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Sub. H. B. No. 187

Representative Huffman

**Cosponsors: Representatives Snitchler, Hackett, Derickson, Maag,
Grossman, Bacon, Stewart, Combs, Bubp, Stebelton, Blair, Yuko, Gerberry,
Lundy, Williams, B., Adams, J., Hall**

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A B I L L

To amend section 4503.102 of the Revised Code 1
generally to require deputy registrars to accept 2
debit cards by automated teller machines, and to 3
allow deputy registrars to accept debit cards and 4
credit cards by other means, for all state-related 5
transactions they process. 6

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

Section 1. That section 4503.102 of the Revised Code be 7
amended to read as follows: 8

Sec. 4503.102. (A) The registrar of motor vehicles shall 9
adopt rules to establish a centralized system of motor vehicle 10
registration renewal by mail or by electronic means. Any person 11
owning a motor vehicle that was registered in the person's name 12
during the preceding registration year shall renew the 13
registration of the motor vehicle not more than ninety days prior 14
to the expiration date of the registration either by mail or by 15
electronic means through the centralized system of registration 16
established under this section, or in person at any office of the 17

registrar or at a deputy registrar's office. 18

(B)(1) No less than forty-five days prior to the expiration 19
date of any motor vehicle registration, the registrar shall mail a 20
renewal notice to the person in whose name the motor vehicle is 21
registered. The renewal notice shall clearly state that the 22
registration of the motor vehicle may be renewed by mail or 23
electronic means through the centralized system of registration or 24
in person at any office of the registrar or at a deputy 25
registrar's office and shall be preprinted with information 26
including, but not limited to, the owner's name and residence 27
address as shown in the records of the bureau of motor vehicles, a 28
brief description of the motor vehicle to be registered, notice of 29
the license taxes and fees due on the motor vehicle, the toll-free 30
telephone number of the registrar as required under division 31
(D)(1) of section 4503.031 of the Revised Code, and any additional 32
information the registrar may require by rule. The renewal notice 33
shall not include the social security number of either the owner 34
of the motor vehicle or the person in whose name the motor vehicle 35
is registered. The renewal notice shall be sent by regular mail to 36
the owner's last known address as shown in the records of the 37
bureau of motor vehicles. 38

(2) If the application for renewal of the registration of a 39
motor vehicle is prohibited from being accepted by the registrar 40
or a deputy registrar by division (D) of section 2935.27, division 41
(A) of section 2937.221, division (A) of section 4503.13, division 42
(B) of section 4510.22, or division (B)(1) of section 4521.10 of 43
the Revised Code, the registrar is not required to send a renewal 44
notice to the vehicle owner or vehicle lessee. 45

(C) The owner of the motor vehicle shall verify the 46
information contained in the notice, sign it either manually or by 47
electronic means, and return it, either by mail or electronic 48
means, or the owner may take it in person to any office of the 49

registrar or of a deputy registrar, together with a financial 50
transaction device number, when permitted by rule of the 51
registrar, check, or money order in the amount of the registration 52
taxes and fees payable on the motor vehicle and a mail fee of ~~two~~ 53
~~dollars and seventy five cents commencing on July 1, 2001, three~~ 54
~~dollars and twenty five cents commencing on January 1, 2003, and~~ 55
three dollars and fifty cents ~~commencing on January 1, 2004~~, plus 56
postage as indicated on the notice, if the registration is renewed 57
by mail, and an inspection certificate for the motor vehicle as 58
provided in section 3704.14 of the Revised Code. If the motor 59
vehicle owner chooses to renew the motor vehicle registration by 60
electronic means, the owner shall proceed in accordance with the 61
rules the registrar adopts. 62

(D) If all registration and transfer fees for the motor 63
vehicle for the preceding year or the preceding period of the 64
current registration year have not been paid, if division (D) of 65
section 2935.27, division (A) of section 2937.221, division (A) of 66
section 4503.13, division (B) of section 4510.22, or division 67
(B)(1) of section 4521.10 of the Revised Code prohibits acceptance 68
of the renewal notice, or if the owner or lessee does not have an 69
inspection certificate for the motor vehicle as provided in 70
section 3704.14 of the Revised Code, if that section is 71
applicable, the license shall be refused, and the registrar or 72
deputy registrar shall so notify the owner. This section does not 73
require the payment of license or registration taxes on a motor 74
vehicle for any preceding year, or for any preceding period of a 75
year, if the motor vehicle was not taxable for that preceding year 76
or period under section 4503.02, 4503.04, 4503.11, 4503.12, or 77
4503.16 or Chapter 4504. of the Revised Code. 78

(E)(1) Failure to receive a renewal notice does not relieve a 79
motor vehicle owner from the responsibility to renew the 80
registration for the motor vehicle. Any person who has a motor 81

vehicle registered in this state and who does not receive a 82
renewal notice as provided in division (B) of this section prior 83
to the expiration date of the registration shall request an 84
application for registration from the registrar or a deputy 85
registrar and sign the application manually or by electronic means 86
and submit the application and pay any applicable license taxes 87
and fees to the registrar or deputy registrar. 88

(2) If the owner of a motor vehicle submits an application 89
for registration and the registrar is prohibited by division (D) 90
of section 2935.27, division (A) of section 2937.221, division (A) 91
of section 4503.13, division (B) of section 4510.22, or division 92
(B)(1) of section 4521.10 of the Revised Code from accepting the 93
application, the registrar shall return the application and the 94
payment to the owner. If the owner of a motor vehicle submits a 95
registration renewal application to the registrar by electronic 96
means and the registrar is prohibited from accepting the 97
application as provided in this division, the registrar shall 98
notify the owner of this fact and deny the application and return 99
the payment or give a credit on the financial transaction device 100
account of the owner in the manner the registrar prescribes by 101
rule adopted pursuant to division (A) of this section. 102

(F) Every deputy registrar shall post in a prominent place at 103
the deputy's office a notice informing the public of the mail 104
registration system required by this section and also shall post a 105
notice that every owner of a motor vehicle and every chauffeur 106
holding a certificate of registration is required to notify the 107
registrar in writing of any change of residence within ten days 108
after the change occurs. The notice shall be in such form as the 109
registrar prescribes by rule. 110

(G) ~~The two dollars and seventy five cents fee collected from 111
July 1, 2001, through December 31, 2002, the three dollars and 112
twenty five cents fee collected from January 1, 2003, through 113~~

~~December 31, 2003, and the three dollars and fifty cents fee~~ 114
~~collected after January 1, 2004, plus postage and any financial~~ 115
~~transaction device surcharge collected by the registrar for~~ 116
~~registration by mail, shall be paid to the credit of the state~~ 117
~~bureau of motor vehicles fund established by section 4501.25 of~~ 118
~~the Revised Code.~~ 119

(H)(1) Pursuant to section 113.40 of the Revised Code, the 120
registrar may implement a program permitting payment of motor 121
vehicle registration taxes and fees, driver's license and 122
commercial driver's license fees, and any other taxes, fees, 123
penalties, or charges imposed or levied by the state by means of a 124
financial transaction device. The registrar may adopt rules as 125
necessary for this purpose. 126

(2) ~~Commencing~~ (a) Except as otherwise provided in division 127
(H)(2)(c) of this section, commencing with deputy registrar 128
contract awards that have a start date of July 1, ~~2008~~ 2010, and 129
for all contract awards thereafter, the registrar shall 130
~~incorporate in the review process a score for whether or not a~~ 131
~~proposer states that the proposer will~~ require all deputy 132
registrars to accept payment by means of a financial transaction 133
device, including credit cards and debit cards through the use of 134
a deputy-supplied cash or cashless automated teller machine, for 135
all any department of public safety transactions conducted ~~at that~~ 136
~~by the~~ deputy registrar location. The bureau of motor vehicles 137
shall not be required to pay any costs associated with the use of 138
the automated teller machine. The deputy registrar shall not be 139
required to pay any additional fees or expenses except as 140
permitted to be in full compliance with all federal and state 141
laws, including the "Truth in Lending Act," 82 Stat. 146 (1968), 142
15 U.S.C 1601, or those that are related to the setup or 143
maintenance of the automated teller machine. Customers of the 144
bureau shall not be required to pay any additional fees or 145

expenses except as permitted to be in full compliance with all 146
federal and state laws, including the "Truth in Lending Act." 147

~~A deputy registrar shall not be required to accept payment by~~ 148
~~means of a financial transaction device unless the deputy~~ 149
~~registrar agreed to do so in the deputy registrar's contract. The~~ 150
~~bureau shall not be required to pay any costs incurred by a deputy~~ 151
~~registrar who accepts payment by means of a financial transaction~~ 152
~~device that result from the deputy registrar accepting payment by~~ 153
~~means of a financial transaction device.~~ 154

(b) The registrar may permit any deputy registrar to accept 155
credit cards and debit cards by an over-the-counter method in lieu 156
of the cash or cashless automated teller machine. The bureau of 157
motor vehicles shall not be required to pay any costs associated 158
with the use of the over-the-counter method. Customers of the 159
bureau and the deputy registrar shall not be required to pay any 160
additional fees or expenses except as permitted to be in full 161
compliance with all federal and state laws, including the "Truth 162
in Lending Act." 163

(c) The registrar may exempt a deputy registrar from 164
accepting payments by means of debit cards through the use of a 165
deputy-supplied cash or cashless automated teller machine under 166
division (H)(2)(a) of this section if the registrar determines 167
that the deputy registrar location does not meet a specified 168
annual transaction threshold the registrar determines, if there 169
are existing automated teller machines readily available in a 170
location relative to the deputy registrar's office, or for any 171
other reason the registrar determines. 172

(3) A county auditor or clerk of a court of common pleas that 173
is designated a deputy registrar may choose to accept payment by 174
means of a financial transaction device, including credit cards 175
and debit cards, for all department of public safety transactions 176
conducted at the office of the county auditor or clerk of a court 177

of common pleas in the county auditor's or clerk's capacity as 178
deputy registrar. The bureau shall not be required to pay any 179
costs incurred by a county auditor or clerk of a court of common 180
pleas who accepts payment by means of a financial transaction 181
device that result from the county auditor accepting payment by 182
means of a financial transaction device for any such department of 183
public safety transaction. 184

(I) For persons who reside in counties where tailpipe 185
emissions inspections are required under the motor vehicle 186
inspection and maintenance program, the notice required by 187
division (B) of this section shall also include the toll-free 188
telephone number maintained by the Ohio environmental protection 189
agency to provide information concerning the locations of 190
emissions testing centers. 191

Section 2. That existing section 4503.102 of the Revised Code 192
is hereby repealed. 193

Section 3. Section 4503.102 of the Revised Code is presented 194
in this act as a composite of the section as amended by both H.B. 195
13 and Am. Sub. H.B. 119 of the 127th General Assembly. The 196
General Assembly, applying the principle stated in division (B) of 197
section 1.52 of the Revised Code that amendments are to be 198
harmonized if reasonably capable of simultaneous operation, finds 199
that the composite is the resulting version of the section in 200
effect prior to the effective date of the section as presented in 201
this act. 202