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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
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Legislative Budget
Office

H.B. 195
135th General Assembly

Fiscal Note & Local Impact Statement

[Click here for H.B. 195's Bill Analysis](#)

Version: As Reported by House Commerce and Labor

Primary Sponsors: Reps. Demetriou and Brennan

Local Impact Statement Procedure Required: No

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Highlights

- The Bureau of Motor Vehicles (BMV) may incur a one-time minimal increase in information technology (IT) costs to implement the bill's Adaptive Mobility Dealer license and ongoing administrative costs to license and regulate adaptive mobility dealers. These costs are expected to be absorbed utilizing existing resources.
- Certain local criminal justice systems may experience a slight increase in workload related to adjudicating violations of the Adaptive Mobility Dealer license law.

Detailed Analysis

The bill establishes an Adaptive Mobility Dealer (AMD) license within the Motor Vehicle Sales Law to be implemented by the Bureau of Motor Vehicles (BMV). As a result, the BMV may incur a one-time increase in information technology (IT) costs to implement the new license, as well as ongoing administrative costs to license and regulate adaptive mobility dealers. These costs are not expected to exceed minimal annually and will be at least partially offset by a \$50 initial and biennial renewal fee that must be paid in order to obtain or maintain a license. While the number of new AMD license applications is uncertain, the BMV expects to be able to absorb any resulting increase in costs and workload utilizing existing resources.

By creating the license under the Motor Vehicle Sales Law, the bill subjects adaptive mobility dealers to the general requirements that apply to other motor vehicle dealers, which could, in the case of a violation, result in some increased workload for certain local criminal justice systems. The new license authorizes and regulates an entity to (1) display, sell, and deliver an adaptive mobility vehicle, (2) sell and install adaptive mobility equipment, and (3) provide maintenance and repair of such vehicles and equipment. A violation of these licensing requirements is a minor misdemeanor on the first offense and a first degree misdemeanor on a

subsequent offense. The following table shows the penalties for Adaptive Mobility Dealer license law violations under H.B. 195.

H.B. 195 Sentences and Fines for Adaptive Mobility Dealer License Violations		
Offense Level	Mandatory Fine	Term of Incarceration
Misdemeanor 1 st degree	\$1,000	Jail, not more than 180 days
Minor misdemeanor	\$100	No jail; citation issued

The magnitude of any additional costs or workload for local criminal justice systems, including locally operated jails, will vary depending on the number of charges filed in each jurisdiction annually, as well as the number and type of convictions. The resulting impact on any given jurisdiction in which a violation occurs and charges are subsequently filed is expected to be no more than minimal annually.