

# COMPARISON DOCUMENT

House Bill 53  
131st General Assembly  
Transportation Budget Bill  
(FY 2016-FY 2017)

**As Introduced**  
**As Passed by the House**  
**As Passed by the Senate**

*Items on which the Executive, House, and Senate are in agreement are **not** shown.*

**Legislative Service Commission**  
**March 18, 2015**

Executive

As Passed by the House

As Passed by the Senate

CACCD4 Casino-related license issuance

No provision.

No provision.

**R.C. 3772.10**

Narrows the scope of the prohibition in current law against the Commission issuing a license to an applicant that is employed by a governmental unit of Ohio, to a prohibition against issuing a license to an applicant that is employed by a governmental unit and in that capacity has significant influence or control over a casino operator, management company, holding company, institutional investor, or gaming-related vendor to conduct business in Ohio.

**Fiscal effect: None.**

Executive

As Passed by the House

As Passed by the Senate

DEVCD39 Authority to use Roadwork Development Fund to pay for road improvements around public airports

No provision.

No provision.

**R.C. 122.14**

Provides specific statutory authorization for the Development Services Agency (DSA) to use the Roadwork Development Fund to pay for the construction, reconstruction, maintenance, or repair of public roads that provide access to a public airport or are located within a public airport.

**Fiscal effect: None apparent. DSA may award grants for these purposes under the current program guidelines.**

Executive

As Passed by the House

As Passed by the Senate

**DNRCD42 Watercraft review mirrors for observing persons being towed by a watercraft**

No provision.

**R.C. 1547.15**

Allows an operator of a vessel the option to use a rearview mirror to observe water skiers, barefoot skiers, and others who are being towed by the vessel as an alternative to the current law requirement that another person in the watercraft be responsible for observing those being towed.

**Fiscal effect: None.**

No provision.

**DNRCD43 Watercraft certificates of title**

No provision.

**R.C. 1548.07**

Eliminates the requirement that the make, manufacturer's serial number, and horsepower of any inboard motor or motors of a watercraft be included with a watercraft certificate of title application. Retains the requirement that the application contain a description of the watercraft, including make, year, length, series or model if available, body type, and hull identification or serial number.

**Fiscal effect: None.**

**R.C. 1548.07**

Same as the House.

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

Executive

As Passed by the House

As Passed by the Senate

DPSCD65 Sealing the record of commercial driver's license (CDL) convictions

No provision.

No provision.

**R.C. 2953.36**

Specifies that provisions of current law that allow for the sealing of a record of conviction do not apply to convictions for violations of the Commercial Driver's License Law.

**Fiscal effect: Negligible expenditure savings effect and related loss in record sealing fees, as there may be a slight decrease in record sealing applications filed with certain local clerks of courts.**

DPSCD66 Sealing a record of conviction of a commercial driver's license (CDL) holder

No provision.

No provision.

**R.C. 2953.61**

Specifies that a provision of current law, which allows a record of conviction for specified driver's license or motor vehicle-related offenses to be sealed if the records of all other convictions that were the result of the same act are eligible to be sealed, does not apply to the holder of a commercial driver's license (CDL) or a CDL permit.

**Fiscal effect: Negligible expenditure savings effect and related loss in record sealing fees, as there may be a slight decrease in record sealing applications filed with certain local clerks of courts.**

Executive

As Passed by the House

As Passed by the Senate

DPSCD70 Regulation of cab-enclosed motorcycles

**R.C. 4501.01, 4503.04, 4503.21, 4503.22, 4503.544, 4507.03, 4511.01, 4511.53, Sections 110.10, 110.11, 110.12, 815.20**

(1) No provision.

(1) No provision.

(1) Accelerates the effective date of the provisions of S.B. 114 of the 129th General Assembly pertaining to cab-enclosed motorcycles from January 1, 2017 to the effective date of H.B. 53 as follows:

(a) No provision.

(a) No provision.

(a) Defines, for the purposes of Ohio's motor vehicle and criminal laws, "motorcycle" as a motor vehicle with motive power having a seat or saddle for the use of the operator, designed to travel on not more than three wheels in contact with the ground, and having no occupant compartment top or occupant compartment top that can be installed or removed by the user.

(b) No provision.

(b) No provision.

(b) Defines, for purposes of Ohio's motor vehicle and criminal laws, "cab-enclosed motorcycle" as a motor vehicle with motive power having a seat or saddle for the use of the operator, designed to travel on not more than three wheels in contact with the ground, and having an occupant compartment top or an occupant compartment top that is installed.

(c) No provision.

(c) No provision.

(c) Specifies that the annual license tax for a cab-enclosed motorcycle is \$14.

(d) No provision.

(d) No provision.

(d) Requires the owner or operator of a cab-enclosed motorcycle to display in plain view on the rear only of the cab-enclosed motorcycle, the distinctive number and registration mark, including any county identification sticker and any validation sticker.

Executive	As Passed by the House	As Passed by the Senate
(e) No provision.	(e) No provision.	(e) Specifies that the identification license plate of a cab-enclosed motorcycle shall consist of a single placard, the size of which shall be prescribed by the Director of Public Safety.
(f) No provision.	(f) No provision.	(f) Permits any person who is a retired or honorably discharged veteran of any branch of the armed forces of the United States to apply for, and the Registrar of Motor Vehicles to issue, a "veteran" motor vehicle registration and license plate for a cab-enclosed motorcycle.
(g) No provision.	(g) No provision.	(g) Exempts the operator of a cab-enclosed motorcycle from the motorcycle helmet requirements when the occupant compartment top is in place enclosing the occupants.
(2) No provision.	(2) No provision.	(2) Allows the operation of a cab-enclosed motorcycle by a person with a valid driver's or commercial driver's license without a motorcycle operator's endorsement.
(3) No provision.	(3) No provision.	(3) Exempts a passenger in a cab-enclosed motorcycle from the motorcycle helmet requirements when the occupant compartment top is in place enclosing the occupants.
<b>Fiscal effect: Negligible.</b>		
<b>DPSCD68</b>	<b>"Lincoln Highway" license plate</b>	
(1) No provision.	(1) No provision.	<p data-bbox="1741 1122 2644 1159"><b>R.C. 4501.21, 4503.86</b></p> <p data-bbox="1741 1170 2644 1409">(1) Creates the "Lincoln Highway" license plate, requires a \$20 contribution to obtain the license plate, and requires that contribution be deposited to the credit of the existing License Plate Contribution Fund (Fund 5V10) for purposes of paying the Ohio Lincoln Highway Historic Byway to promote and support the historical preservation and advertisement of the Lincoln Highway in Ohio.</p>

Executive

As Passed by the House

As Passed by the Senate

(2) No provision.

(2) No provision.

(2) Requires an additional \$10 administrative fee to be deposited to the credit of the existing State Bureau of Motor Vehicles Fund (Fund 4W40) to compensate the Bureau for additional services required in the issuing of "Lincoln Highway" license plates.

**Fiscal effect: Potential minimal annual revenue gain in administrative fees deposited in Fund 4W40.**

**DPSCD61      Penalty for failure to register a motor vehicle**

No provision.

No provision.

**R.C.      4503.11**

Changes the penalty for failure to register a motor vehicle and pay the applicable registration tax to a minor misdemeanor from a fourth degree misdemeanor as provided in current law.

**Fiscal effect: Potential loss in fine revenue of up to \$100 per violation, as well as a potential reduction in time and effort that municipal and county courts expend to process such violations.**

**DPSCD39      Registrar of Motor Vehicles and deputy registrars to accept credit and debit cards**

**R.C.      4503.102**

(1) No provision.

(1) Requires the Registrar of Motor Vehicles to establish a program permitting payment by financial transaction device (credit and debit cards) of specified BMV vehicle registration taxes and fees not later than July 1, 2016.

**R.C.      4503.102, Section 812.30**

(1) Same as the House, but restricts the credit and debit card payment program to transactions made in person or by electronic means, and excludes those made by mail.

(2) No provision.

(2) Requires rules establishing the program to require a deputy registrar to accept payments by means of a financial transaction device beginning on the effective date of the

(2) Same as the House.

Executive

As Passed by the House

As Passed by the Senate

rules unless the deputy registrar contract entered into by the deputy registrar prohibits the acceptance of such payments by financial transaction device.

(3) No provision.

(3) Specifies that deputy registrars are not required to pay any costs that result from accepting payment by means of a financial transaction device.

(3) Same as the House.

(4) No provision.

(4) Permits deputy registrars to charge a person who pays for a BMV vehicle registration transaction by means of a financial transaction device any cost the deputy registrar incurs from accepting payment by the device, but prohibits the deputy registrar from requiring the person to pay any additional fee of any kind in connection with the use by the person of the device.

(4) Same as the House.

(5) No provision.

(5) No provision.

(5) Requires the Registrar of Motor Vehicles to accept payment via telephone for registration renewals made by mail and to include on a motor vehicle registration renewal notice a statement that payment for a renewal may be made by financial transaction device using the toll-free number operated by the Registrar.

(6) No provision.

(6) No provision.

(6) Delays the effective date of the provision above that requires the Registrar to accept payments via the toll-free telephone number for renewals made by mail until six months after the general effective date of the bill.

**Fiscal effect: None, as the Bureau of Motor Vehicles is already working on establishing a credit and debit card payment program.**

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

Executive

As Passed by the House

As Passed by the Senate

**DPSCD69 Payment of a portion of registration service fees to deputy registrars**

No provision.

No provision.

**R.C. 4503.102**

Requires the Registrar of Motor Vehicles to remit \$1.75 of each \$3.50 service fee the Registrar collects from each person who renews a motor vehicle registration by electronic means or by mail to the deputy registrar whose office is located closest to the address of that person as shown in the records of the Bureau of Motor Vehicles, and requires the Registrar to make such remittances on a monthly basis.

**Fiscal effect: Loss in revenue of \$1.75 for each motor vehicle registration renewal by electronic means or mail for the existing State Bureau of Motor Vehicles Fund (Fund 4W40). Annual revenue loss to Fund 4W40 likely to exceed \$3 million.**

**DPSCD73 Driver's license and motor vehicle registration requirements for new Ohio residents**

(1) No provision.

(1) No provision.

**R.C. 4503.111, 4507.213**

(1) Requires that within 30 days of becoming an Ohio resident, a person must apply for an Ohio driver's license if the person intends to drive.

(2) No provision.

(2) No provision.

(2) Requires that within 30 days of becoming a resident of Ohio, a person must register any motor vehicle owned by the person in Ohio.

(3) No provision.

(3) No provision.

(3) Requires that within 30 days of becoming a resident of Ohio, a person must surrender their out-of-state driver's license to the Registrar of Motor Vehicles or a deputy registrar.

Executive

As Passed by the House

As Passed by the Senate

(4) No provision.

(4) No provision.

(4) Specifies that if a person fails to apply for an Ohio driver's license or register a motor vehicle owned by the person, the person is not permitted to operate any motor vehicle in this state.

(5) No provision.

(5) No provision.

(5) Defines "resident" to mean any person to whom any of the following apply: (a) has registered to vote in this state, (b) attends a college or university in this state and receives an in-state tuition rate, (c) lists their address for purposes of federal or state income taxes as being in this state, (d) maintains their principal residence in this state and does not reside in this state as a result of the person's active service in the United States Armed Forces, or (e) is determined by the Registrar of Motor Vehicles to be a resident in accordance with standards adopted by the Registrar.

**Fiscal effect: Uncertain.**

DPSCD72

Temporary license placards and windshield stickers

**R.C. 4503.182**

(1) No provision.

(1) No provision.

(1) Increases from 30 to 45 days the period of time that a temporary license placard or windshield sticker is valid.

(2) No provision.

(2) No provision.

(2) Specifies that if the Registrar of Motor Vehicles issues a temporary license placard due to an extreme hardship encountered by a person who is attempting to comply with the registration laws, the placard is valid for 30 days.

**Fiscal effect: Potential loss in fine and court cost revenue if the number of citations issued for expired temporary license placards or windshield stickers decreases as a result of extending the period of time for which they are valid.**

Executive

As Passed by the House

As Passed by the Senate

**DPSCD60 "Pediatric Brain Tumor Awareness" license plates**

No provision.

No provision.

**R.C. 4503.499**

Makes a technical correction to the provision of law governing the issuance of "Pediatric Brain Tumor Awareness" license plates.

**Fiscal effect: None.**

**DPSCD38 Grants related to Automated Title Processing System development**

No provision.

**R.C. 4505.09**

Requires the Automated Title Processing Board to determine, with the approval of the Director of Public Safety, the award of grant funds to the clerk of courts of any county who employs a person who assists with the design of, updates to, tests of, installation of, or any other activity related to the Automated Title Processing System.

**Fiscal effect: Uncertain.**

**R.C. 4505.09**

Same as the House.

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

**DPSCD8 Restrictions applicable to probationary driver's license holders**

**R.C. 4507.071**

(1) Prohibits generally all probationary driver's license holders from operating a motor vehicle between midnight and 6 a.m. unless the holder is accompanied by a parent or guardian.

(1) No provision.

**R.C. 4507.071**

(1) Replaces the Executive provision with a provision that limits the prohibition's applicability to a probationary driver's license holder who has held the license for less than 12 months instead of applying the prohibition to all probationary driver's license holders.

**Executive**

**As Passed by the House**

**As Passed by the Senate**

(2) Removes a provision of current law that prohibits a probationary driver's license holder between 17 and 18 years of age from operating a motor vehicle between 1 a.m. and 5 a.m. unless the holder is accompanied by a parent or guardian, or is traveling to or from work and has in the holder's immediate possession written documentation from the holder's employer.

(2) No provision.

(2) Replaces the Executive provision with a provision that prohibits a probationary driver's license holder who has held the license for twelve months or longer from operating a motor vehicle between one a.m. and five a.m. unless the holder is accompanied by a parent or guardian or is traveling to or from work and has in the holder's immediate possession written documentation from the holder's employee instead of probationary driver's license holders between seventeen and eighteen years of age as under current law.

(3) Prohibits any probationary driver's license holder, as opposed to only those 17 years of age and younger, from operating a motor vehicle with more than one person who is not a family member occupying the vehicle unless the holder is accompanied by the holder's parent, guardian, or custodian.

(3) No provision.

(3) Replaces the Executive provision with a provision that limits the prohibition's applicability to a probationary driver's license holder who has held the license for less than twelve months from operating a motor vehicle with more than one person who is not a family member occupying the vehicle unless the holder is accompanied by a parent, guardian, or custodian instead of all probationary driver's license holders.

(4) Revises the restrictions on the operation of a motor vehicle by a probationary driver's license holder who is convicted of, or is adjudicated in juvenile court of having committed, a moving violation as follows: (a) if the holder is under the age of 17 years six months, prohibits the holder from operating a motor vehicle unless accompanied by a parent or guardian for a period of six months; or (b) if the holder is above the age of 17 years six months, prohibits the holder from operating a motor vehicle unless accompanied by a parent or guardian until the holder is 18 years of age.

(4) No provision.

(4) Replaces the Executive provision with a provision that revises the restrictions on the operation of a motor vehicle by a probationary driver's license holder who is convicted of, or is adjudicated in juvenile court of having committed a moving violation as follows: (a) generally specifies that a court may require the probationary driver's license holder to only operate a motor vehicle while accompanied by the holder's parent or guardian for a period of up to six months or until the holder is 17 years old, whichever is earlier; (b) allows the court to grant driving privileges for any reason to such a holder, so that the holder can drive unaccompanied; and (c) specifies that if the holder commits a subsequent moving violation, the court may terminate previously issued driving privileges, rather than requiring the court to terminate the privileges as in current law.

Executive

As Passed by the House

As Passed by the Senate

Fiscal effect: Negligible.

Fiscal effect: Same as the Executive.

**DPSCD53      Testing for driver's licenses**

**R.C.      4507.11, 4507.21, 4508.02, Sections 110.10, 110.11, 110.12**

**R.C.      4507.11, Sections 110.10, 110.11, 110.12**

(1) Requires every person, rather than only persons less than 18 years of age as required by current law, when applying for an initial driver's license to show proof of having successfully completed an approved driver education course, an approved driver training course, or a training course that is comparable to either of those two courses that was administered by a branch of the United States armed forces while residing outside this state for the purpose of being with or near any person serving in the United States armed forces.

(1) No provision.

(1) No provision.

(2) Specifies that the law requiring an actual demonstration of the ability to exercise ordinary and reasonable control in the operation of a motor vehicle consist of a road test and a maneuverability test, as determined by the Director of Public Safety and amends the version of R.C. 4507.11 scheduled to take effect January 1, 2017.

(2) No provision.

(2) Same as the Executive.

(3) Permits the Director of Public Safety to require every applicant for an initial driver's license to successfully complete a simulated driving test under the supervision of an examining officer prior to taking the road and maneuverability tests and requires the Registrar of Motor Vehicles to adopt rules governing the specifications for the driving simulators and the standards for the simulated driving test.

(3) No provision.

(3) No provision.

(4) Permits driver training schools to offer an advanced driver skills course and permits the waiver of the

(4) No provision.

(4) No provision.

**Executive**

**As Passed by the House**

**As Passed by the Senate**

maneuverability and road tests for driver's license applicants who successfully complete the course.

(5) Requires the Director of Public Safety to adopt rules governing the advanced driver skills course.

(5) No provision.

(5) No provision.

(6) Increases from eight to ten the number of hours of actual behind-the-wheel instruction conducted on public roads required for all beginning drivers of noncommercial motor vehicles who are under 18 years of age.

(6) No provision.

(6) No provision.

**Fiscal effect: Negligible.**

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

**DPSCD64**

**Abbreviated driver training course for adults**

(1) No provision.

(1) No provision.

**R.C. 4507.21, 4508.01, 4508.02**

(1) Requires any applicant for an initial driver's license who is 18 years or older and who failed the road or maneuverability test to present satisfactory evidence of having successfully completed an abbreviated driver training course for adults, approved by the Director of Public Safety, prior to attempting the test a second or subsequent time.

(2) No provision.

(2) No provision.

(2) Requires the Director of Public Safety to adopt rules governing the abbreviated driver training course for adults.

**Fiscal effect: Minimal.**

Executive

As Passed by the House

As Passed by the Senate

**DPSCD37 Duplicate driver's license fee**

**R.C. 4507.23**

(1) No provision.

(1) Requires the Registrar of Motor Vehicles to adopt rules establishing a prorated fee schedule for duplicate driver's licenses.

(1) No provision.

(2) No provision.

(2) Requires the money received from such fees to be allocated to the same funds and in the same proportions as the total current duplicate driver's license fee.

(2) No provision.

**Fiscal effect: Potential loss in revenue if a driver purchases a duplicate license at a prorated rate**

**DPSCD56 Driver training schools**

**R.C. 4508.01, 4508.02, 4508.03, 4508.04, 4508.05, 4508.06, 4508.10, 4508.11**

**R.C. 4508.01, 4508.02, 4508.03, 4508.04, 4508.05, 4508.06, 4508.10, 4508.11**

**R.C. 4508.01, 4508.02, 4508.03, 4508.04, 4508.05, 4508.06, 4508.10, 4508.11**

(1) Adds to the definition of "driver training school" an entity that provides (a) an online driver education course approved by the Director of Public Safety or (b) an advanced driver skills course approved by the Director of Public Safety.

(1) Same as the Executive, but does not add an advanced driver skills course to the definition.

(1) Same as the House, but adds an abbreviated driver training course approved by the Director of Public Safety.

(2) Provides that whoever operates a driver training school without a valid license is guilty of a second degree misdemeanor (instead of a minor misdemeanor as specified in current law). Provides, for a second or subsequent offense within two years of the first offense, that the offender is guilty of a first degree misdemeanor (instead of a fourth degree misdemeanor as specified in current law).

(2) Same as the Executive.

(2) Same as the Executive.

(3) Provides that upon successful completion of all requirements for an initial driver training instructor license, the Director of Public Safety is required to issue an applicant

(3) Same as the Executive.

(3) Same as the Executive.

**Executive**

**As Passed by the House**

**As Passed by the Senate**

a probationary driver training instructor license, which expires 180 days from the date of issuance.

(4) Requires, in order to receive a driver training instructor license, a person who is issued a probationary instructor license must pass an assessment. Requires the person pass the assessment prior to expiration of the probationary license. Permits, under certain circumstances, the Director to extend the expiration date of the person's probationary license. Requires the Director, upon successful completion of the assessment and approval of the Director, to issue to the person a driver training instructor license.

(4) Same as the Executive.

(4) Same as the Executive.

(5) Specifies that all nonprobationary driver training instructor licenses expire on December 31 of every year. Permits a person to renew such a license biennially or annually as under current law while maintaining the current fee of \$50 per year for a driver training school license renewal or \$10 per year for an instructor license renewal.

(5) Same as the Executive.

(5) Same as the Executive.

(6) Provides that whoever acts as a driver training instructor without having a valid license is guilty of a first degree misdemeanor (instead of a fourth degree misdemeanor as specified in current law).

(6) Same as the Executive.

(6) Same as the Executive.

(7) Provides that, in addition to reasons for a suspension of a driver training school or driver training instructor license under current law, the Director may: (a) suspend a driver training instructor license with a prior hearing if the Director believes there exists clear and convincing evidence that the license holder engaged in certain conduct or been convicted of a criminal offense that directly related to the fitness of that person to provide driving instruction, or (b) suspend a driver training school license without a prior hearing if the Director believes there exists clear and convincing evidence of certain circumstances.

(7) Same as the Executive.

(7) Same as the Executive.

**Executive**

**As Passed by the House**

**As Passed by the Senate**

(8) Requires the Director, immediately following a decision to suspend an instructor or school license without a prior hearing, issue a written order of suspension, cause it to be delivered to the license holder, and notify the license holder of the opportunity for a hearing. Requires, if the license holder submits a request, for the hearing to be in a timely manner. Provides that a person who fails to return an instructor license or a school license that has been suspended is guilty of a minor misdemeanor, and a second or subsequent such offense within two years of a first offense, is a fourth degree misdemeanor.

(8) Same as the Executive.

(8) Same as the Executive.

(9) Requires driver training schools to remit payments for all completion certificates (\$4 each under current law) when they request the certificates from the Department of Public Safety. Provides that failure to remit payment to the Department in a timely manner for the certificates is grounds for the Director to take action against the school.

(9) Same as the Executive.

(9) Same as the Executive.

(10) Requires the Attorney General, the prosecuting attorney of a county, or a city director of law, upon complaint of the Director of Public Safety, to prosecute to termination or bring an action for injunction against any person who violates any driver training school provision or any applicable rule. Provides that the court of common pleas in which an action for an injunction is filed has jurisdiction to grant injunctive relief upon a showing that the respondent named in the complaint is in violation of any driver training school provision or any applicable rule.

(10) Same as the Executive.

(10) Same as the Executive.

**Fiscal effect: Negligible.**

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

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

Executive

As Passed by the House

As Passed by the Senate

**DPSCD55      Offense of "distracted driving"**

**R.C.      4511.206**

(1) Creates the offense of "distracted driving," but limits application and prosecution of the offense to persons who also commit a moving violation or a vehicular homicide offense at the same time as the distracted driving offense.

(1) No provision.

(1) No provision.

(2) Prohibits any person from committing a moving violation while either: (a) using in any manner an electronic wireless communications device, or (b) engaging in any activity that is not necessary to the driving of a motor vehicle and impairs, or reasonably would be expected to impair, the ability of the person to drive the motor vehicle safely (a violation of either prohibition is a misdemeanor).

(2) No provision.

(2) No provision.

(3) Requires the court to impose the applicable fine in addition to any penalties the court imposes for the underlying moving violation.

(3) No provision.

(3) No provision.

(4) Requires, if a law enforcement officer issues a person a ticket, citation, or summons for a moving violation and also for the offense of distracted driving while committing a moving violation, the person who is issued a ticket, citation, or summons to appear in person in the proper court to answer the charge.

(4) No provision.

(4) No provision.

(5) Prohibits any person from committing any vehicular homicide offense while doing either of the actions described in dot point (2) above and subjects the person that violates the prohibition to the following penalties: (a) a fine that is twice the maximum fine permitted for a violation of a specified provision of the vehicular homicide statute, and (b) a jail or prison term that is twice the maximum term

(5) No provision.

(5) No provision.

**Executive**

**As Passed by the House**

**As Passed by the Senate**

permitted for a violation of a specified provision of the vehicular homicide statute. Requires the court impose the applicable fine or prison term in addition to any penalties the court imposes for the underlying vehicular homicide violation.

(6) Creates the Driver Education Fund, consisting of all fines collected for state distracted driving offenses, and requires the Department to use all money in the fund to pay for the Department's driver safety activities and programs.

(6) No provision.

(6) No provision.

(7) Defines, for the purposes of the above described distracted driving provisions, "electronic wireless communications device" as including a wireless telephone, a text-messaging device, a personal digital assistant, a computer, including a laptop computer and a computer tablet, or any other substantially similar wireless device that is designed or used to communicate text.

(7) No provision.

(7) No provision.

**Fiscal effect: Uncertain.**

**DPSCD74      Parking in an access aisle**

(1) No provision.

(1) No provision.

**R.C.      4511.69**

(1) Prohibits a person from stopping, standing, or parking any motor vehicle in an access aisle, which is an area marked by diagonal stripes and located immediately adjacent to special parking locations (handicapped or disability parking spaces) provided and designated by the state, political subdivisions, or private entities.

(2) No provision.

(2) No provision.

(2) Establishes a fine of not less than \$250 but not more than \$500 for a violation of the prohibition.

Executive

As Passed by the House

As Passed by the Senate

(3) No provision.

(3) No provision.

(3) Specifies that: (a) an offender who violates this prohibition cannot be sentenced to any term of imprisonment, and (b) an arrest or conviction of a violation of this prohibition does not constitute a criminal record and need not be reported by the person so arrested or convicted in response to any inquiries contained in any application for employment, license, or other right or privilege, or made in connection with the person's appearance as a witness.

**Fiscal effect: The fines, fees, and court costs collected from violators generally is expected to more or less offset any additional enforcement and adjudication costs.**

**DPSCD59 Recovery of a towed motor vehicle**

No provision.

No provision.

**R.C. 4513.60, 4513.601, 4513.61, 4513.69**

Specifies that a person may present a motor vehicle lease agreement or certificate of registration for purposes of retrieving a towed motor vehicle or retrieving personal items from a towed motor vehicle.

**Fiscal effect: None.**

**DPSCD58 Written estimate for towing services**

(1) No provision.

(1) No provision.

**R.C. 4513.68**

(1) Eliminates an existing requirement that generally requires any towing service that removes a motor vehicle from an accident scene to provide, subject to certain exceptions, an estimate for the price of removal.

Executive

As Passed by the House

As Passed by the Senate

(2) No provision.

(2) No provision.

(2) Requires, except for tows ordered by a law enforcement officer or for tows from a private tow-away zone, a towing service that removes a motor vehicle to provide a written estimate for the price of removal and limits the fees that may be charged if the towing service fails to provide an estimate.

**Fiscal effect: None.**

DPSCD67

Towing standards

(1) No provision.

(1) No provision.

**R.C. 4513.69, 4513.70, 4921.25**

(1) Transfers rule-making authority related to towing safety regulations from the Public Utilities Commission to the Department of Public Safety.

(2) No provision.

(2) No provision.

(2) Requires the Director of Public Safety, rather than the Public Utilities Commission, to adopt rules that do all of the following: (a) establish the acceptable scope of public safety regulations applicable to a towing service that is engaged in the towing of motor vehicles from private property, private tow-away zones, or storing vehicles in possession of law enforcement or left on public property, (b) establish equipment safety standards, (c) establish additional standards for the removal of a vehicle from a private tow-away zone, (d) establish an after-hours retrieval fee, and (e) establish any other necessary requirements.

**Fiscal effect: Negligible.**

Executive

As Passed by the House

As Passed by the Senate

**DPSCD57 Sale of used heavy duty vehicles at locations outside the dealer's established place of business**

No provision.

No provision.

**R.C. 4517.03**

Provides that a commercial transaction involving the sale or lease by a new motor vehicle dealer of a used heavy duty vehicle, as well as a new heavy duty vehicle as provided in current law, is deemed to have taken place at the dealer's established place of business if the sale or lease is negotiated and the documents are executed at the customer's business location.

**Fiscal effect: None.**

**DPSCD62 Motor vehicle dealers' licensed salespeople**

(1) No provision.

(1) No provision.

**R.C. 4517.10**

(1) Requires a motor vehicle dealer, motor vehicle leasing dealer, distributor, and auction owner to keep a current list of the dealer's licensed salespersons, showing specified information, and to make the list available upon request, rather than requiring the list to be posted in a conspicuous place at each place of business as provided under current law.

(2) No provision.

(2) No provision.

(2) Requires a motor vehicle salesperson to keep the salesperson's license or a certified copy of the salesperson's license at the salesperson's place of business, rather than requiring each salesperson to carry the license or copy as provided under current law.

**Fiscal effect: None.**

**Executive**

**As Passed by the House**

**As Passed by the Senate**

**DPSCD29      Crediting of moneys received**

**Section: 205.10**

(1) Requires, beginning July 1, 2015, or as soon as possible thereafter, all moneys received pursuant to R.C. 4501.08 be deposited to the credit of the Highway Safety Federal Reimbursement Fund (Fund 3GU0).

(2) Requires, beginning July 1, 2015, or as soon as possible thereafter, all moneys received pursuant to R.C. 4501.09 be deposited to the credit of the Traffic Safety Fund (Fund 3GV0).

(3) Requires, beginning July 1, 2015, or as soon as possible thereafter, all moneys received pursuant to R.C. 2981.14 be deposited to the credit of the Highway Patrol Justice Contraband Fund (Fund 3GR0).

(4) Requires, beginning July 1, 2015, or as soon as possible thereafter, all moneys received pursuant to R.C. 2981.14 be deposited to the credit of the Highway Patrol Treasury Contraband Fund (Fund 3GS0).

**Section: 205.10**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

**Section: 205.10**

(1) Replaces the Executive provision with a provision that permits, rather than requires, all moneys received pursuant to R.C. 4501.08 be deposited to the credit of the Highway Safety Federal Reimbursement Fund (Fund 3GU0), and further provides that those moneys may be credited either to Fund 3GU0 or the Highway Safety Federal Reimbursement Fund (Fund 8310), as necessary.

(2) Replaces the Executive provision with a provision that permits, rather than requires, all moneys received pursuant to R.C. 4501.09 be deposited to the credit of the Traffic Safety Fund (Fund 3GV0), and further provides that those moneys may be credited either to Fund 3GV0 or the Traffic Safety Fund (Fund 8320), as necessary.

(3) Same as the Executive.

(4) Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

**DPSCD40      Portable driving simulators**

No provision.

**Section: 205.10**

Increases by \$450,000 in each fiscal year the amount appropriated to HSF Fund 7036 line item 761321, Operating Expense – Information and Education, and earmarks those amounts for the purchase of portable driving simulators.

**Section: 205.10**

Same as the House.

**DPSCD22      Fund consolidation**

**Sections: 512.40, R.C. 4501.19 (repealed), 4503.233, 4505.09, 4519.59, 4509.101, 4509.81**

(1) Eliminates from R.C.: (a) the Law Enforcement Reimbursement Fund (83R0), which consists of fees related to court-ordered motor vehicle immobilizations that are collected by the Registrar of Motor Vehicles and are used to make payments to law enforcement agencies under specified R.C. provisions, (b) the Motor Vehicle Dealers Board Fund (Fund 5390), which consists of fees charged for the issuance of certificates of title for specified vehicles, and (c) the Financial Responsibility Compliance Fund (Fund 8350), which consists of money derived from specified fees paid under the Motor Vehicle Financial Responsibility Law.

(2) Requires all the above fees or portions of fees to be deposited instead to the credit of the State Bureau of Motor Vehicles Fund (Fund 4W40).

(3) Requires the Director of Budget and Management, on January 1, 2016, or as soon as possible thereafter, to transfer the cash balances in Fund 8350, Fund 5390, and Fund 83R0 to the State Bureau of Motor Vehicles Fund

**Sections: 512.40, R.C. 4501.19 (repealed), 4503.233, 4505.09, 4519.59, 4509.101, 4509.81**

(1) Same as the Executive, but removes the elimination of the Motor Vehicle Dealers Board Fund (Fund 5390), thus maintaining current law provisions that create the fund and its funding sources.

(2) Same as the Executive, except for fees related to the Motor Vehicle Dealers Board Fund.

(3) Same as the Executive, but removes the cash balance transfer from Fund 5390 to the State Bureau of Motor Vehicles Fund (Fund 4W40) and the abolishment of Fund 5390.

**Sections: 512.40, R.C. 4501.19 (repealed), 4503.233, 4505.09, 4519.59, 4509.101, 4509.81**

(1) Same as the House.

(2) Same as the House.

(3) Same as the House.

**Executive**

**As Passed by the House**

**As Passed by the Senate**

(Fund 4W40), and abolishes each fund upon completion of their respective cash balances being transferred to Fund 4W40.

**Fiscal effect: Gain in revenues to Fund 4W40. From FY 2009-FY 2014, Funds 5390, 8350, and 83R0 averaged approximately \$18.8 million in revenues annually.**

**Fiscal effect: Gain in revenues to Fund 4W40. From FY 2009-FY 2014, Funds 8350 and 83R0 averaged approximately \$18.6 million in revenues annually.**

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

Executive

As Passed by the House

As Passed by the Senate

PWCCD10 State Capital Improvement Program allocations for loans and debt support

No provision.

No provision.

R.C. 164.05

Reduces the amount of annual State Capital Improvement Program (SCIP) funding that must be in the form of loans or local debt support and credit enhancements, from 20% in current law to 15%, beginning in Program Year 30 (FY 2017).

**Fiscal effect: Beginning in FY 2017, potentially increases the amount of grant funding available to award under SCIP, with potential offsetting decreases in loan funding under the program. From FY 2017 to FY 2021, approximately \$8.8 million per year in additional SCIP grant funding could be available, pending capital appropriations in those fiscal years. Any decrease in loan funding would result in less future revenue from loan repayments to the State Capital Improvements Revolving Loan Fund (Fund 7040), which is used to award additional loans for SCIP-eligible projects.**

Executive

As Passed by the House

As Passed by the Senate

DRCCD10 Criminal Justice Recodification Committee

**Sections: 610.01,  
Amends Sections 729.10 and 729.11 of H.B.  
483 of the 130th General Assembly**

(1) No provision.

(1) No provision.

(1) Adds three additional members to the existing 21-member Criminal Justice Recodification Committee: one additional member of the Senate, one additional member of the House of Representatives, and one Justice of the Ohio Supreme Court.

(2) No provision.

(2) No provision.

(2) Specifies that with regard to the three members of the House and three members of the Senate that serve on the Committee, two members of the House of Representatives and two members of the Senate must be members of the majority party and one member of the House of Representatives and one member of the Senate must be a member of the minority party.

(3) No provision.

(3) No provision.

(3) Requires the Committee to meet on the written request of eight or more of its members, rather than on the written request of seven or more its members as under current law.

(4) No provision.

(4) No provision.

(4) Increases from 11 to 13 the number of members that constitute a quorum.

(5) No provision.

(5) No provision.

(5) Extends from January 1, 2016 to August 1, 2016 the date by which the Committee must recommend to the General Assembly a comprehensive plan for revising the Ohio criminal code.

Executive

As Passed by the House

As Passed by the Senate

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**Fiscal effect: Potential negligible expenditure increase, as each member is required to be reimbursed for their actual and necessary expenses incurred in the performance of the member's official duties on the Committee.**

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Executive

As Passed by the House

As Passed by the Senate

TAXCD34 Sales tax exemption for loaner vehicles

No provision.

No provision.

**R.C. 5739.02, 757.30**

Exempts from sales tax transactions by which a loaner vehicle is provided to someone whose motor vehicle is undergoing repair covered by a warranty even if provision of the loaner is not required under the warranty. Operates retroactively to January 1, 2010, and allows refunds for taxes paid since that date.

**Fiscal effect: Revenue loss of uncertain magnitude to the GRF. The GRF revenue loss would reduce transfers to the Local Government Fund and the Public Library Fund.**

Executive

As Passed by the House

As Passed by the Senate

**DOTCD4 Abolishment of Ohio Rail Development Commission and creation of the Division of Freight**

R.C. 5501.58, 126.11, 163.06, 163.09, 163.15, 163.21, 166.25, 307.202, 717.01, 4117.10, 5501.55-5501.661, 5501.03, 5512.02-5512.06, 5519.01, 5705.19

R.C. 5501.55, 5501.56

R.C. 126.11, 163.06, 163.09, 163.15, 163.21, 166.25, 307.202, 505.69, 717.01, 4117.10, 5501.03 5501.57-5501.656, 5512.05, 5512.07, 5519.01, 5705.19

(1) Eliminates the Ohio Rail Development Commission (ORDC) and establishes a new Division of Freight within ODOT. (In current law, the Ohio Rail Development Commission is an independent state agency within ODOT.)

(1) No provision.

(1) Same as the Executive, but specifies that the Division includes the Office of Rail, Office of Highway Freight, and Office of Maritime Freight.

(2) Specifies that the Division of Freight, and ODOT at large in other cases, must assume the duties formerly under ORDC in developing and implementing rail service across the state, as well as any other duties involved with the transportation of freight across the state.

(2) No provision.

(2) Same as the Executive.

(3) Authorizes the Director of Transportation to appoint a Deputy Director of the Division of Freight to oversee the operations of the Division, and allows the Deputy Director to select and appoint necessary employees to carry out his or her responsibilities.

(3) No provision.

(3) Same as the Executive.

(4) Requires the Transportation Review Advisory Council (TRAC) to review and approve rail projects initiated under the Division.

(4) No provision.

(4) Same as the Executive, but clarifies that TRAC is to review (instead of review and approve) the rail projects, and excludes grade crossing safety projects initiated by the Division from TRAC review.

(5) Eliminates the current cap of six public hearings that TRAC may hold across the state in receiving public comments on the project selection process of TRAC.

(5) No provision.

(5) Same as the Executive.

(6) Grants ODOT, as the designated state safety oversight agency responsible for overseeing the safety practices of rail fixed guideway systems, the authority to both (A) enforce the

(6) Same as the Executive.

(6) Same as the Executive.

**Executive**

**As Passed by the House**

**As Passed by the Senate**

correction of identified hazardous conditions and make plans to minimize, control, correct, or eliminate those identified hazardous conditions, and (B) approve, oversee, and enforce the development, updating, and implementation of a transit agency's public transportation safety plan.

**Fiscal effect: Potential increase in administrative costs to reflect the move of ORDC to be incorporated as a division within ODOT. (The budget for ORDC is currently housed under ODOT's budget, so appropriations to ODOT should not be significantly modified as a result of this provision.)**

**Fiscal effect: Potential increase in administrative costs in performing rail safety oversight duties.**

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

**DOTCD39 Using Left-Hand Lane of a Three-Lane Freeway - Keep Right Except to Pass**

No provision.

No provision.

**R.C. 4511.01, 4511.351**

(1) Prohibits drivers on an interstate highway with at least three lanes from driving in the left-hand lane except when: (A) exiting the freeway, (B) overtaking and passing a slower vehicle, (C) allowing other vehicles to enter a right-hand lane, (D) existing traffic or road conditions make operation of the vehicle in the right-hand lanes unsafe or impracticable, (E) certain stationary vehicles are on or near the roadway (see DOTCD43 for modification of this requirement), and (F) signage requires the use of the left-hand lane.

No provision.

No provision.

(2) Requires ODOT to add sign R4-16 that states "Keep Right Except to Pass" from the Federal Highway Administration's "Manual on Uniform Traffic Control Devices" in the Department's "Manual for a Uniform System of Traffic Control Devices" publication.

Executive

As Passed by the House

As Passed by the Senate

No provision.

No provision.

(3) Requires ODOT to erect "Keep Right Except to Pass" signs along the right-hand roadways of interstate freeways that consist of at least three lanes.

**Fiscal effect: ODOT would incur additional Highway Operating Fund (Fund 7002) costs of around \$150,000 to install new signs on applicable interstate freeways, according to the Department.**

**DOTCD34 Increased speed limit on rural freeways**

No provision.

No provision.

**R.C. 4511.21**

Raises the speed limit for all motor vehicles at all times on all rural freeways from 70 miles per hour to 75 miles per hour.

**Fiscal effect: ODOT would incur additional Highway Operating Fund (Fund 7002) costs of around \$300,000 to replace existing speed limit signs or install overlays where applicable.**

**DOTCD43 Modification of "Move Over Law" requirements**

No provision.

No provision.

**R.C. 4511.213**

Requires drivers to change lanes or proceed with caution when approaching any stationary vehicle that is displaying appropriate visual signals, including flashing, oscillating, or rotating lights (rather than when approaching only specified public safety and maintenance vehicles as under current law).

**Fiscal effect: None.**

Executive

As Passed by the House

As Passed by the Senate

**DOTCD30 Development of metrics to enable statewide strategic transportation planning across transportation modes**

**R.C. 5501.08**

**R.C. 5501.08**

No provision.

Requires ODOT to develop metrics that allow the comparison of data across transportation modes and to incorporate the full spectrum of state strategic transportation goals using those metrics, in order to assist in statewide strategic planning goals.

Same as the House.

No provision.

Specifies that the metrics include: (1) Anticipated future costs of maintaining infrastructure in acceptable condition in the long-term and short-term; (2) Short-term economic impact of 1 to 5 years, and long-term impact of 30 years and longer; (3) Economic impact on a region's future rate of job growth and job retention; and (4) Motorist, bicycle, and pedestrian counts and number of accidents by mode.

Same as the House.

**Fiscal effect: Administrative costs would likely be absorbed in ongoing planning expenses.**

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

**DOTCD40 Codification of Ohio Bridge Partnership Program and identification of additional funding**

No provision.

No provision.

**R.C. 5501.491, Section 125.10, Section 203.90**

(1) Creates the Ohio Bridge Partnership Program under which ODOT is required to work with counties and local jurisdictions to either pay the full cost of, or match local expenditures with regard to, the rehabilitation or reconstruction of selected county and municipal corporation bridges. Requires the Director of Transportation to confer with county and municipal officials in determining the bridges that are to be included in the program.

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	(2) Specifies that a bridge must be (A) at least 20 feet in length, (B) "structurally deficient" in that the bridge, while safe for use, is in need of repair, and (C) currently open to traffic to qualify for the program.
No provision.	No provision.	(3) Requires ODOT to identify moneys to be used for additional funding of the program in each fiscal year, and specifies that this amount be at least \$10.0 million over the FY 2016-FY 2017 biennium. Appropriates the identified funding.
No provision.	No provision.	(4) Specifies that the funding identified is supplemental to the \$120.0 million previously announced by ODOT for the Ohio Bridge Partnership Program in the FY 2014-FY 2015 biennium.
No provision.	No provision.	(5) Allows ODOT to consult with officials of political subdivisions in assessing critical needs associated with bridges maintained by local government entities, and requires ODOT to notify political subdivisions in an appropriate manner of the availability of the additional funding for the program.
No provision.	No provision.	(6) Terminates the Ohio Bridge Partnership Program at the end of FY 2019.
		<b>Fiscal effect: ODOT established the Ohio Bridge Partnership Program in FY 2014. This codifies the program and requires that at least another \$10.0 million, presumably from the Highway Operating Fund (Fund 7002), be dedicated to the program in the FY 2016-FY 2017 biennium.</b>

Executive

As Passed by the House

As Passed by the Senate

**DOTCD37**      **Revenue from ODOT regulation of outdoor advertising devices**

No provision.

No provision.

**R.C.      5516.15, 5735.291**

Specifies that any fines or fees collected with regard to outdoor advertising devices must be deposited into the Highway Operating Fund (Fund 7002) to be used solely for the purposes of enforcing and administering the requirements related to outdoor advertising devices.

**Fiscal effect: The fine and fee revenue is currently being deposited into Fund 7002. ODOT has received an average of around \$725,000 annually in fees from this activity over recent years.**

**DOTCD35**      **Dana G. "Buck" Rinehart Memorial Highway**

No provision.

No provision.

**R.C.      5533.261**

Designates a portion of Interstate Route 670 in Franklin County, running east to west through Columbus between Fourth Street and I-70, as the Dana G. "Buck" Rinehart Memorial Highway.

**Fiscal effect: Minimal costs to install signage.**

Executive

As Passed by the House

As Passed by the Senate

**DOTCD42 Marine Sergeant James Prommersberger and Army Second Lieutenant Charles W. Brown Memorial Highway**

No provision.

No provision.

**R.C. 5534.04**

Modifies the route of the existing Marine Sergeant James Prommersberger and Army Second Lieutenant Charles W. Brown Memorial Highway to indicate that the designation applies to a portion of I-80 commencing where that route crosses I-76 and proceeding until the route crosses I-680 within Mahoning County only. (Existing law applies the designation to the portion of I-76 commencing where the route crosses I-80 and proceeding until the route crosses State Route 11 in Mahoning County.)

**Fiscal effect: Minimal.**

**DOTCD41 Gross vehicle weight limits for vehicles fueled by liquid natural gas**

No provision.

No provision.

**R.C. 5577.044**

Allows vehicles solely fueled by liquid natural gas (LNG) to exceed the statutory gross vehicle limit weight and axle load limits by up to 2,000 pounds. (Current law permits only vehicles fueled solely by compressed natural gas (CNG) to exceed these limits by that amount.)

**Fiscal effect: Minimal.**

**Executive**

**As Passed by the House**

**As Passed by the Senate**

**DOTCD8 Public access roads for DNR, Exposition Commission, Ohio History Connection and metropolitan parks**

**Section: 203.30**

Requires Fund 7002 appropriation item 772421, Highway Construction - State, to be used for the construction, reconstruction, or maintenance of public access roads and support features to and within facilities owned or operated by the Department of Natural Resources, in addition to roadwork at the boundaries of metropolitan parks.

Allows the line item to be used for road work on behalf of the Ohio Expositions Commission at the state fairgrounds, and roadwork on behalf of the Ohio History Connection for their facilities, at the request of each of the agencies and approval by ODOT.

**Section: 203.30**

Same as the Executive, but specifies that the Director of Transportation shall determine portions of line item 772421 to be used for these purposes in each fiscal year. (The line item is used for many other construction purposes in addition to these.)

Same as the Executive.

**Section: 203.30**

Same as the House, but specifically earmarks \$2,228,000 in each of FY 2016 and FY 2017 for the construction, reconstruction, or maintenance of roads within the boundaries of metropolitan parks.

Same as the Executive.

**DOTCD9 Earmark for Transportation Improvement Districts**

**Section: 203.40**

(1) Earmarks \$3.5 million in each fiscal year from Fund 7002 appropriation item 772421, Highway Construction - State, to be made available for distribution to transportation improvement districts (TIDs) that have facilitated funding for the cost of a project or project in conjunction with other governmental agencies.

(2) Requires a TID to submit requests for project funding to ODOT no later than September 1 of each fiscal year and requires ODOT to notify the TID whether it has approved or disapproved the project funding request within 90 days after the day the request was submitted by the TID.

**Section: 203.40**

(1) Same as the Executive.

(2) Same as the Executive.

**Section: 203.40**

(1) Same as the Executive.

(2) Same as the Executive.

**Executive**

**As Passed by the House**

**As Passed by the Senate**

(3) Prohibits any ODOT funding provided to a TID from being used for administrative costs. Requires the funding to be used for a specific project or projects. Prohibits the total amount of a project's cost from being fully funded by the ODOT funds, and limits the total amount of ODOT funding for each project to the lesser of 10% of total project costs or \$250,000. Specifies that TIDs co-sponsoring a specific project may individually apply for up to \$250,000 for that project, but prohibits ODOT funds from providing more than 10% of a project's total costs.

(3) Same as the Executive, but increases the total limit of ODOT funding for each project to 25% of total project costs, up to \$250,000 per fiscal year, and for TIDs co-sponsoring a specific project, increases the ODOT funding limit from 10% to 25% of total project costs.

(3) Same as the House.

(4) Permits ODOT funds for TIDs to be used for preliminary engineering, detailed design, right-of-way acquisition, and construction of a specific project and other project costs under certain circumstances. Requires ODOT to reimburse a TID for such expenditures upon receipt of a copy of an invoice for work performed on a specific project.

(4) Same as the Executive.

(4) Same as the Executive.

(5) Requires any TID requesting ODOT funds to register with ODOT. Requires ODOT to register a TID only if the TID has a specific, eligible project and allows ODOT to cancel the registration of a TID that is not eligible to receive ODOT funds. Prohibits ODOT from providing funds to a TID if the TID is not registered.

(5) Same as the Executive.

(5) Same as the Executive.

(6) Prohibits ODOT from registering, or requires ODOT to cancel the registration of, any TID unless the TID has: (1) designated by resolution or resolutions a project or program of projects and facilitated funding for the project or program of projects, including in conjunction with other governmental agencies, of at least \$10 million during the eight-year period beginning July 1, 2005; (2) designated by resolution or resolutions a project or program of projects and facilitated funding for the project or program of projects, including in conjunction with other governmental agencies, of at least

(6) Same as the Executive.

(6) Same as the Executive.

**Executive**

**As Passed by the House**

**As Passed by the Senate**

\$15 million since the project or program was commenced; or (3) designated by a resolution or resolutions a project or program of projects that has estimated aggregate costs in excess of \$10 million and the County Engineer of the county in which the TID is located has attested by a sworn affidavit that the costs of the project or program of projects exceeds \$10 million and that the TID is facilitating a portion of funding for that project or program of projects.

**Fiscal effect: Outlines how the \$3.5 million earmarked in each fiscal year for TIDs under line item 772421, Highway Construction - State, are to be distributed.**

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

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

**DOTCD1 Authorization for Construction Manager General Contractor (CMGC) project delivery pilot**

**Section: 755.30**

(1) Authorizes a single pilot project allowing ODOT to engage a firm to provide professional engineering services and Construction Manager General Contractor (CMGC) work.

(1) No provision.

(1) No provision.

(2) Specifies the process by which the CMGC firm will be selected, and describes the procedure in which ODOT will contract with the firm in completing preconstruction services, including design, feasibility and material availability reviews, and costing guidance.

(2) No provision.

(2) No provision.

(3) Allows a subsequent contract with the CMGC firm to be entered into for the actual construction of the project on a fixed price, fixed unit price, or guaranteed maximum price basis, as long as the construction contract price is within 10% of the official engineer's estimate and the estimate prepared by a contracted independent third-party who is required to review the proposed contract.

(3) No provision.

(3) No provision.

Executive

As Passed by the House

As Passed by the Senate

(4) If ODOT and the CMGC firm cannot negotiate a price for the construction services, ODOT may advertise and award a contract to other firms in accordance with current practices.

(4) No provision.

(4) No provision.

**Fiscal effect: ODOT could realize some savings or could complete the selected project more quickly than possible under the current contracting process. The fiscal effects will depend on the terms of the contract or contracts, the supplies or services to be provided, and the circumstances involved with the project.**

**DOTCD33 Joint Legislative Task Force on ODOT Funding**

**Section: 755.40**

**Section: 755.40**

No provision.

Creates the Joint Legislative Task Force on Department of Transportation Funding and sets out the appointment qualifications of members of the General Assembly.

Same as the House, but authorizes the President of the Senate to appoint members of the House of Representatives and the Speaker of the House to appoint members of the Senate, if, as applicable, either the President or Speaker fails to make appointments by September 15, 2015.

No provision.

Requires the Task Force to study the issue of the effectiveness of the Ohio motor fuel tax in meeting ODOT funding needs and to issue a report containing its findings by December 15, 2016.

Same as the House, but also requires the Task Force to study alternative methods to fund Ohio roadways and infrastructure.

No provision.

Abolishes the Task Force once the report has been submitted to the President of the Senate, Minority Leader of the Senate, Speaker of the House of Representatives, and the Minority Leader of the House of Representatives.

Same as the House.

Executive

As Passed by the House

As Passed by the Senate

**DOTCD36      Transportation Oversight Committee on Rural Busing**

No provision.

No provision.

**Section: 755.50**

Authorizes the General Assembly to create a six-member Transportation Oversight Committee on Rural Busing, consisting of three members of the House and three members of the Senate. Requires the Committee, if it is established, to study whether rural busing routes are sufficiently meeting the transit needs of the communities they serve and produce a report of its findings by December 15, 2016.

**DOTCD38      Pilot program for 100-year service life design standards for bridges**

No provision.

No provision.

**Section: 755.70**

Requires ODOT to utilize a 100-year service life design standard for new bridge construction as set forth in the "Design Guide for Bridges for Service Life (2013)" publication for purposes of a pilot project consisting of the construction of five to eight new bridges.

No provision.

No provision.

Requires ODOT to select sites in all areas of the state, and specifies that the selected sites must be in a mixture of urban, rural, and suburban counties.

No provision.

No provision.

Permits ODOT to adopt rules to implement the pilot program.

Executive

As Passed by the House

As Passed by the Senate

Fiscal effect: Increase of costs to ODOT from the Highway Operating Fund (Fund 7002) over the course of the pilot project. The amount of additional costs depends on the types of bridges that ODOT selects in implementing the pilot project. (Currently ODOT uses a 75 year design life under the American Association of State Highway and Transportation Officials (AASHTO) standards.)

DOTCD29 ODOT spending on Eastern Corridor highway construction project in Hamilton County

**Section: 755.30**

Requires ODOT to submit written notice to the President of the Senate and Speaker of the House of Representatives expressing the Department's intention to proceed or not proceed with the Eastern Corridor project by December 31, 2015. Provides that if it is the intention of ODOT not to proceed with the Eastern Corridor project, ODOT must expend all of the money that would have been spent on the portions or components of the project within Hamilton County solely on other ODOT highway projects located within Hamilton County. Requires the Transportation Review Advisory Council (TRAC) to allocate money in accordance with this requirement.

**Fiscal effect: Uncertain.**

**Section: 755.80**

Replaces the House provision with one that requires ODOT to submit written notice to the President of the Senate and Speaker of the House of Representatives expressing the Department's preferred alignment of the construction project entitled "SR 32F - New Connector from the Red Bank Road to Bells Lane" (Tier 3 TRAC project ID 86462) by December 31, 2015.

**Fiscal effect: None.**

(1) No provision.

Executive

As Passed by the House

As Passed by the Senate

**OTCCD2      Speed limit on rural portions of the Ohio Turnpike**

No provision.

No provision.

**R.C.      5537.16, 5537.99**

Raises the speed limit for all motor vehicles at all times on all rural portions of the Ohio Turnpike from 70 miles per hour in current law to 75 miles per hour.

No provision.

No provision.

Authorizes the Ohio Turnpike and Infrastructure Commission, by rule, to establish a lower speed limit at locations along rural parts of the Turnpike if the Commission determines that the higher 75 miles per hour is not safe or reasonable at those locations.

**Fiscal effect: The Commission would incur some additional costs in replacing existing speed limit signs where applicable.**

**OTCCD1      Flag display requirements**

No provision.

**R.C.      5537.35**

Modifies an existing requirement that the U.S., Ohio, and POW/MIA flags be flown at rest areas along the Ohio Turnpike to require that the flags be flown at service facilities along the Turnpike. (There are no rest areas along the Turnpike, only service plazas.)

**Fiscal effect: None.**

**R.C.      5537.35**

Same as the House.

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

Executive

As Passed by the House

As Passed by the Senate

**LOCCD4 Port authority payment card program**

No provision.

No provision.

**R.C. 4582.06, 4582.31**

Authorizes a port authority to establish and administer one or more payment card programs for the purposes of paying expenses related to port authority business.

**Fiscal effect: Any costs that may be incurred if port authorities establish payment card programs would be paid for by port authority funds.**

**LOCCD1 Design-build contracts for county engineers**

No provision.

**R.C. 5543.22**

Increases the dollar limit under a design-build contract that a county engineer may enter into for a bridge, highway, or safety project from a project bid of up to \$1.5 million in current law to up to \$5.0 million per project.

**Fiscal effect: Potential cost savings to counties if county engineers can engage in larger construction projects implemented under design-build contracts.**

**R.C. 5543.22**

Same as the House.

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