

Executive

As Passed by the House

As Reported by Senate Finance

MHCCD1 Oversight of Manufactured Homes Parks

R.C. 4781.26, 3701.83 (4781.26), 3709.085, 3709.09, 3709.092, 3733.01 (4781.36), 3733.091 (4781.37), 3733.101 (4781.39), 3733.13 (4781.45); 3733.021 (4781.31), 3733.022 (4781.32), 3733.024 (4781.33), 3733.025 (4781.34), 3733.03 (4781.27), 3733.04 - 3733.08 (4781.28-4781.35), 3733.41, 4781.04, 4781.07, and 4781.14; and Sections 737.30 and 747.10

R.C. 1901.19, 1909.11, 1923.01, 1923.02, 1923.061, 1923.15, 2305.01, 3709.085, 3729.01, 3733.01 (Repealed), 3733.02, 3733.41, 3781.06, 4503.061, 4503.062, 4517.01, 4517.04, 4517.09, 4517.10, 4517.12, 4517.13, 4517.14, 4517.23, 4517.24, 4517.44, new and existing sections under Chapter 4781, 4905.90, 6111.46, Sections 737.30, 747.20

R.C. 1901.19, 1909.11, 1923.01, 1923.02, 1923.061, 1923.15, 2305.01, 3709.085, 3729.01, 3733.01 (Repealed), 3733.02, 3733.41, 3781.06, 4503.061, 4503.062, 4517.01, 4517.04, 4517.09, 4517.10, 4517.12, 4517.13, 4517.14, 4517.23, 4517.24, 4517.44, new and existing sections under Chapter 4781, 4905.90, 6111.46, Sections 737.30, 747.20

(1) Repeals the statutes governing the licensure and inspection of manufactured home parks, including the requirement that the Public Health Council adopt rules for such purposes.

(1) No provision.

(1) No provision.

(2) Requires a board of health that has a manufactured home park within its jurisdiction to adopt rules regarding the inspection and licensing of these within 12 months of the provision's effective date. Allows a board to charge a fee for a license.

(2) No provision.

(2) No provision.

(3) Establishes procedures for the transition of these operations to the boards of health.

(3) No provision.

(3) No provision.

(4) No provision.

(4) Transfers authority for licensing and inspecting manufactured homes parks from the Department of Health and local boards of health to the Manufactured Homes Commission.

(4) Same as the House.

(5) No provision.

(5) Requires the Commission to adopt rules regarding the inspection and licensing of manufactured homes parks no later than December 1, 2011.

(5) Same as the House.

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(6) No provision.

(6) Replaces the member of the Manufactured Homes Commission that represents the Department of Health with a member who is a registered sanitarian, has experience with the regulation of manufactured homes, and is an employee of a health district.

(6) Same as the House.

(7) No provision.

(7) Stipulates that the term of the member of the Manufactured Homes Commission who is a representative of the Department of Health ends on the effective date of this section, and that the initial term of the registered sanitarian shall expire when the original member's term would have expired.

(7) Same as the House.

(8) No provision.

(8) Specifies the following apply when a person violates Manufactured Homes Law: (a) requires the Commission to hold a hearing and to notify the alleged violator of the hearing; (b) authorizes the Commission to levy a fine of not more than \$1,000 per violation per day; (c) authorizes the Commission to apply to the court of common pleas to compel an alleged violator if the person does not appear for the associated hearing; and (d) authorizes the Commission to forward the name of the violator and the amount of the fine to the Attorney General for collection, if the violator does not pay the fine.

(8) Same as the House.

(9) No provision.

(9) Creates the Manufactured Homes Commission Regulatory Fund and requires licensing fees and fines related to manufactured homes parks to be deposited into the fund.

(9) Same as the House.

(10) No provision.

(10) Allows boards of health to transfer prior manufactured home park licensing and inspection fees in the amount of \$2,000 or less to the general fund of the local board of health and requires funds in excess of \$2,000 to be transferred to the Manufactured Homes Commission Regulatory Fund.

(10) Same as the House.

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(11) No provision.

(11) Allows the Commission to enter into contracts for the inspection of manufactured home parks and gives the boards of health of city or general health districts the right of first refusal for those contracts.

(11) Same as the House.

(12) No provision.

(12) Requires a board of health to issue to the Commission a report of an inspection of a manufactured home park that was completed in response to a flood event within ten days after the inspection is completed.

(12) Same as the House.

**Fiscal effect: Loss of \$245,800 in fee revenue transferred from the local boards of health and deposited into SSR Fund 4700, General Operations, used by the Department of Health. Decrease of \$52,000 in supplemental GRF expended on the program. Currently, boards of health charge license and inspection fees for manufactured home parks and transfer a portion of these fees to the General Operations Fund. The Department currently acts in an advisory role for these programs and uses funds collected for the administration of the program.**

**Fiscal effect: The provision will increase administrative duties and costs related to MHC's oversight of Ohio's roughly 1,800 manufactured homes parks. However, the bill authorizes MHC to adopt licensing fees to offset these costs. These revenues are to be deposited into the Manufactured Homes Commission Regulatory Fund created by the bill, as opposed to the Occupational Licensing and Regulatory Fund (Fund 4K90) which currently supports MHC's operations. Currently, local boards of health charge license and inspection fees for manufactured home parks and transfer a portion of these fees to the General Operations Fund (Fund 4700), used by the Department of Health. The Department currently acts in an advisory role and uses funds collected for the administration of the program. As a result of the program transfer, there will be a loss of fee revenue and a subsequent decrease in expenditures for both the Department and the local boards of health.**

**Fiscal effect: Same as the House.**

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DPSCD56 Motor Vehicle Dealers

R.C. 4517.12, 4517.04, 4517.09, 4517.24

R.C. 4517.12, 4517.04, 4517.09, 4517.24

(1) No provision.

(1) Repeals the requirement that motor vehicle dealers applying for a license demonstrate that they will provide each customer a binding agreement ensuring that the customer has the right to have the vehicle repaired at a dealer who is licensed to sell the same line of vehicles.

(1) Same as the House.

(2) No provision.

(2) Requires that applications for licenses to sell new motor vehicles as a dealer be made biennially, as opposed to annually.

(2) Same as the House.

(3) No provision.

(3) Requires that applications for licenses to act as a new motor vehicle salesperson be made biennially, as opposed to annually.

(3) Same as the House.

(4) No provision.

(4) Repeals an exception that permits two or more motor vehicle dealers to sell manufactured or mobile homes in the same manufactured home park without having to agree to joint, several, and personal liability arising from their engaging in business at the same location.

(4) Same as the House.

**Fiscal effect: Allowing the Motor Vehicle Dealers Board to process license applications biennially rather than annually may reduce administrative costs.**

**Fiscal effect: Same as the House.**