Ohio Legislative Service Commission

Joseph Rogers

Fiscal Note & Local Impact Statement

Bill: Sub. S.B. 196 of the 129th G.A. **Date**: March 15, 2012

Status: As Reported by House Judiciary & Ethics **Sponsor**: Sen. Wagoner

Local Impact Statement Procedure Required: No

Contents: Ohio Business Opportunity Plan Law

State Fiscal Highlights

- No direct fiscal effect on the state.

Local Fiscal Highlights

- The bill's fiscal effect on courts of common pleas, and municipal or county courts could either be: (1) a minimal at most increase in a court's annual operating costs to adjudicate a few additional business disputes, or (2) a savings effect by reducing the number of actions for recovery filed.

Detailed Fiscal Analysis

The bill amends the Ohio Business Opportunity Plan Law, which regulates the sale of business franchises, by changing provisions related to cancelling an agreement, exempting specified persons or transactions, and actions for recovery.

The bill may create a few additional business disputes for the courts of common pleas, and municipal or county courts around the state to adjudicate. It is also possible that the bill's limiting of the timeframe within which an action for recovery may be brought could even reduce the number of actions that might otherwise have been filed under current law. Also important to note is that many franchise agreements already contain provisions allowing for the arbitration of disputes, which tends to keep such disputes out of the courts. Thus, the bill could produce two contrasting local fiscal effects: (1) a minimal at most increase in a court's annual operating costs to adjudicate a few additional business disputes, or (2) a savings effect by reducing the number of actions for recovery filed.

Vern Riffe Center 77 South High Street, Ninth Floor Columbus, Ohio 43215-6136 Telephone (614) 466-3615
www.lsc.state.oh.us