price exceeds two dollars or a 616 multiple thereof by not more than fifteen cents, the amount of 617 tax is fifteen cents for each two dollars plus one cent. If the 618 price exceeds two dollars or a multiple thereof by more than 619 fifteen cents, the amount of tax is fifteen cents for each two 620 dollars plus the amount of tax for prices sixteen cents through 621 one dollar and ninety-nine cents in accordance with the schedule 622 above. 623

(7) When the combined rate of state and local tax is seven624and three-fourths per cent:625

If the priceThe amount of626is at leastBut not more thanthe tax is627

\$.01	\$.15	No tax	628
.16	.25	2¢	629
.26	.38	3¢	630
.39	.51	4¢	631
.52	.64	5¢	632
.65	.77	6¢	633
.78	.90	7¢	634
.91	1.03	8¢	635
1.04	1.16	9¢	636
1.17	1.29	10¢	637
1.30	1.41	11¢	638
1.42	1.54	12¢	639
1.55	1.67	13¢	640
1.68	1.80	14¢	641
1.81	1.93	15¢	642
1.94	2.06	16¢	643
2.07	2.19	17¢	644
2.20	2.32	18¢	645
2.33	2.45	19¢	646
2.46	2.58	20¢	647
2.59	2.70	21¢	648
2.71	2.83	22¢	649
2.84	2.96	23¢	650
2.97	3.09	24¢	651
3.10	3.22	25¢	652
3.23	3.35	26¢	653
3.36	3.48	27¢	654
3.49	3.61	28¢	655
3.62	3.74	29¢	656
3.75	3.87	30¢	657
3.88	4.00	31¢	658

accordance with the schedule above.

If the price exceeds four dollars, the tax is thirty-one 659 cents on each four dollars. If the price exceeds four dollars or 660 a multiple thereof by not more than twelve cents, the amount of 661 tax is thirty-one cents for each four dollars plus one cent. If 662 the price exceeds four dollars or a multiple thereof by more 663 than twelve cents but by not more than twenty-five cents, the 664 amount of tax is thirty-one cents for each four dollars plus two 665 cents. If the price exceeds four dollars or a multiple thereof 666 by more than twenty-five cents, the amount of tax is thirty-one 667 cents for each four dollars plus the amount of tax for prices 668 twenty-six cents through three dollars and ninety-nine cents in 669

(8) When the combined rate of state and local tax is eight per cent:

		-1	670
If the price		The amount of	673
is at least	But not more than	the tax is	674
\$.01	\$.15	No tax	675
.16	.25	2¢	676
.26	.37	3¢	677
.38	.50	4 ¢	678
.51	.62	5¢	679
.63	.75	6¢	680
.76	.87	7¢	681
.88	1.00	8¢	682

If the price exceeds one dollar, the tax is eight cents on 683 each one dollar. If the price exceeds one dollar or a multiple 684 thereof by not more than twelve cents, the amount of tax is 685 eight cents for each one dollar plus one cent. If the price 686 exceeds one dollar or a multiple thereof by more than twelve 687 cents but not more than twenty-five cents, the amount of tax is 688

670

671

eight cents for each one dollar plus two cents. If the price689exceeds one dollar or a multiple thereof by more than twenty-690five cents, the amount of tax is eight cents for each one dollar691plus the amount of tax for prices twenty-six cents through692ninety-nine cents in accordance with the schedule above.693

(9) When the combined rate of state and local tax is eight and one-fourth per cent:

If the price		The amount of	696
is at least	But not more than	the tax is	697
\$.01	\$.15	No tax	698
.16	.24	2¢	699
.25	.36	3¢	700
.37	.48	4¢	701
.49	.60	5¢	702
.61	.72	6¢	703
.73	.84	7¢	704
.85	.96	8¢	705
.97	1.09	9¢	706
1.10	1.21	10¢	707
1.22	1.33	11¢	708
1.34	1.45	12¢	709
1.46	1.57	13¢	710
1.58	1.69	14¢	711
1.70	1.81	15¢	712
1.82	1.93	16¢	713
1.94	2.06	17¢	714
2.07	2.18	18¢	715
2.19	2.30	19¢	716
2.31	2.42	20¢	717
2.43	2.54	21¢	718
2.55	2.66	22¢	719

Page 25

694

2.67	2.78	23¢	720
2.79	2.90	24¢	721
2.91	3.03	25¢	722
3.04	3.15	26¢	723
3.16	3.27	27¢	724
3.28	3.39	28¢	725
3.40	3.51	29¢	726
3.52	3.63	30¢	727
3.64	3.75	31¢	728
3.76	3.87	32¢	729
3.88	4.00	33¢	730

If the price exceeds four dollars, the tax is thirty-three 731 cents on each four dollars. If the price exceeds four dollars or 732 a multiple thereof by not more than eleven cents, the amount of 733 tax is thirty-three cents for each four dollars plus one cent. 734 If the price exceeds four dollars or a multiple thereof by more 735 than eleven cents but by not more than twenty-four cents, the 736 amount of tax is thirty-three cents for each four dollars plus 737 two cents. If the price exceeds four dollars or a multiple 738 thereof by more than twenty-four cents, the amount of tax is 739 thirty-three cents for each four dollars plus the amount of tax 740 for prices twenty-six cents through three dollars and ninety-741 nine cents in accordance with the schedule above. 742

(10) When the combined rate of state and local tax isreight and one-half per cent:reight and one-half per cent:

If the price		The amount of	745
is at least	But not more than	the tax is	746
\$.01	\$.15	No tax	747
.16	.23	2¢	748
.24	.35	3¢	749

.36	.47	4¢	750
.48	.58	5¢	751
.59	.70	6¢	752
.71	.82	7¢	753
.83	.94	8¢	754
.95	1.05	9¢	755
1.06	1.17	10¢	756
1.18	1.29	11¢	757
1.30	1.41	12¢	758
1.42	1.52	13¢	759
1.53	1.64	14¢	760
1.65	1.76	15¢	761
1.77	1.88	16¢	762
1.89	2.00	17¢	763

If the price exceeds two dollars, the tax is seventeen 764 cents on each two dollars. If the price exceeds two dollars or a 765 multiple thereof by not more than eleven cents, the amount of 766 tax is seventeen cents for each two dollars plus one cent. If 767 the price exceeds two dollars or a multiple thereof by more than 768 eleven cents but by not more than twenty-three cents, the amount 769 of tax is seventeen cents for each two dollars plus two cents. 770 If the price exceeds two dollars or a multiple thereof by more 771 than twenty-three cents, the amount of tax is seventeen cents 772 for each two dollars plus the amount of tax for prices twenty-773 four cents through one dollar and ninety-nine cents in 774 accordance with the schedule above. 775

(11) When the combined rate of state and local tax is 776
eight and three-fourths per cent: 777
If the price The amount of 778

If the priceThe amount of778is at leastBut not more thanthe tax is779

\$.01	\$.15	No tax	780
.16	.22	2¢	781
.23	.34	3¢	782
.35	.45	4¢	783
.46	.57	5¢	784
.58	.68	6¢	785
.69	.80	7¢	786
.81	.91	8¢	787
.92	1.02	9¢	788
1.03	1.14	10¢	789
1.15	1.25	11¢	790
1.26	1.37	12¢	791
1.38	1.48	13¢	792
1.49	1.60	14¢	793
1.61	1.71	15¢	794
1.72	1.82	16¢	795
1.83	1.94	17¢	796
1.95	2.05	18¢	797
2.06	2.17	19¢	798
2.18	2.28	20¢	799
2.29	2.40	21¢	800
2.41	2.51	22¢	801
2.52	2.62	23¢	802
2.63	2.74	24¢	803
2.75	2.85	25¢	804
2.86	2.97	26¢	805
2.98	3.08	27¢	806
3.09	3.20	28¢	807
3.21	3.31	29¢	808
3.32	3.42	30¢	809
3.43	3.54	31¢	810
3.55	3.65	32¢	811

 3.66
 3.77
 33¢
 812

 3.78
 3.88
 34¢
 813

 3.89
 4.00
 35¢
 814

If the price exceeds four dollars, the tax is thirty-five 815 cents on each four dollars. If the price exceeds four dollars or 816 a multiple thereof by not more than eleven cents, the amount of 817 tax is thirty-five cents for each four dollars plus one cent. If 818 the price exceeds four dollars or a multiple thereof by more 819 than eleven cents but by not more than twenty-two cents, the 820 amount of tax is thirty-five cents for each four dollars plus 821 822 two cents. If the price exceeds four dollars or a multiple thereof by more than twenty-two cents, the amount of tax is 823 thirty-five cents for each four dollars plus the amount of tax 824 for prices twenty-three cents through three dollars and ninety-825 nine cents in accordance with the schedule above. 826

(12) When the combined rate of state and local tax is nine per cent:

If the price		The amount of	829
is at least	But not more than	the tax is	830
\$.01	\$.15	No tax	831
.16	.22	2¢	832
.23	.33	3¢	833
.34	.44	4 ¢	834
.45	.55	5¢	835
.56	.66	6¢	836
.67	.77	7¢	837
.78	.88	8¢	838
.89	1.00	9¢	839

If the price exceeds one dollar, the tax is nine cents on840each one dollar. If the price exceeds one dollar or a multiple841

827

thereof by not more than eleven cents, the amount of tax is nine 842 cents for each one dollar plus one cent. If the price exceeds 843 one dollar or a multiple thereof by more than eleven cents but 844 by not more than twenty-two cents, the amount of tax is nine 845 cents for each one dollar plus two cents. If the price exceeds 846 one dollar or a multiple thereof by more than twenty-two cents, 847 the amount of tax is nine cents for each one dollar plus the 848 amount of tax for prices twenty-three cents through ninety-nine 849 cents in accordance with the schedule above. 850

(C) On and after July 1, 2005, and on and before December
31, 2005, the combined taxes levied by sections 5739.02 and
5741.02 and pursuant to sections 5739.021, 5739.023, 5739.026,
5741.021, 5741.022, and 5741.023 of the Revised Code shall be
854
collected in accordance with the following schedules:

(1) When the total rate of local tax is one-fourth per cent:

If the price	But not	The amount	858
is at least	more than	of the tax is	859
\$.01	\$.15	No tax	860
.16	.17	1¢	861
.18	.34	2¢	862
.35	.52	3¢	863
.53	.69	4 ¢	864
.70	.86	5¢	865
.87	1.04	6¢	866
1.05	1.21	7¢	867
1.22	1.39	8¢	868
1.40	1.56	9¢	869
1.57	1.73	10¢	870
1.74	1.91	11¢	871

Page 30

856

1.92	2.08	12¢	872
2.09	2.26	13¢	873
2.27	2.43	14¢	874
2.44	2.60	15¢	875
2.61	2.78	16¢	876
2.79	2.95	17¢	877
2.96	3.13	18¢	878
3.14	3.30	19¢	879
3.31	3.47	20¢	880
3.48	3.65	21¢	881
3.66	3.82	22¢	882
3.83	4.00	23¢	883

If the price exceeds four dollars, the tax is twenty-three 884 cents on each four dollars. If the price exceeds four dollars or 885 a multiple thereof by not more than seventeen cents, the amount 886 of tax is twenty-three cents for each four dollars plus one 887 cent. If the price exceeds four dollars or a multiple thereof by 888 more than seventeen cents, the amount of tax is twenty-three 889 cents for each four dollars plus the amount of tax for prices 890 eighteen cents through three dollars and ninety-nine cents in 891 accordance with the schedule above. 892

(2) When the combined rate of local tax is one-half per cent:

893 894

If the price	But not	The amount	895
is at least	more than	of the tax is	896
\$.01	\$. 15	No tax	897
.16	.17	1¢	898
.18	.34	2¢	899
.35	.50	3¢	900
.51	.67	4 ¢	901

Sub. H. B. No. 17 As Re-Referred I	76 by the House Rules	and Reference	Committee)	Page 32
- (68	.83		5¢	902
• {	84	1.00		6¢	903
If the	price exceeds	one dollar,	the tax	is six cents on	904
each one dol	lar. If the pr	ice exceeds	one doll	ar or a multiple	905
thereof by n	not more than se	eventeen cen	ts, the	amount of tax is	906
six cents fo	or each one doll	lar plus one	cent. I	f the price	907
exceeds one	dollar or a mu	ltiple there	of by mo	re than seventeen	908
cents, the a	mount of tax is	s six cents	for each	one dollar plus	909
the amount c	of tax for price	es eighteen	cents th	rough ninety-nine	910
cents in acc	cordance with th	he schedule	above.		911
(3) Whe	en the combined	rate of loc	al tax i	s three-fourths	912
per cent:					913
If the	price Bu	it not	The am	nount	914
is at 1	least mor	re than	of the	tax is	915
\$.(01 \$	5.15	No t	ax	916
•	16	.16		1¢	917
•	17	.32		2¢	918
•	33	.48		3¢	919
. '	49	.64		4¢	920

li the price	But not	The amount	914
is at least	more than	of the tax is	915
\$.01	\$.15	No tax	916
.16	.16	1¢	917
.17	.32	2¢	918
.33	.48	3¢	919
.49	.64	4¢	920
.65	.80	5¢	921
.81	.96	6¢	922
.97	1.12	7¢	923
1.13	1.28	8¢	924
1.29	1.44	9¢	925
1.45	1.60	10¢	926
1.61	1.76	11¢	927
1.77	1.92	12¢	928
1.93	2.08	13¢	929
2.09	2.24	14¢	930
2.25	2.40	15¢	931

2.41	2.56	16¢	932
2.57	2.72	17¢	933
2.73	2.88	18¢	934
2.89	3.04	19¢	935
3.05	3.20	20¢	936
3.21	3.36	21¢	937
3.37	3.52	22¢	938
3.53	3.68	23¢	939
3.69	3.84	24¢	940
3.85	4.00	25¢	941

If the price exceeds four dollars, the tax is twenty-five 942 cents on each four dollars. If the price exceeds four dollars or 943 a multiple thereof by not more than sixteen cents, the amount of 944 tax is twenty-five cents for each four dollars plus one cent. If 945 the price exceeds four dollars or a multiple thereof by more 946 than sixteen cents, the amount of tax is twenty-five cents for 947 each four dollars plus the amount of tax for prices seventeen 948 cents through three dollars and ninety-nine cents in accordance 949 with the schedule above. 950

(4) When the combined rate of local tax is one per cent:

If the price	But not	The amount	952
is at least	more than	of the tax i	s 953
\$.01	\$.15	No tax	954
.16	.30	2¢	955
.31	.46	3¢	956
.47	.61	4 ¢	957
.62	.76	5¢	958
.77	.92	6¢	959
.93	1.07	7¢	960
1.08	1.23	8¢	961

1.24	1.38	9¢	962
1.39	1.53	10¢	963
1.54	1.69	11¢	964
1.70	1.84	12¢	965
1.85	2.00	13¢	966

If the price exceeds two dollars, the tax is thirteen 967 cents on each two dollars. If the price exceeds two dollars or a 968 multiple thereof by not more than fifteen cents, the amount of 969 tax is thirteen cents for each two dollars plus one cent. If the 970 price exceeds two dollars or a multiple thereof by more than 971 fifteen cents, the amount of tax is thirteen cents for each two 972 dollars plus the amount of tax for prices sixteen cents through 973 one dollar and ninety-nine cents in accordance with the schedule 974 above. 975

(5) When the combined rate of local tax is one and onefourth per cent:

If the price	But not	The amount	978
is at least	more than	of the tax is	979
\$.01	\$.15	No tax	980
.16	.29	2¢	981
.30	.44	3¢	982
.45	.59	4¢	983
.60	.74	5¢	984
.75	.88	6¢	985
.89	1.03	7¢	986
1.04	1.18	8¢	987
1.19	1.33	9¢	988
1.34	1.48	10¢	989
1.49	1.62	11¢	990
1.63	1.77	12¢	991

Page 34

976

1.78	1.92	13¢	992
1.93	2.07	14¢	993
2.08	2.22	15¢	994
2.23	2.37	16¢	995
2.38	2.51	17¢	996
2.52	2.66	18¢	997
2.67	2.81	19¢	998
2.82	2.96	20¢	999
2.97	3.11	21¢	1000
3.12	3.25	22¢	1001
3.26	3.40	23¢	1002
3.41	3.55	24¢	1003
3.56	3.70	25¢	1004
3.71	3.85	26¢	1005
3.86	4.00	27¢	1006

If the price exceeds four dollars, the tax is twenty-seven 1007 cents on each four dollars. If the price exceeds four dollars or 1008 a multiple thereof by not more than fourteen cents, the amount 1009 of tax is twenty-seven cents for each four dollars plus one 1010 cent. If the price exceeds four dollars or a multiple thereof by 1011 more than fourteen but by not more than twenty-nine cents, the 1012 amount of tax is twenty-seven cents for each four dollars plus 1013 two cents. If the price exceeds four dollars or a multiple 1014 thereof by more than twenty-nine cents the amount of tax is 1015 twenty-seven cents for each four dollars plus the amount of tax 1016 for prices thirty cents through three dollars and ninety-nine 1017 cents in accordance with the schedule above. 1018

(6) When the combined rate of local tax is one and onehalf per cent:
1020

If the price But not The amount 1021

\$.01

.16

is at least more than of the tax is 1022 \$.15 No tax 1023 .28 2¢ 1024

.29	.42	3¢	1025
.43	.57	4 ¢	1026
.58	.71	5¢	1027
.72	.85	6¢	1028
.86	1.00	7¢	1029

If the price exceeds one dollar, the tax is seven cents on 1030 each one dollar. If the price exceeds one dollar or a multiple 1031 thereof by not more than fifteen cents, the amount of tax is 1032 seven cents for each one dollar plus one cent. If the price 1033 exceeds one dollar or a multiple thereof by more than fifteen 1034 cents, the amount of tax is seven cents for each one dollar plus 1035 the amount of tax for prices sixteen cents through ninety-nine 1036 cents in accordance with the schedule above. 1037

(7) When the combined rate of local tax is one and three-1038 1039 fourths per cent:

If the price	But not	The amount	1040
is at least	more than	of the tax is	1041
\$.01	\$.15	No tax	1042
.16	.27	2¢	1043
.28	.41	3¢	1044
.42	.55	4¢	1045
.56	.68	5¢	1046
.69	.82	6¢	1047
.83	.96	7¢	1048
.97	1.10	8¢	1049
1.11	1.24	9¢	1050
1.25	1.37	10¢	1051

1.38	1.51	11¢	1052
1.52	1.65	12¢	1053
1.66	1.79	13¢	1054
1.80	1.93	14¢	1055
1.94	2.06	15¢	1056
2.07	2.20	16¢	1057
2.21	2.34	17¢	1058
2.35	2.48	18¢	1059
2.49	2.62	19¢	1060
2.63	2.75	20¢	1061
2.76	2.89	21¢	1062
2.90	3.03	22¢	1063
3.04	3.17	23¢	1064
3.18	3.31	24¢	1065
3.32	3.44	25¢	1066
3.45	3.58	26¢	1067
3.59	3.72	27¢	1068
3.73	3.86	28¢	1069
3.87	4.00	29¢	1070

If the price exceeds four dollars, the tax is twenty-nine 1071 cents on each four dollars. If the price exceeds four dollars or 1072 a multiple thereof by not more than thirteen cents, the amount 1073 of tax is twenty-nine cents for each four dollars plus one cent. 1074 If the price exceeds four dollars or a multiple thereof by more 1075 than thirteen cents but by not more than twenty-seven cents, the 1076 amount of tax is twenty-nine cents for each four dollars plus 1077 two cents. If the price exceeds four dollars or a multiple 1078 thereof by more than twenty-seven cents, the amount of tax is 1079 twenty-nine cents for each four dollars plus the amount of tax 1080 for prices twenty-eight cents through three dollars and ninety-1081 nine cents in accordance with the schedule above. 1082

(8) When the	combined rate of	local tax is two per cent:	1083
If the price	But not	The amount	1084
is at least	more than	of the tax is	1085
\$.01	\$.15	No tax	1086
.16	.26	2¢	1087
.27	.40	3¢	1088
.41	.53	4 ¢	1089
.54	.65	5¢	1090
.66	.80	6¢	1091
.81	.93	7¢	1092
.94	1.06	8¢	1093
1.07	1.20	9¢	1094
1.21	1.33	10¢	1095
1.34	1.46	11¢	1096
1.47	1.60	12¢	1097
1.61	1.73	13¢	1098
1.74	1.86	14¢	1099
1.87	2.00	15¢	1100

If the price exceeds two dollars, the tax is fifteen cents 1101 on each two dollars. If the price exceeds two dollars or a 1102 multiple thereof by not more than fifteen cents, the amount of 1103 tax is fifteen cents for each two dollars plus one cent. If the 1104 price exceeds two dollars or a multiple thereof by more than 1105 fifteen cents, the amount of tax is fifteen cents for each two 1106 dollars plus the amount of tax for prices sixteen cents through 1107 one dollar and ninety-nine cents in accordance with the schedule 1108 above. 1109

(9) When the combined rate of local tax is two and onefourth per cent:
1110

If the price	But not	The amount	1112
--------------	---------	------------	------

is at least of the tax is 1113 more than \$.01 \$.15 No tax 1114 2¢ 1115 .16 .25 .26 .38 3¢ 1116 .39 .51 4¢ 1117 .52 .64 5¢ 1118 .65 .77 6¢ 1119 .78 .90 7¢ 1120 8¢ .91 1.03 1121 1.04 1.16 9¢ 1122 1.17 1.29 10¢ 1123 1.30 1.41 11¢ 1124 1.42 1.54 12¢ 1125 1.55 1.67 13¢ 1126

1.68	1.80	14¢	1127
1.81	1.93	15¢	1128
1.94	2.06	16¢	1129
2.07	2.19	17¢	1130
2.20	2.32	18¢	1131
2.33	2.45	19¢	1132
2.46	2.58	20¢	1133
2.59	2.70	21¢	1134
2.71	2.83	22¢	1135
2.84	2.96	23¢	1136
2.97	3.09	24¢	1137
3.10	3.22	25¢	1138
3.23	3.35	26¢	1139
3.36	3.48	27¢	1140
3.49	3.61	28¢	1141
3.62	3.74	29¢	1142
3.75	3.87	30¢	1143
3.88	4.00	31¢	1144

Page 40

1157

1158

If the price exceeds four dollars, the tax is thirty-one 1145 cents on each four dollars. If the price exceeds four dollars or 1146 a multiple thereof by not more than twelve cents, the amount of 1147 tax is thirty-one cents for each four dollars plus one cent. If 1148 the price exceeds four dollars or a multiple thereof by more 1149 than twelve cents but not more than twenty-five cents, the 1150 amount of tax is thirty-one cents for each four dollars plus two 1151 cents. If the price exceeds four dollars or a multiple thereof 1152 by more than twenty-five cents, the amount of tax is thirty-one 1153 cents for each four dollars plus the amount of tax for prices 1154 twenty-six cents through three dollars and ninety-nine cents in 1155 accordance with the schedule above. 1156

(10) When the combined rate of local tax is two and onehalf per cent:

If the price	But not	The amount	1159
is at least	more than	of the tax is	1160
\$.01	\$.15	No tax	1161
.16	.25	2¢	1162
.26	.37	3¢	1163
.38	.50	4¢	1164
.51	.62	5¢	1165
.63	.75	6¢	1166
.76	.87	7¢	1167
.88	1.00	8¢	1168

If the price exceeds one dollar, the tax is eight cents on 1169 each one dollar. If the price exceeds one dollar or a multiple 1170 thereof by not more than twelve cents, the amount of tax is 1171 eight cents for each one dollar plus one cent. If the price 1172 exceeds one dollar or a multiple thereof by more than twelve 1173 cents but not more than twenty-five cents, the amount of tax is 1174

eight cents for each one dollar plus two cents. If the price1175exceeds one dollar or a multiple thereof by more than twenty-1176five cents, the amount of tax is eight cents for each one dollar1177plus the amount of tax for prices twenty-six cents through1178ninety-nine cents in accordance with the schedule above.1179

(11) When the combined rate of local tax is two and threefourths per cent:

If the price	But not	The amount	1182
is at least	more than	of the tax is	1183
\$.01	\$.15	No tax	1184
.16	.24	2¢	1185
.25	.36	3¢	1186
.37	.48	4¢	1187
.49	.60	5¢	1188
.61	.72	6¢	1189
.73	.84	7¢	1190
.85	.96	8¢	1191
.97	1.09	9¢	1192
1.10	1.21	10¢	1193
1.22	1.33	11¢	1194
1.34	1.45	12¢	1195
1.46	1.57	13¢	1196
1.58	1.69	14¢	1197
1.70	1.81	15¢	1198
1.82	1.93	16¢	1199
1.94	2.06	17¢	1200
2.07	2.18	18¢	1201
2.19	2.30	19¢	1202
2.31	2.42	20¢	1203
2.43	2.54	21¢	1204
2.55	2.66	22¢	1205

Page 41

1180

1181

2.67	2.78	23¢	1206
2.79	2.90	24¢	1207
2.91	3.03	25¢	1208
3.04	3.15	26¢	1209
3.16	3.27	27¢	1210
3.28	3.39	28¢	1211
3.40	3.51	29¢	1212
3.52	3.63	30¢	1213
3.64	3.75	31¢	1214
3.76	3.87	32¢	1215
3.88	4.00	33¢	1216

If the price exceeds four dollars, the tax is thirty-three 1217 cents on each four dollars. If the price exceeds four dollars or 1218 a multiple thereof by not more than eleven cents, the amount of 1219 tax is thirty-three cents for each four dollars plus one cent. 1220 If the price exceeds four dollars or a multiple thereof by more 1221 than eleven cents but not more than twenty-four cents, the 1222 amount of tax is thirty-three cents for each four dollars plus 1223 two cents. If the price exceeds four dollars or a multiple 1224 thereof by more than twenty-four cents, the amount of tax is 1225 thirty-three cents for each four dollars plus the amount of tax 1226 for prices twenty-six cents through three dollars and ninety-1227 nine cents in accordance with the schedule above. 1228

(12) When the combined rate of local tax is three per 1229 cent: 1230

If the price	But not	The amount	1231
is at least	more than	of the tax is	1232
\$.01	\$. 15	No tax	1233
.16	.23	2¢	1234
.24	.35	3¢	1235

.36	.47	4¢	1236
.48	.58	5¢	1237
.59	.70	6¢	1238
.71	.82	7¢	1239
.83	.94	8¢	1240
.95	1.05	9¢	1241
1.06	1.17	10¢	1242
1.18	1.29	11¢	1243
1.30	1.41	12¢	1244
1.42	1.52	13¢	1245
1.53	1.64	14¢	1246
1.65	1.76	15¢	1247
1.77	1.88	16¢	1248
1.89	2.00	17¢	1249

If the price exceeds two dollars, the tax is seventeen 1250 cents on each two dollars. If the price exceeds two dollars or a 1251 multiple thereof by not more than eleven cents, the amount of 1252 tax is seventeen cents for each two dollars plus one cent. If 1253 the price exceeds two dollars or a multiple thereof by more than 1254 eleven cents but not more than twenty-three cents, the amount of 1255 tax is seventeen cents for each two dollars plus two cents. If 1256 the price exceeds two dollars or a multiple thereof by more than 1257 twenty-three cents, the amount of tax is seventeen cents for 1258 each two dollars plus the amount of tax for prices twenty-four 1259 cents through one dollar and ninety-nine cents in accordance 1260 with the schedule above. 1261

(D) In lieu of collecting the tax pursuant to the
schedules set forth in divisions (A), (B), and (C) of this
section, a vendor may compute the tax on each sale as follows:
1264

(1) On sales of fifteen cents or less, no tax shall apply. 1265

(2) On sales in excess of fifteen cents, multiply the 1266 price by the aggregate rate of taxes in effect under sections 1267 5739.02 and 5741.02 and sections 5739.021, 5739.023, 5739.026, 1268 5741.021, 5741.022, and 5741.023 of the Revised Code. The 1269 computation shall be carried out to six decimal places. If the 1270 result is a fractional amount of a cent, the calculated tax 1271 shall be increased to the next highest cent and that amount 1272 shall be collected by the vendor. 1273

(E) On and after January 1, 2006, a vendor shall compute 1274 the tax on each sale by multiplying the price by the aggregate 1275 rate of taxes in effect under sections 5739.02 and 5741.02, and 1276 sections 5739.021, 5739.023, 5739.026, 5741.021, 5741.022, and 1277 5741.023 of the Revised Code. The computation shall be carried 1278 out to three decimal places. If the result is a fractional 1279 amount of a cent, the calculated tax shall be rounded to a whole 1280 cent using a method that rounds up to the next cent whenever the 1281 third decimal place is greater than four. A vendor may elect to 1282 compute the tax due on a transaction on an item or an invoice 1283 basis. 1284

(F) In auditing a vendor, the tax commissioner shall 1285 consider the method prescribed by this section that was used by 1286 the vendor in determining and collecting the tax due under this 1287 chapter on taxable transactions. If the vendor correctly 1288 collects and remits the tax due under this chapter in accordance 1289 with the schedules in divisions (A), (B), and (C) of this 1290 section or in accordance with the computation prescribed in 1291 division (D) or (E) of this section, the commissioner shall not 1292 assess any additional tax on those transactions. 1293

(G) (1) With respect to a sale of a fractional ownershipprogram aircraft used primarily in a fractional aircraft1295

ownership program, including all accessories attached to such	1296
aircraft, the tax shall be calculated pursuant to divisions (A)	1297
to (E) of this section, provided that the tax commissioner shall	1298
modify those calculations so that the maximum tax on each	1299
program aircraft is eight hundred dollars. In the case of a sale	1300
of a fractional interest that is less than one hundred per cent	1301
of the program aircraft, the tax charged on the transaction	1302
shall be eight hundred dollars multiplied by a fraction, the	1303
numerator of which is the percentage of ownership or possession	1304
in the aircraft being purchased in the transaction, and the	1305
denominator of which is one hundred per cent.	1306
(2) Notwithstanding any other provision of law to the	1307
contrary, the tax calculated under division (G)(1) of this	1308
section and paid with respect to the sale of a fractional	1309
ownership program aircraft used primarily in a fractional	1310
aircraft ownership program shall be credited to the general	1311
revenue fund.	1312
(H) (1) As used in this division, "qualified plug-in	1313
electric drive vehicle" means a four-wheeled vehicle that meets	1314
all of the following requirements:	1315
(a) The manufacturer made the vehicle primarily for use on	1316
public streets, roads, and highways and the vehicle has not been	1317
modified from original manufacturer specifications.	1318
(b) The vehicle has a maximum speed capability equal to or	1319
greater than fifty-five miles per hour.	1320
(c) The vehicle is propelled to a significant extent by an	1321
electric motor that draws electricity from a battery that has a	1322
capacity of at least four kilowatt-hours and that is capable of	1323
being recharged from an external source of electricity.	1324
<u>, , , , , , , , , , , , , , , , , , , </u>	

(d) The vehicle is registered in this state for operation	1325
on public highways.	1326
(e) The consumer purchased or leased the vehicle for	1327
personal use or for use in business and not for resale on or	1328
after the first day of the first month after the effective date	1329
of the amendment of this section byB of the 131st general	1330
assembly and before the first day of the sixty-first month after	1331
that effective date.	1332
(f) The consumer purchased or leased the vehicle in	1333
accordance with any laws or regulations governing the purchase	1334
or lease of alternative fuel or electric vehicles applicable at	1335
the time of sale or lease.	1336
(2)(a) Subject to the limitation in division (H)(2)(b) of	1337
this section, with respect to the sale or lease of a qualified	1338
plug-in electric drive vehicle, the amount of tax due under this	1339
section shall equal the amount of tax calculated pursuant to	1340
divisions (A) to (E) of this section subtracted by five hundred	1341
dollars, provided that if the result of that calculation is less	1342
than or equal to zero, no tax is due.	1343
(b) If the consumer is an individual purchasing the	1344
vehicle primarily for personal use, the partial exemption	1345
provided in division (H)(2)(a) of this section applies to the	1346
purchase or lease of only one qualified plug-in electric drive	1347
vehicle by that individual in a calendar year. If the consumer	1348
is a business purchasing the vehicle for use in the business,	1349
the partial exemption applies to the purchase or lease of only	1350
ten qualified plug-in electric drive vehicles by that business	1351
<u>in a calendar year.</u>	1352
Sec. 5747.78. (A) As used in this section:	1353

(1) "Alternative fuel" means compressed natural gas,	1354
liquid natural gas, or liquid petroleum gas.	1355
(2) "Alternative fuel vehicle" means a motor vehicle that	1356
is registered in this state for operation on public highways and	1357
that is propelled by a motor that runs on alternative fuel.	1358
"Alternative fuel vehicle" includes a bi-fueled or dual-fueled	1359
vehicle with a motor that can run on both alternative fuel and	1360
<u>on gasoline or diesel fuel.</u>	1361
(3) "New alternative fuel vehicle" means an alternative	1362
fuel vehicle that meets all of the following criteria:	1363
(a) The taxpayer purchased the vehicle from an original	1364
equipment manufacturer, automobile retailer, or after-market	1365
conversion facility.	1366
(b) The taxpayer was the first person to purchase the	1367
vehicle for personal use or for use in business and not for	1368
<u>resale.</u>	1369
(c) The alternative fuel technology used in the vehicle	1370
has received a compliance designation or been certified by the	1371
United States environmental protection agency for new or	1372
intermediate use.	1373
(d) If the vehicle is propelled by a motor that runs on	1374
compressed natural gas, at least five years remain until the	1375
date established by the manufacturer of the compressed natural	1376
gas tank as the end-of-life date for the tank.	1377
(4) "Traditional fuel vehicle" means a motor vehicle that	1378
is registered in this state for operation on public highways and	1379
that is propelled by gasoline or diesel fuel.	1380
(5) "Adjusted purchase price" means the portion of the	1381

purchase price of a new alternative fuel vehicle that is	1382
attributable to the parts and equipment used for the storage of	1383
alternative fuel, the delivery of alternative fuel to the motor,	1384
and the exhaust of gases from the combustion of alternative	1385
<u>fuel.</u>	1386
(6) "Conversion parts and equipment" shall not include	1387
parts and equipment that have previously been used to modify or	1388
retrofit another traditional fuel vehicle.	1389
(B) A nonrefundable credit may be claimed against the tax	1390
imposed by section 5747.02 of the Revised Code by a taxpayer	1391
that, on or after the effective date of the enactment of this	1392
section and before the first day of the sixty-first month after	1393
that effective date, purchases a new alternative fuel vehicle or	1394
converts a traditional fuel vehicle into an alternative fuel	1395
vehicle. The amount of the credit shall equal the lesser of	1396
fifty per cent of the adjusted purchase price of the new	1397
alternative fuel vehicle or of the cost of the conversion parts	1398
and equipment, as applicable, or one of the following amounts:	1399
(1) For the purchase or conversion of an alternative fuel	1400
vehicle with a gross vehicle rating of eight thousand five	1401
hundred pounds or less, five thousand dollars;	1402
	1 4 0 0
(2) For the purchase or conversion of an alternative fuel	1403
vehicle with a gross vehicle rating equal to or less than ten	1404
thousand pounds, but more than eight thousand five hundred	1405
pounds, ten thousand dollars;	1406
(3) For the purchase or conversion of an alternative fuel	1407
vehicle with a gross vehicle rating of more than ten thousand	1408
pounds, twenty-five thousand dollars.	1409
	1 4 1 0
The taxpayer shall claim the credit for the taxable year	1410

in which the taxpayer purchases the new alternative fuel vehicle	1411
or the conversion parts and equipment.	1412
(C) The taxpayer shall claim a credit allowed under this	1413
section in the order required by section 5747.98 of the Revised	1414
Code. The credit, to the extent it exceeds the taxpayer's tax	1415
liability for a taxable year after allowing for any other	1416
credits that precede the credit under that section, may be	1417
carried forward to the next succeeding taxable year or years,	1418
but the amount of the excess credit claimed for any taxable year	1419
shall be deducted from the balance carried forward to the next	1420
taxable year.	1421
(D) Not more than one credit shall be allowed under this	1422
section or section 5751.55 of the Revised Code on the basis of	1423
the same alternative fuel vehicle or same conversion parts and	1424
equipment.	1425
(E) A taxpayer that is an equity investor in a pass-	1426
through entity that purchases a new alternative fuel vehicle or	1427
converts a traditional fuel vehicle into an alternative fuel	1428
vehicle within the time period prescribed in division (B) of	1429
this section may claim the taxpayer's distributive or	1430
proportionate share of the credit for the taxpayer's taxable	1431
year that includes the last day of the entity's taxable year in	1432
which the vehicle or conversion parts and equipment were	1433
purchased.	1434
(F) The tax commissioner may promulgate any rules	1435
necessary for the administration of this section.	1436
Sec. 5747.98. (A) To provide a uniform procedure for	1437
calculating the amount of tax due under section 5747.02 of the	1438
Revised Code, a taxpayer shall claim any credits to which the	1439

Sub. H. B. No. 176 As Re-Referred by the House Rules and Reference Committee	Page 50
taxpayer is entitled in the following order:	1440
(1) The retirement income credit under division (B) of	1441
section 5747.055 of the Revised Code;	1442
(2) The senior citizen credit under division (C) of	1443
section 5747.05 of the Revised Code;	1444
(3) The lump sum distribution credit under division (D) of	1445
section 5747.05 of the Revised Code;	1446
(4) The dependent care credit under section 5747.054 of	1447
the Revised Code;	1448
(5) The lump sum retirement income credit under division	1449
(C) of section 5747.055 of the Revised Code;	1450
(6) The lump sum retirement income credit under division	1451
(D) of section 5747.055 of the Revised Code;	1452
(7) The lump sum retirement income credit under division	1453
(E) of section 5747.055 of the Revised Code;	1454
(8) The low-income credit under section 5747.056 of the	1455
Revised Code;	1456
(9) The credit for displaced workers who pay for job	1457
training under section 5747.27 of the Revised Code;	1458
(10) The campaign contribution credit under section 5747.29 of the Revised Code;	1459
	1460
(11) The twenty-dollar personal exemption credit under section 5747.022 of the Revised Code;	1461 1462
(12) The joint filing credit under division (G) of section 5747.05 of the Revised Code;	1463 1464
(13) The nonresident credit under division (A) of section	1465

Sub. H. B. No. 176 As Re-Referred by the House Rules and Reference Committee	Page 51
5747.05 of the Revised Code;	1466
(14) The credit for a resident's out-of-state income under	1467
division (B) of section 5747.05 of the Revised Code;	1468
(15) The earned income credit under section 5747.71 of the Revised Code;	1469 1470
(16) The credit for employers that reimburse employee	1471
child care expenses under section 5747.36 of the Revised Code;	1472
(17) The credit for adoption of a minor child under	1473
section 5747.37 of the Revised Code;	1474
(18) The credit for purchases of lights and reflectors	1475
under section 5747.38 of the Revised Code;	1476
(19) The nonrefundable job retention credit under division	1477
(B) of section 5747.058 of the Revised Code;	1478
(20) The credit for selling alternative fuel under section	1479
5747.77 of the Revised Code;	1480
(21) The second credit for purchases of new manufacturing	1481
machinery and equipment and the credit for using Ohio coal under	1482
section 5747.31 of the Revised Code;	1483
(22) The job training credit under section 5747.39 of the	1484
Revised Code;	1485
(23) The enterprise zone credit under section 5709.66 of	1486
the Revised Code;	1487
(24) The credit for the eligible costs associated with a	1488
voluntary action under section 5747.32 of the Revised Code;	1489
(25) The credit for employers that establish on-site child	1490
day-care centers under section 5747.35 of the Revised Code;	1491

Sub. H. B. No. 176 As Re-Referred by the House Rules and Reference Committee	Page 52
(26) The ethanol plant investment credit under section	1492
5747.75 of the Revised Code;	1493
(27) The credit for purchases of qualifying grape	1494
production property under section 5747.28 of the Revised Code;	1495
(28) The small business investment credit under section	1496
5747.81 of the Revised Code;	1497
(29) The enterprise zone credits under section 5709.65 of	1498
the Revised Code;	1499
(30) The research and development credit under section	1500
5747.331 of the Revised Code;	1501
(31) The credit for rehabilitating a historic building	1502
under section 5747.76 of the Revised Code;	1503
(32) The nonrefundable credit for the purchase or	1504
conversion of an alternative fuel vehicle under section 5747.78	1505
of the Revised Code;	1506
(33) The refundable credit for rehabilitating a historic	1507
building under section 5747.76 of the Revised Code;	1508
(33) <u>(</u>34) The refundable jobs creation credit or job	1509
retention credit under division (A) of section 5747.058 of the	1510
Revised Code;	1511
(34) (35) The refundable credit for taxes paid by a	1512
qualifying entity granted under section 5747.059 of the Revised	1513
Code;	1514
(35) <u>(</u>36) The refundable credits for taxes paid by a	1515
qualifying pass-through entity granted under division (I) of	1516
section 5747.08 of the Revised Code;	1517
(36) <u>(</u>37) The refundable credit under section 5747.80 of	1518

the Revised Code for losses on loans made to the Ohio venture	1519
capital program under sections 150.01 to 150.10 of the Revised	1520
Code;	1521
(37) (38) The refundable motion picture production credit	1522
under section 5747.66 of the Revised Code;	1523
(38) (39) The refundable credit for financial institution	1524
taxes paid by a pass-through entity granted under section	1525
5747.65 of the Revised Code.	1526
(B) For any credit, except the refundable credits	1527

enumerated in this section and the credit granted under division 1528 (H) of section 5747.08 of the Revised Code, the amount of the 1529 credit for a taxable year shall not exceed the tax due after 1530 allowing for any other credit that precedes it in the order 1531 required under this section. Any excess amount of a particular 1532 credit may be carried forward if authorized under the section 1533 creating that credit. Nothing in this chapter shall be construed 1534 to allow a taxpayer to claim, directly or indirectly, a credit 1535 more than once for a taxable year. 1536

Sec. 5751.55. (A) As used in this section, "alternative1537fuel," "alternative fuel vehicle," "new alternative fuel1538vehicle," "traditional fuel vehicle," "adjusted purchase price,"1539and "conversion parts and equipment" have the same meanings as1540in section 5747.78 of the Revised Code.1541

(B) A nonrefundable credit may be claimed against the tax1542imposed by section 5751.02 of the Revised Code by a taxpayer1543that, on or after the effective date of the enactment of this1544section by this act and before the first day of the sixty-first1545month after that effective date, purchases a new alternative1546fuel vehicle or converts a traditional fuel vehicle into an1547

alternative fuel vehicle. The amount of the credit shall equal	1548
the lesser of fifty per cent of the adjusted purchase price of	1549
the new alternative fuel vehicle or of the cost of the	1550
conversion parts and equipment, as applicable, or one of the	1551
following amounts:	1552
(1) For the purchase or conversion of an alternative fuel	1553
vehicle with a gross vehicle rating of eight thousand five	1554
hundred pounds or less, five thousand dollars;	1555
(2) For the purchase or conversion of an alternative fuel	1556
vehicle with a gross vehicle rating equal to or less than ten	1557
thousand pounds, but more than eight thousand five hundred	1558
pounds, ten thousand dollars;	1559
(3) For the purchase or conversion of an alternative fuel	1560
vehicle with a gross vehicle rating of more than ten thousand	1561
pounds, twenty-five thousand dollars.	1562
The taxpayer shall claim the credit for the tax period in	1563
which the taxpayer purchases the new alternative fuel vehicle or	1564
the conversion parts and equipment.	1565
(C) The taxpayer shall claim a credit allowed under this	1566
section in the order required by section 5751.98 of the Revised	1567
Code. The credit, to the extent it exceeds the taxpayer's tax	1568
liability for a tax period after allowing for any other credits	1569
that precede the credit under that section, may be carried	1570
forward to the next succeeding tax period or periods, but the	1571
amount of the excess credit claimed for any tax period shall be	1572
deducted from the balance carried forward to the next tax	1573
period.	1574
(D) Not more than one credit shall be allowed under this	1575
section or section 5747.78 of the Revised Code on the basis of	1576

the same alternative fuel vehicle or same conversion parts and	1577
<u>equipment.</u>	1578
(E) The tax commissioner may promulgate any rules	1579
necessary for the administration of this section.	1580
Sec. 5751.98. (A) To provide a uniform procedure for	1581
calculating the amount of tax due under this chapter, a taxpayer	1582
shall claim any credits to which it is entitled in the following	1583
order:	1584
(1) The nonrefundable jobs retention credit under division	1585
(B) of section 5751.50 of the Revised Code;	1586
(2) The nonrefundable credit for qualified research	1587
expenses under division (B) of section 5751.51 of the Revised	1588
Code;	1589
(3) The nonrefundable credit for a borrower's qualified	1590
research and development loan payments under division (B) of	1591
section 5751.52 of the Revised Code;	1592
(4) The nonrefundable credit for calendar years 2010 to	1593
2029 for unused net operating losses under division (B) of	1594
section 5751.53 of the Revised Code;	1595
(5) The nonrefundable credit for the purchase or	1596
conversion of an alternative fuel vehicle under section 5751.55	1597
of the Revised Code;	1598
(6) The refundable motion picture production credit under	1599
section 5751.54 of the Revised Code;	1600
(6) <u>(</u>7) The refundable jobs creation credit or job	1601
retention credit under division (A) of section 5751.50 of the	1602
Revised Code;	1603

(7) (8) The refundable credit for calendar year 2030 for	1604
unused net operating losses under division (C) of section	1605
5751.53 of the Revised Code.	1606
(B) For any credit except the refundable credits	1607
enumerated in this section, the amount of the credit for a tax	1608
period shall not exceed the tax due after allowing for any other	1609
credit that precedes it in the order required under this	1610
section. Any excess amount of a particular credit may be carried	1611
forward if authorized under the section creating the credit.	1612
Section 2. That existing sections 5577.044, 5735.01,	1613
5735.012, 5739.025, 5747.98, and 5751.98 of the Revised Code are	1614
hereby repealed.	1615
Section 3. The amendment or enactment by this act of	1616
sections 5735.01, 5735.012, 5735.015, and 5739.025 of the	1617
Revised Code applies on and after the first day of the first	1618
month after the effective date of this act.	1619
Section 4. All items in this section are hereby	1620
appropriated as designated out of any moneys in the state	1621
treasury to the credit of the designated fund. For all	1622
appropriations made in this act, those in the first column are	1623
for fiscal year 2016 and those in the second column are for	1624
fiscal year 2017. The appropriations made in this act are in	1625
addition to any other appropriations made for the FY 2016-FY	1626
2017 biennium.	1627
EPA ENVIRONMENTAL PROTECTION AGENCY	1628
Dedicated Purpose Fund Group	1629
5NP0 715695 Gaseous Fuel Vehicle \$16,000,000 \$16,000,000	1630

Conversion Program

1631

TOTAL DPF Dedicated Purpose Fund Group \$16,000,000 \$16,000,000	1632
TOTAL ALL BUDGET FUND GROUPS \$16,000,000 \$16,000,000	1633
GASEOUS FUEL VEHICLE CONVERSION PROGRAM	1634
The foregoing appropriation item 715695, Gaseous Fuel	1635
Vehicle Conversion Program, shall be used for the purpose of	1636
funding the Gaseous Fuel Vehicle Conversion Program established	1637
in section 122.079 of the Revised Code.	1638
It is the intent of the General Assembly to appropriate	1639
\$16,000,000 in each fiscal year of the biennium ending June 30,	1640
2019, and in the first fiscal year of the biennium ending June	1641
30, 2021, to the Gaseous Fuel Vehicle Conversion Fund (Fund	1642
5NP0) for the purposes of the program established in section	1643
122.079 of the Revised Code.	1644
Section 5. CASH TRANSFERS FROM GENERAL REVENUE FUND TO	1645
GASEOUS FUEL VEHICLE CONVERSION FUND	1646
On the effective date of this section, or as soon as	1647
possible thereafter, the Director of Budget and Management shall	1648
transfer \$16,000,000 cash from the General Revenue Fund to the	1649
Gaseous Fuel Vehicle Conversion Fund (Fund 5NP0).	1650
On July 1, 2016, or as soon as possible thereafter, the	1651
Director of Budget and Management shall transfer \$16,000,000	1652
cash from the General Revenue Fund to Fund 5NPO.	1653
Section 6. Within the limits set forth in this act, the	1654
Director of Budget and Management shall establish accounts	1655
indicating the source and amount of funds for each appropriation	1656
made in this act, and shall determine the form and manner in	1657
which appropriation accounts shall be maintained. Expenditures	1658
from appropriations contained in this act shall be accounted for	1659

Sub. H. B. No. 176 As Re-Referred by the House Rules and Reference Committee	Page 58
as though made in the main operating appropriations act of the 131st General Assembly.	1660 1661
The appropriations made in this act are subject to all provisions of the main operating appropriations act of the 131st	1662 1663
General Assembly that are generally applicable to such	1664
appropriations.	1665