



Ohio Legislative Service Commission

Final Analysis

Jeremy R. Abrams

Am. H.B. 474

130th General Assembly
(As Passed by the General Assembly)

- Reps.** Dovilla and Pelanda, Brenner, Ramos, Derickson, Stebelton, Blessing, Damschroder, Ruhl, Mallory, Celebrezze, DeVitis, Green, R. Hagan, Perales, R. Adams, Anielski, Antonio, Baker, Barborak, Beck, Brown, Buchy, Budish, Burkley, Fedor, Hackett, C. Hagan, Hall, Hayes, Hill, Johnson, Kunze, Landis, Letson, Milkovich, Patterson, Roegner, Rogers, Schuring, Sheehy, Smith, Sprague, Strahorn, Thompson, Wachtmann, Young, Batchelder
- Sens.** LaRose, Gentile, Balderson, Brown, Cafaro, Coley, Faber, Gardner, Hite, Hughes, Kearney, Manning, Patton, Peterson, Schaffer, Turner, Uecker

Effective date: March 23, 2015

ACT SUMMARY

- Creates the Ohio State Beekeepers Association license plate and requires the contributions (\$15) that persons pay when obtaining the license plate to be paid to the Ohio State Beekeepers Association.
- Requires the Association to use the contributions to promote beekeeping, provide educational information about beekeeping, and to support other state and local beekeeping programs.
- Requires the Registrar of Motor Vehicles to resume issuing the Pediatric Brain Tumor Awareness license plate, notwithstanding the statutory requirements governing the reestablishment of nonstandard license plates that are no longer issued.
- Designates a portion of Interstate Route 75 in Hamilton County, running in a northerly and southerly direction between the Freeman Avenue exit and the Hopple Street viaduct exit, as the "William L. Mallory, Sr. Memorial Highway."

CONTENT AND OPERATION

Ohio State Beekeepers Association license plate

Under the act, the owner or lessee of any passenger car, noncommercial motor vehicle, recreational vehicle, or other vehicle of a class approved by the Registrar of Motor Vehicles may apply to the Registrar for the registration of the vehicle and issuance of Ohio State Beekeepers Association license plates. The application for Ohio State Beekeepers Association license plates may be combined with a request for a special reserved license plate provided in continuing law. Upon receipt of the completed application and compliance with the act's requirements, the Registrar must issue to the applicant the appropriate vehicle registration and a set of Ohio State Beekeepers Association license plates with a validation sticker, or a validation sticker alone when required by continuing law. In addition to the letters and numbers ordinarily inscribed on license plates, Ohio State Beekeepers Association license plates must be inscribed with identifying words and markings that promote the Ohio Beekeepers Association and are approved by the Registrar. Ohio State Beekeepers Association license plates must bear county identification stickers that identify the county of registration by name or number.¹

Ohio State Beekeepers Association license plates and validation stickers are issued upon payment of the regular tax prescribed in continuing law, any applicable local motor vehicle tax, any applicable special reserved license plate fee, a Bureau of Motor Vehicles administrative fee of \$10, a contribution of \$15, and the applicant's compliance with all other applicable laws relating to motor vehicle registration.²

The act requires the Registrar to transmit the \$15 contributions received under the act to the Treasurer of State for deposit into the License Plate Contribution Fund. The Registrar then must pay those contributions to the Ohio State Beekeepers Association, which must use the contributions to promote beekeeping, provide educational information about beekeeping, and to support other state and local beekeeping programs.³

The Registrar must transmit the \$10 BMV administrative fee, the purpose of which is to compensate the BMV for additional services required in issuing Ohio State

¹ R.C. 4503.576(A).

² R.C. 4503.576(B).

³ R.C. 4501.21(B) and 4503.576(C).



Beekeepers Association license plates, to the Treasurer of State for deposit into the existing State Bureau of Motor Vehicles Fund.⁴

Pediatric Brain Tumor Awareness license plate

The act requires the BMV to resume issuing the Pediatric Brain Tumor Awareness license plate, regardless that its issuance had terminated before the act's effective date. The BMV must issue the license plate even if the sponsor of the license plate has not complied with the statutory requirements necessary to reestablish the license plate, as discussed below. However, the act provides that the issuance of the license plate may subsequently terminate in accordance with continuing statutory requirements after the act's effective date (see **COMMENT 1**).⁵

The Registrar of Motor Vehicles terminated the issuance of the Pediatric Brain Tumor Awareness license plate in January 2014 because the number of persons who requested the license plate did not meet the minimum statutory requirement, as discussed below. In general, issuance of Pediatric Brain Tumor Awareness license plates requires a contribution of \$35, a \$10 BMV fee, and payment of all other applicable license taxes and fees. The Registrar must pay the \$35 contribution to the Children's Glioma Cancer Foundation, which must use the contributions for its research and other programs.⁶

Under continuing law, if fewer than 500 people either obtain or renew a nonstandard license plate during a calendar year, the Registrar may terminate the issuance of the license plate. The Registrar must issue a notice in January of the following year to the sponsor of the license plate or to the public if no sponsor exists. The notice must inform the sponsor or public that the issuance of the license plate will terminate unless at least 500 people obtain or renew the license plate by December 31 of the calendar year in which the notice is sent. If, by December 31 of that year, fewer than 500 people have obtained or renewed the license plate, the license plate terminates.⁷

If a nonstandard license plate terminates, the sponsor of that license plate may apply to the Registrar to reestablish it, which requires written statements from 500 people who intend to apply for and obtain the license plate. The Registrar must include

⁴ R.C. 4503.576(C).

⁵ R.C. 4503.499(D).

⁶ R.C. 4503.499 and 4501.21.

⁷ R.C. 4503.77, not in the act.



in the 500-person total those persons who continue to display the terminated license plate.⁸

William L. Mallory, Sr. Memorial Highway

The act designates a portion of Interstate 75, running in a northerly and southerly direction between the Freeman Avenue exit and the Hopple Street exit, in Hamilton County, as the William L. Mallory, Sr. Memorial Highway. The Director of Transportation is authorized to erect suitable markers along the highway indicating its name (see **COMMENT 2**).⁹

COMMENT

1. The act's new provisions erroneously refer to the "Pediatric Brain Tumor License Plate," rather than the "Pediatric Brain Tumor Awareness License Plate."

2. William L. Mallory, Sr., served in the Ohio House of Representatives for 28 years and was the first African-American to hold the position of Majority Floor Leader. He died on December 10, 2013, at the age of 82.

HISTORY

ACTION	DATE
Introduced	03-12-14
Reported, H. Transportation, Public Safety & Homeland Security	05-13-14
Passed House (96-0)	06-04-14
Reported, S. Transportation	12-10-14
Passed Senate (30-0)	12-11-14
House concurred in Senate amendments (89-0)	12-17-14

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⁸ R.C. 4503.78, not in the act.

⁹ R.C. 5533.242.

