

**As Introduced**

**127th General Assembly  
Regular Session  
2007-2008**

**S. B. No. 88**

**Senator Gardner**

**Cosponsors: Senators Schuler, Coughlin, Mumper**

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**A B I L L**

To enact section 306.55 of the Revised Code to allow 1  
a subdivision that is a member of a regional 2  
transit authority to withdraw from the authority. 3

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 306.55 of the Revised Code be enacted 4  
to read as follows: 5

**Sec. 306.55.** Any county, municipal corporation, or township 6  
that has created or joined a regional transit authority may 7  
withdraw from the regional transit authority in the manner 8  
provided in this section. The board of county commissioners, 9  
legislative authority of the municipal corporation, or board of 10  
township trustees of the township proposing to withdraw shall 11  
adopt a resolution to submit the question of withdrawing from the 12  
regional transit authority to the electors of the territory to be 13  
withdrawn and shall certify the proposal to the board of elections 14  
for the purpose of having the proposal placed on the ballot at the 15  
next general election or at a special election conducted on the 16  
day of the next primary election that occurs not less than 17  
seventy-five days after the resolution is certified to the board 18  
of elections. 19

Upon certification of a proposal to the board of elections 20

pursuant to this section, the board of elections shall make the 21  
necessary arrangements for the submission of the question to the 22  
electors of the territory to be withdrawn from the regional 23  
transit authority qualified to vote on the question, and the 24  
election shall be held, canvassed, and certified in the same 25  
manner as regular elections for the election of officers of the 26  
subdivision proposing to withdraw from the regional transit 27  
authority, except that the question appearing on the ballot shall 28  
read: 29

"Shall the territory within the ..... 30  
(Name of political subdivision to be withdrawn) be withdrawn from 31  
..... (Name) regional transit 32  
authority?" 33

If the question is approved by at least a majority of the 34  
electors voting on the question, the withdrawal is effective two 35  
years from the date of the certification of its passage. 36

The board of elections to which the resolution was certified 37  
shall certify the results of the election to the board or 38  
legislative authority of the subdivision that submitted the 39  
resolution to withdraw and to the board of trustees of the 40  
regional transit authority from which the subdivision proposed to 41  
withdraw. 42

If the question of withdrawing from the regional transit 43  
authority is approved, the power of the regional transit authority 44  
to levy a tax on taxable property in the withdrawing subdivision 45  
terminates, except that the authority shall continue to levy and 46  
collect taxes for the payment of indebtedness within the territory 47  
of the regional transit authority as it existed at the time the 48  
indebtedness was incurred. 49

Upon the passage of the question proposing the withdrawal of 50  
any subdivision from a regional transit authority, the board of 51

trustees of the regional transit authority shall ascertain, 52  
apportion, and order a division of the funds on hand, credits, 53  
moneys, and taxes in the process of collection, except for taxes 54  
levied for the payment of indebtedness, and real and personal 55  
property, either in money or in kind, between the authority and 56  
the withdrawing subdivision on any equitable basis consistent with 57  
the resolutions creating the authority and any agreements between 58  
the withdrawing subdivision and the authority, taking into 59  
consideration the prior contributions of the withdrawing 60  
subdivision. 61