

Executive

As Passed by the House

As Passed by the Senate

COMCD7 Division of Administration unit to oversee licensing

R.C. 121.08

Creates a unit within the Division of Administration that can administer the licensing, registration, and related ministerial functions of the other divisions within the Department.

No provision.

No provision.

Fiscal effect: Any potential cost incurred would be paid from the Division of Administration Fund (Fund 1630), which is supported by assessments charged to the Department's seven operating divisions.

COMCD19 U.S. savings bonds as unclaimed funds

R.C. 169.051

No provision.

Provides that any U.S. savings bonds that constitute unclaimed funds under the Unclaimed Funds Law escheat to the state (that is, become property of the state). Creates a presumption that a U.S. savings bond constitutes unclaimed funds under the Unclaimed Funds Law if: (1) the bond owner's last known address is in Ohio, and (2) the bond has remained unclaimed and unredeemed for three years after final maturity. Specifies that such bonds escheat to the state three years after becoming abandoned and unclaimed property.

R.C. 169.051

Same as the House.

No provision.

Requires the Director of Commerce, if no claim is made for the bonds within 180 days after the bonds escheat to the state, to file a civil action for a determination that ownership of the bonds or the proceeds from the bonds have vested solely in the state.

Same as the House.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Requires the Director to redeem the bonds escheated to the state and disburse the proceeds in the manner provided for all other unclaimed funds.	Same as the House.
No provision.	Permits any person claiming a bond that has escheated to the state, or for the proceeds from the bond, to file a claim with the Director.	Same as the House.
	Fiscal effect: Potential gain to the state Unclaimed Funds Trust Fund (Fund 5430).	Fiscal effect: Same as the House.
COMCD3 Institutional investor and dealer license exemption		
R.C. 1707.01, 1707.14	R.C. 1707.01, 1707.14	R.C. 1707.01, 1707.14
Modifies the definition of "institutional investor" under Ohio Security Law to more specifically identify the types of entities included and, for many institutional investors, create an asset threshold of \$10 million.	Same as the Executive.	Same as the Executive.
Exempts from the securities dealer license requirement persons who have no Ohio place of business, are federally registered, and effect transactions in Ohio only with institutional investors.	Same as the Executive.	Same as the Executive.
Fiscal effect: Approximately \$400,000 decrease in revenue to the Division of Securities Fund (Fund 5500) due to exempting certain security dealers from license requirements. The Department estimates 2,000 security dealers will be exempt.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

COMCD5 Small Government Fire Department Services Revolving Loan Fund

R.C. 3737.17

Creates the Small Government Fire Department Services Revolving Loan Fund (Fund 5F10) in permanent law and permits the State Fire Marshal to loan moneys from the Fund 5F10 for the purposes of the Small Government Fire Department Services Revolving Loan Program. Specifies that the Fund 5F10 is to consist of loan repayments from small governments, money appropriated to the fund, and investment earnings on money in the Fund.

Fiscal effect: At the end of FY 2014, Fund 5F10 had a cash balance of approximately \$781,000. See related entry COMCD14 for related cash transfer from the State Fire Marshal Fund (Fund 5460) to Fund 5F10.

R.C. 3737.17

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 3737.17

Same as the Executive.

Fiscal effect: Same as the Executive.

COMCD21 Extension of fireworks manufacturer permit moratorium and changes affecting sales of 1.3G and 1.4G fireworks

No provision.

No provision.

No provision.

No provision.

R.C. 3743.07, 3743.20, 3743.44, 3743.45, 3743.63, 3743.65, 3743.75

Extends a moratorium on issuing new fireworks manufacturer licenses, new fireworks wholesaler licenses, and the geographic transfer of either of these license types, from December 1, 2015 to December 1, 2017.

Permits individuals to purchase and possess fireworks at retail and wholesale without completing a purchaser's form that contains an acknowledgement of responsibility and identifying information.

Executive

As Passed by the House

As Passed by the Senate

COMCD23 Local government building departments and park districts

No provision.

No provision.

R.C. 3781.10

Enables certified local government building departments to issue building permits, conduct inspections, and conduct certain other administrative actions in relation to a park district upon approval of the board of park commissioners of the park district in question.

Fiscal effect: Potential minimal decrease in administrative costs to the Industrial Compliance Operating Fund (Fund 5560) used by the Industrial Compliance Division whose staff would otherwise inspect these park districts.

COMCD4 State Liquor Regulatory Fund

R.C. 4301.12

Generally requires all money collected under the Liquor Control Law to be credited to the existing State Liquor Regulatory Fund (Fund 5LP0), rather than the Liquor Control Fund (Fund 7043) as required under current law.

Fiscal effect: Increases revenue deposited into Fund 5LP0. In FY 2014, \$1.2 million was deposited into Fund 7043 which is no longer used as an operating fund for the Division of Liquor Control or the Liquor Control Commission under the liquor franchise agreement with JobsOhio.

R.C. 4301.12

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 4301.12

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

COMCD22 Waiver to serve beer or intoxicating liquor until 4 a.m.

No provision.

No provision.

R.C. 4301.83

Establishes requirements and procedures to allow specified liquor permit holders to serve beer or intoxicating liquor until 4 a.m., rather than 1:00 a.m. or 2:30 a.m. as provided under current law, during a major event.

No provision.

No provision.

Requires certain actions in specified time frames to be taken by a permit holder, the municipal corporation or township in which the permit holder is located, and the Division of Liquor Control to obtain the waiver.

No provision.

No provision.

Defines "major event" as an event that meets certain conditions, including it is scheduled to occur in a municipal corporation with a population of 350,000 or more on or after the amendment's effective date.

Fiscal effect: Potential minimal administrative cost to the State Regulatory Fund (Fund 5LP0) for the Division of Liquor Control to review and issue waivers to liquor permit holders.

Executive

As Passed by the House

As Passed by the Senate

COMCD20 Merchandise as gift with purchase of alcoholic beverage

No provision.

No provision.

R.C. 4301.243

Allows a manufacturer, supplier, or solicitor of alcoholic beverages to give merchandise or another thing of value to a personal consumer in connection with the purchase of an alcoholic beverage provided that both of the following apply: (1) the value of the merchandise or other thing of value does not meet or exceed the retail price of the alcoholic beverage purchased by the personal consumer, and (2) the merchandise or other thing of value is not made by or awarded through a liquor distributor or retail liquor permit holder.

No provision.

No provision.

Defines "personal consumer" as an individual who is at least 21 years of age, does not hold a liquor permit issued under the Liquor Permits Law, and intends to use a purchases alcoholic beverage for personal consumption only and not for resale or other commercial purposes.

Fiscal effect: None apparent.

Executive

As Passed by the House

As Passed by the Senate

COMCD17 D-5j liquor permit population requirements

No provision.

R.C. 4303.181

Alters the required population of one type of municipal corporation where a D-5j liquor permit may be issued in a community entertainment district by specifying that the municipal corporation must have a population between 7,000 and 20,000, rather than between 10,000 and 20,000 as under current law.

Fiscal effect: Potential minimal gain in D-5j permit fee revenue deposited into the Undivided Liquor Permit Fund (Fund 7066), which would subsequently be distributed to the State Regulatory Fund (Fund 5LP0) used by the Division of Liquor Control (45%), the local taxing district where the permit is issued (35%), and the Statewide Treatment and Prevention Fund (Fund 4750) used by the Department of Mental Health and Addiction Services (20%). There are 41 municipal corporations that could qualify under the new population thresholds.

R.C. 4303.181

Same as the House, but additionally allows a D-5j liquor permit to be issued to an establishment that is located in a municipal corporation that has created a community entertainment district if all of the following apply to the municipal corporation: (1) it has a population of less than 3,000 according to the most recent federal decennial census, (2) it was incorporated as a village prior to 1812 and currently has a historic district of at least 40 acres, (3) it is located in a county that does not have a municipal corporation with a population of more than 7,500 according to the most recent federal decennial census, and (4) it is not the county seat, but was the county seat prior to 1860.

Fiscal effect: Same as the House, but adds to the number of municipal corporations that would qualify for a D-5j liquor permit.

Executive

As Passed by the House

As Passed by the Senate

COMCD25 D-5I liquor permit population requirements

No provision.

No provision.

R.C. *4303.181*

Authorizes the Division of Liquor Control to issue a D-5I liquor permit (sales of beer and intoxicating liquor in a revitalization district at a retail food establishment or food service operation) to a premises that is located in a township with a population density of less than 450 people per square mile.

Fiscal effect: Potential minimal gain in D-5I permit fee revenue deposited into the Undivided Liquor Permit Fund (Fund 7066), which would subsequently be distributed to the State Regulatory Fund (Fund 5LP0) used by the Division of Liquor Control (45%), the local taxing district where the permit is issued (35%), and the Statewide Treatment and Prevention Fund (Fund 4750) used by the Department of Mental Health and Addiction Services (20%). The fee for a D-5I permit is \$2,344.

COMCD15 D-6 liquor permit for certain retail food establishments or food service operations in state parks

No provision.

R.C. *4303.182*

Requires the D-6 liquor permit (Sunday sales of beer and intoxicating liquor) to be issued to a D liquor permit holder that is retail food establishment or food service operation and is located in a state park that has a working farm on its property.

R.C. *4303.182*

Same as the House.

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As Passed by the House

As Passed by the Senate

Fiscal effect: Potential negligible gain in permit revenue deposited into the Undivided Liquor Permit Fund (Fund 7066) and subsequently distributed to the State Regulatory Fund (Fund 5LP0) used by the Division of Liquor Control (45%), the local taxing district where the permit is issued (35%), and the Statewide Treatment and Prevention Fund (Fund 4750) used by the Department of Mental Health and Addiction Services (20%).

Fiscal effect: Same as the House.

COMCD16

D-8 liquor permit for retail stores in municipalities or townships with populations under 15,000

R.C. 4303.184

Allows the holder of both a C-1 (sale of beer for off-premises consumption) and C-2 (sale of wine and mixed beverages for off-premises consumption) liquor permit, or the holder of a C-2x liquor permit (sale of beer, wine, and mixed beverages for off-premises consumption), that is a retail store within a municipal corporation or township with a population of 15,000 or less to obtain a D-8 liquor permit (sale of tasting samples of beer, wine, and mixed beverages for on-premises consumption).

Fiscal effect: Potential gain in D-8 permit fee revenue deposited into the Undivided Liquor Permit Fund (Fund 7066) and subsequently distributed to the State Regulatory Fund (Fund 5LP0) used by the Division of Liquor Control (45%), the local taxing district where the permit is issued (35%), and the Statewide Treatment and Prevention Fund (Fund 4750) used by the Department of Mental Health and Addiction Services (20%). There are approximately 2,100 municipal corporations or townships within the population threshold.

R.C. 4303.184

Same as the House.

Fiscal effect: Same as the House.

No provision.

Executive

As Passed by the House

As Passed by the Senate

COMCD18 Pawnbrokers licensing requirements

R.C. *4727.061, 1321.20, 4505.102, 4727.01, 4727.02, 4727.03, 4727.04, 4727.06, 4727.062, 4727.07, 4727.08, 4727.09, 4727.11, 4727.12, 4727.13, 4727.19, 4727.20, 4727.23, 4727.24, 4727.25, 4727.26, 4727.99*

No provision.

Revises the requirements relating to records that a pawnbroker must keep by requiring that the name of the licensee, and if applicable, the employee identification number of the employee involved in the transaction be on the appropriate form for each pawn or purchase.

No provision.

No provision.

Provides for a "license plus" pawnbrokers license (\$600 biennial renewal) and does all of the following:

No provision.

No provision.

(1) Specifies that license plus holders must maintain liquid assets in a minimum amount of \$100,000 during the duration of holding a license plus, as opposed to \$50,000 for a standard license.

(1) No provision.

No provision.

(2) Specifies the interest rates and fees that a licensee plus can charge as follows: (A) the interest rates a licensee plus can charge, contract for, or receive cannot be in excess of 3% per month or fraction of a month on the unpaid principal, and (B) the fee a licensee plus may charge, contract for, and receive cannot exceed one-tenth of the value of the loan per month or fraction of a month for investigating a title, appraising pledged or purchased items, storing and insuring property, closing a loan, losses and other expenses, and incidental costs associated with servicing loans. Prohibits a licensee plus from directly or indirectly charging, receiving, or contracting for any interest or fees greater than the interest

(2) No provision.

Executive

As Passed by the House

As Passed by the Senate

No provision.	rate and fees specified in (A) and (B). Permits pledgors of a licensee plus to prepay interest and fee charges.	(3) No provision.
No provision.	(3) Allows a licensee plus to use email to notify owners of motor vehicles, watercraft, or outboard motors of possible forfeitures.	(4) No provision.
No provision.	(4) Permits licensees plus to report data to law enforcement agencies electronically and communicate default notices to pledgors electronically. Specifies there is no fee charged to pawnbrokers for reporting the data and that the data is purged after two years.	(5) No provision.
No provision.	(5) Provides for the return of misappropriated property that has been pledged or sold to a licensee plus, including police and judicial hold orders.	(6) No provision.
No provision.	(6) Requires the Superintendent of the Division of Financial Institutions within the Department of Commerce to approve a secure law enforcement database reporting system for use by a licensee plus to make records available to law enforcement officers.	(7) No provision.
No provision.	(7) Requires a licensee plus to waive interest and hold pawned property until the pledgor, or the pledgor's spouse or dependent, returns to the U.S. if the licensee plus receives documentation that the pledgor, or the pledgor's spouse or dependent, is in the military and, after the pawn transaction, was or is to be deployed relating to a military conflict.	(8) No provision.
No provision.	(8) Makes a pledgor or seller liable to the licensee plus for the full amount that the pledgor or seller received from the licensee plus, all charges, and other costs if: (A) a person files a police report and fully cooperates with the prosecution of an action against the pledgor or seller, and (B) the person sues the licensee plus under the bill, the court determines that the pledgor or seller misappropriated the property from	(8) No provision.

Executive

As Passed by the House

As Passed by the Senate

the person, and the court orders the licensee plus to return the property to the person.

Fiscal effect: Potential minimal increase in administrative costs for the Department of Commerce to establish rules, issue new licenses, and approve a law enforcement database reporting system for license plus licensees. Costs would at least be partially offset by investigation and license fees deposited into the Consumer Finance Fund (Fund 5530).

COMCD1 Real Estate Education and Research Fund loans

R.C. 4735.06

Increases, from \$10,000 to \$25,000, the amount of loans the Real Estate Education and Research Fund (Fund 5470) may advance annually to applicants for salesperson licenses. Specifies that this limit on the amount of loans is per fiscal year.

Fiscal effect: Potential increase in expenditures from DPF Fund 5470 appropriation item 800603, Real Estate Education/Research, as a result of the increased limit on the amount of loans allowed per fiscal year.

R.C. 4735.06

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 4735.06

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

COMCD2 Real estate broker and salesperson licenses - military

R.C. 4735.13, 4735.141

Permits a licensed real estate broker or salesperson whose license is on deposit as an armed serviceperson to take up to the longer of 12 months (continuing law) or the amount of time the licensee spent on active duty (added by the bill) to complete continuing education requirements.

Extends the renewal period for a licensee who is a spouse of a member of the armed forces which has resulted in the licensee's absence from this state to the renewal date that follows the date of the spouse's discharge from the armed forces. Allows the licensee to take up to the longer of 12 months or the amount of time the licensee's spouse spent on active duty to complete continuing education requirements.

Specifies that "armed forces" includes the Ohio National Guard and any other state's nation guard.

Fiscal effect: None.

R.C. 4735.13, 4735.141

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 4735.13, 4735.141

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

COMCD6 Real estate appraiser assistants continuing education requirements

R.C. 4763.07, 4763.01

Requires that, in accordance with federal law, real estate appraiser assistants complete 14 classroom hours of continuing education instruction annually, without existing law's two-year grace period. Exempts real estate appraisers who have obtained a temporary certification or license in another state from existing law's continuing education requirements.

R.C. 4763.07, 4763.01

Same as the Executive.

R.C. 4763.07, 4763.01

Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Removes from the definition of "appraisal report" in the Real Estate Appraiser Law communications of appraisal consulting services.	Same as the Executive.	Same as the Executive.
Removes from the definition of "appraisal review" opinions about the quality of another appraiser's work performed as part of an appraisal consulting assignment.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.
COMCD8 Unclaimed funds payments		
Section: 241.10	Section: 241.10	Section: 241.10
Requires DPF Fund 5430 appropriation item 800625, Unclaimed Funds-Claims, to be used to pay claims under R.C.169.08 and permits the Director of Commerce to request that the Director of Budget and Management appropriate additional amounts if needed. Appropriates the additional amounts.	Same as the Executive.	Same as the Executive.
COMCD9 Division of Real Estate and Professional Licensing		
Section: 241.10	Section: 241.10	Section: 241.10
Requires DPF Fund 4B20 appropriation item 800631, Real Estate Appraisal Recovery, to be used to pay settlements, judgments, and court orders under R.C. 4763.16. Permits the Director of Commerce to request that the Director of Budget and Management appropriate additional amounts if needed. Appropriates the additional amounts.	Same as the Executive.	Same as the Executive.
Requires DPF Fund 5480 appropriation item 800611, Real Estate Recovery, to be used to pay settlements, judgments, and court orders under R.C. 4735.15 and, as above,	Same as the Executive.	Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

appropriates additional amounts for this purpose if necessary.

COMCD10 Fire Department Grants

Section: 241.10

(1) Earmarks up to \$5,200,000 each year from DPF Fund 5460 appropriation item 800639, Fire Department Grants, to make grants to volunteer fire departments, fire departments that serve one or more small municipalities or small townships, joint fire districts comprised of fire departments that primarily serve small municipalities or small townships, local units of government responsible for such fire departments, and local units of government responsible for the provision of fire protection services for small municipalities or small townships.

(2) Requires the grants to be used to purchase firefighting or rescue equipment or gear or similar items, to provide full or partial reimbursement for the documented costs of firefighter training, or, at the discretion of the State Fire Marshal, to cover fire department costs for providing fire protection services in the grant recipient's jurisdiction.

(3) Earmarks up to \$500,000 in each fiscal year from DPF Fund 5460 appropriation item 800639, Fire Department Grants, to pay for the State Fire Marshal's costs of providing certain firefighter training classes at no cost to selected students, and allows the State Fire Marshal to establish the qualification and selection process for such classes.

(4) Earmarks up to \$3,000,000 in each fiscal year from DPF Fund 5460 appropriation item 800639, Fire Department Grants, to be used for Multi-Agency Radio Communication System (MARCS) grants. Establishes the criteria for the

Section: 241.10

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

Section: 241.10

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

awarding of these grants.

(5) Limits grant awards for firefighter or rescue equipment or gear or fire department costs of providing fire protection services to \$15,000 per fiscal year, or up to \$25,000 per fiscal year if an eligible entity serves a jurisdiction in which the Governor declared a natural disaster during the preceding or current fiscal year in which the grant was awarded, and up to \$15,000 per fiscal year for full or partial reimbursement of the documented costs of firefighter training, which could be in addition to any grant funds awarded for equipment or fire protection services.

(5) Same as the Executive.

(5) Same as the Executive.

(6) Requires the State Fire Marshal to determine the total amounts to be allocated for each eligible purpose.

(6) Same as the Executive.

(6) Same as the Executive.

(7) Requires the State Fire Marshal to administer the grant program in accordance with rules adopted as part of the State Fire Code, which may further define eligible entities and establish criteria for the awarding and expenditure of grant funds.

(7) Same as the Executive.

(7) Same as the Executive.

(8) Permits any appropriations in excess of the amount allocated for the grants to be used to administer the grant program.

(8) Same as the Executive.

(8) Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

COMCD11 Cash transfers to the Division of Real Estate Operating Fund

Section: 241.10

Allows the Director of Budget and Management, upon the request of the Director of Commerce, to transfer up to \$500,000 in cash from the Real Estate Recovery Fund (Fund 5480) and up to \$250,000 in cash from the Real Estate Appraiser Recovery Fund (Fund 4B20) to the Division of Real Estate Operating Fund (Fund 5490) during the biennium.

Fiscal effect: Potential increase in revenue up to \$750,000 in DPF Fund 5490 over the biennium.

Section: 241.10

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 241.10

Same as the Executive.

Fiscal effect: Same as the Executive.

COMCD13 Administrative assessments

Section: 241.10

Specifies that the Division of Administration Fund (Fund 1630) is entitled to receive assessments from all operating funds of the Department, subject to OBM approval.

Fiscal effect: Provides a method to pay for the Department's centralized services, such as communications, fiscal administration, human resources, legal, legislative affairs, quality control, training, employee development, and support services.

Section: 241.10

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 241.10

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

COMCD14 Cash transfer to the Small Government Fire Department Services Revolving Loan Program

Section: 241.10

Allows the Director of Budget and Management, upon the request of the Director of Commerce, to transfer up to \$300,000 in cash from the State Fire Marshal Fund (Fund 5460) to the Small Government Fire Department Services Revolving Loan Fund (Fund 5F10) during the FY 2016-FY 2017 biennium.

Section: 241.10

Same as the Executive.

Section: 241.10

Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

Other Education Provisions

EDUCD125 Comprehensive school emergency management plans; security doors

R.C. 3313.536, 3737.84

R.C. 3737.84, 3781.106; Sections 737.20 and 737.30

No provision.

Permits the administrator of a school district, school, or other educational entity, as part of the school's comprehensive emergency management plan, to approve the installation of security devices, including devices that prevent both ingress and egress, in buildings under the administrator's control.

Replaces the House provision with a provision that requires the Board of Building Standards to adopt rules for a staff member of a public or private school or institution of higher education to use such devices, for a finite period of time and in an emergency situation.

No provision.

No provision.

Requires each public and private school and institution of higher education to train its staff members on the use of the barricade device and to maintain a record verifying this training.

No provision.

Specifies that such devices may be installed only if approved by both: (1) The police chief, or equivalent, of the law enforcement agency that has jurisdiction over the school building; and (2) The fire chief, or equivalent, of the fire department that serves the political subdivision in which the building is located.

Replaces the House provision with a provision that requires the administrative authority to notify, not obtain the approval of, the police and fire chiefs, or equivalents, prior to the use of such devices in a building.

No provision.

Prohibits the State Fire Code from containing any provision that prohibits the use of such security devices, so long as the devices are properly approved.

Replaces the House provision with a provision that prohibits the Fire Code from prohibiting devices operated in accordance with the Board's rules.

No provision.

Specifically permits the administrator to incorporate protocols into its existing emergency management plan for (1) situations involving an act of terrorism, a person possessing a deadly weapon on school property, or another act of violence, or (2) any other emergency event that requires students either to be secured in the building or rapidly evacuated in response to a threat. (Current law provides

No provision.

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As Passed by the House

As Passed by the Senate

broadly that the comprehensive emergency management plan include protocols addressing "serious threats to safety" and "emergency events.")

Fiscal effect: None.

Fiscal effect: Minimal.

Executive

As Passed by the House

As Passed by the Senate

PUCCD5 Basic local exchange service changes

R.C. 4927.10, 4905.71, 4927.01, 4927.02, 4927.07, 4927.101, 4927.11, 4927.15, Sections 363.20, 363.30, 749.10

R.C. 4927.10, 4905.71, 4927.01, 4927.02, 4927.07, 4927.101, 4927.11, 4927.15, Sections 363.20, 363.30, 749.10

R.C. 4927.10, 1332.25, 4905.71, 4927.01, 4927.02, 4927.07, 4927.101, 4927.11, 4927.15, Sections 363.20, 363.30, 749.10

(1) Permits an incumbent local exchange carrier to withdraw or abandon basic local exchange service (BLES) in an exchange area if the carrier were to withdraw the interstate-access component of its BLES in accordance with an order of the Federal Communications Commission (FCC). Requires a carrier withdrawing or abandoning BLES to give 120 days' notice to the Public Utilities Commission of Ohio (PUCO) and affected customers.

(1) Same as the Executive.

(1) Same as the Executive.

(2) Permits a residential customer who will be unable to obtain reasonable and comparatively priced voice service upon the withdrawal or abandonment of BLES to petition PUCO to find a willing provider of reasonable and comparatively priced voice service, and permits a collaborative process at PUCO to identify customers in this position.

(2) Same as the Executive.

(2) Same as the Executive.

(3) Requires PUCO to define "reasonable and comparatively priced voice service."

(3) Same as the Executive.

(3) Same as the Executive.

(4) Permits PUCO to order the withdrawing or abandoning carrier to provide reasonable and comparatively priced voice service to an affected customer for one year if no willing provider is identified after a PUCO investigation. Permits the order to be extended for an additional year if such voice service is still not available to the customer. Permits the PUCO to order the withdrawing or abandoning carrier to continue to provide such voice service to the affected

(4) Same as the Executive.

(4) Same as the Executive, but clarifies that any voice service that is provided to a customer that is adversely affected by the withdrawal or abandonment of BLES must be provided to an "affected customer at the customer's residence."

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As Passed by the House

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customer, perhaps no longer at the customer's residence, for an unspecified length of time once the two 12-month periods lapse if no alternative reasonable and comparatively priced voice service is available.

(5) Requires PUCO to establish a collaborative process with incumbent local exchange carriers, competitive local exchange carriers providing BLES, the Office of the Ohio Consumers' Counsel, and other invited members to focus on the Internet-protocol-network transition process and related consumer issues.

(6) Ensures that an incumbent local exchange carrier that withdraws or abandons BLES under the bill would still be subject to PUCO's oversight of the rates, terms, and conditions for carrier access, pole attachments, and conduit occupancy. States that the bill does not affect any contractual obligation, including agreements under the federal Telecommunications Act of 1996, as amended, or any right or obligation under federal law or rules.

(7) Requires PUCO to adopt rules that are consistent with the FCC rules to implement the above mentioned changes.

(8) Requires that DPF appropriation 870622, Utility and Railroad Regulation, must be used in part by PUCO to plan the transition, consistent with the directives and policies of the FCC, from the current public switched telephone network to an internet-protocol network. Requires that the transition plan include a review of statutes or rules that may prevent or delay an appropriate transition. Requires PUCO to report to the General Assembly on any further action required to be taken by the General Assembly to ensure a successful and timely transition.

(5) Same as the Executive, but (a) removes the limitation that competitive local exchange carriers must provide BLES in order to participate in the collaborative process; (b) adds cable operators as participants to the collaborative process; (c) expands the number of issues studied by the collaborative process to include wholesale competition.

(6) Same as the Executive.

(7) Same as the Executive.

(8) Same as the Executive.

(5) Same as the Executive, but adds representatives of cable operators as participants in the collaborative process.

(6) Same as the Executive, but adds to the list of enumerated items that are not affected by the bill's telecommunications provisions by including any state law or rule adopted under the public-utilities law related to wholesale rights or obligations.

(7) Same as the Executive.

(8) Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

(9) No provision.

(9) No provision.

(9) States that, for purposes of applying to the Director of Commerce for a video service authorization, the video service area of a person using telecommunications facilities to provide video service is the geographic area in which the person offered BLES on September 24, 2007, rather than the geographic area in which the person offers BLES.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.