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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
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Office

H.B. 256
135th General Assembly

Final Fiscal Note & Local Impact Statement

[Click here for H.B. 256's Bill Analysis](#)

Primary Sponsors: Reps. Miller, J. and Creech

Local Impact Statement Procedure Required: No

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Highlights

- The system used by the Ohio Department of Natural Resources (ODNR) to manage hunting and fishing licenses would have to be modified to comply with the bill's requirements that applicants for hunting and fishing licenses be asked about their willingness to become organ donors, and in certain cases register an affirming applicant in the organ donor registry maintained by the Bureau of Motor Vehicles (BMV).
- ODNR's Division of Wildlife estimates it could incur costs of between \$50,000 and \$75,000 to effect a change order with the vendor that manages its hunting and fishing license application system.
- Alternatively, because the contract with the vendor currently managing the system expires June 30, 2025, and the bill's effective date is August 1, 2025, ODNR could renegotiate the contract for more favorable rates or rebid the contract competitively. Under this scenario, the costs to comply with the bill are less certain.
- Costs of the Division are paid from the Wildlife Fund (Fund 7015), which receives revenue primarily from the sale of hunting and fishing licenses and federal grants.

Detailed Analysis

Organ donor registry

The bill requires the Ohio Department of Natural Resources' (ODNR) Division of Wildlife to ask an eligible person applying for a hunting or fishing license if they would like to become an organ donor and provide a means for registering an affirming applicant with the organ donor registry maintained by the Bureau of Motor Vehicles (BMV). To comply with this requirement, the Division will need to modify the system currently used to manage hunting and fishing licenses, which is likely to increase costs paid from the Wildlife Fund (Fund 7015). The bill's requirements are effective August 1, 2025.

Costs to include organ donation solicitation in the system are uncertain. One possibility is that ODNR seeks to effect a change order with the vendor that manages its hunting and fishing license system. In this case, ODNR estimates that costs could be between \$50,000 and \$75,000. However, because ODNR's contract with the vendor currently managing hunting and fishing licenses expires June 30, 2025, it is also possible that ODNR could renegotiate the contract to include the new requirements at a more favorable rate or rebid the contract competitively. Under this scenario, costs paid from Fund 7015 to meet the bill's requirements are less certain. Fund 7015 receives revenue primarily from the sale of hunting and fishing licenses and federal grants.

A person can apply for hunting and fishing licenses online via the Division's website, on a mobile device via the Division's mobile app, in person at authorized license agents, or via mail. The bill specifies that, for online applications (presumably including mobile app applications), the Division must provide a hyperlink to the BMV's organ donor registry where an affirming applicant would then register themselves. For in-person applications, the bill requires the Division, or the Division's authorized license agent, to register the affirming applicant. For license applications by mail, the bill requires the Division to include the BMV's mail-in registration form with the hunting and fishing application. Costs incurred by the Division to comply with these requirements stem from changes that would need to be made to the internet platforms on which online, mobile app, and in-person hunting and fishing license applications are entered. In FY 2023, a total of 1.58 million hunting and fishing licenses were issued, all of which were applied for through one of the methods that use the internet platform.

Immunity from liability

The bill explicitly exempts the Division of Wildlife and authorized agents who issue hunting and fishing licenses from civil damages and prosecution for acting, attempting to act, or failing to act in accordance with the bill's provisions regarding registering a hunting or fishing license applicant as an anatomical gift donor. However, under the bill that immunity does not apply if the act, attempt, or omission was committed or omitted with malicious purpose, in bad faith, or in a wanton or reckless manner. These provisions appear to have no fiscal effect.