



Ohio Legislative Service Commission

Final Analysis

Brian D. Malachowsky

Sub. S.B. 264

131st General Assembly
(As Passed by the General Assembly)

Sens. Bacon, Hughes, Jones, Obhof, Patton, Brown, Seitz, Manning, Eklund, Hite, Yuko, Lehner, Balderson, Beagle, Burke, Faber, Gardner, Gentile, Hackett, Hottinger, LaRose, Oelslager, Peterson, Thomas, Uecker, Williams

Reps. R. Smith, Schuring, Anielski, Burkley, Cera, Derickson, Grossman, Hall, Kunze, McClain, Reece, Reineke, Romanchuk, Thompson, Amstutz, Antani, Antonio, Arndt, Baker, Barnes, Boccieri, Boggs, Boose, Boyce, Boyd, Brenner, Brown, Buchy, Celebrezze, Clyde, Conditt, Craig, Cupp, Dever, DeVitis, Dovilla, Driehaus, Fedor, Ginter, Green, Hagan, Hambley, Hill, G. Johnson, T. Johnson, Koehler, Kuhns, Landis, Leland, Lepore-Hagan, Maag, Manning, McColley, M. O'Brien, S. O'Brien, Patterson, Pelanda, Perales, Retherford, Rezabek, Roegner, Rogers, Ruhl, Ryan, Schaffer, Sheehy, Slaby, Strahorn, Sweeney, Terhar, Young, Zeltwanger, Rosenberger

Effective date: August 5, 2016. The act is repealed on August 10, 2016.

ACT SUMMARY

- Exempts sales of clothing and school supplies and instructional materials from sales and use taxation during August 5, 6, and 7, 2016.

CONTENT AND OPERATION

The act establishes a three-day period in 2016 during which clothing and school supplies and instructional materials are exempt from state and county sales and use taxes. The tax-exempt period is Friday, August 5, 2016, through Sunday, August 7, 2016. A similar sales tax holiday was held from August 7 to 9, 2015.¹ As with the 2015 tax holiday, the act's tax exemption applies to the following:

* This version updates the effective date.

¹ Am. Sub. S.B. 243 of the 130th General Assembly.

(1) Items of clothing up to \$75 each. "Clothing" means all human wearing apparel suitable for general use, but does not include items such as those used in a trade or business, accessories, or sports or protective equipment.

(2) Items of school supplies and instructional materials up to \$20 each. "School supplies" means items commonly used by a student in a course of study and are explicitly listed in the act, including items such as book bags, crayons, erasers, notebooks, pencils, and pens. "School instructional materials" means reference books, reference maps and globes, textbooks, and workbooks only.

The exemption applies regardless of whether the sale occurs in Ohio or outside Ohio. If the sale occurs in Ohio, it is exempt from the sales taxes. If the sale occurs outside Ohio (for example, by mail-order or the Internet) but the item is used in Ohio, the sale is exempt from the use taxes that would otherwise apply.

HISTORY

ACTION	DATE
Introduced	01-25-16
Reported, S. Ways & Means	02-23-16
Passed Senate (31-1)	02-23-16
Reported, H. Ways and Means	04-19-16
Re-referred by H. Rules & References	04-19-16
Reported, H. Finance	04-25-16
Passed House (95-1)	04-27-16

16-SB264-UPDATED-131.docx/ks

