



Ohio Legislative Service Commission

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Fiscal Note & Local Impact Statement

Bill: Sub. H.B. 109 of the 128th G.A. **Date:** November 24, 2009

Status: As Reported by House Transportation & Infrastructure **Sponsor:** Reps. Hottinger and Weddington

Local Impact Statement Procedure Required: No — No local cost

Contents: Requires the Registrar of Motor Vehicles to disqualify the holder of a commercial driver's license from operating a commercial motor vehicle following a municipal OVI conviction

State Fiscal Highlights

STATE FUND	FY 2010	FY 2011	FUTURE YEARS
State Bureau of Motor Vehicles Fund (Fund 4W40)			
Revenues	- 0 -	- 0 -	- 0 -
Expenditures	Potential one-time increase, unlikely to be more than negligible	- 0 -	- 0 -

Note: The state fiscal year is July 1 through June 30. For example, FY 2010 is July 1, 2009 – June 30, 2010.

- The Bureau of Motor Vehicles (BMV) could experience a potential one-time increase in expenditures in the State Bureau of Motor Vehicles Fund (Fund 4W40) for programming costs related to tracking the additional CDL suspensions created by the bill.

Local Fiscal Highlights

- No direct fiscal effect on political subdivisions.

Detailed Fiscal Analysis

Overview

The bill requires the Registrar of Motor Vehicles to disqualify the holder of a commercial driver's license (CDL) from operating a commercial motor vehicle upon a municipal OVI conviction. This provision would close a loophole in existing law that currently only allows the Registrar to disqualify the holder of a CDL from operating a commercial motor vehicle if that person is convicted of an OVI offense under state law.

The bill also changes the law regarding restricted CDLs and waivers for trucking farm-related service industries. It removes the waiver requirement under current law, as that requirement has been eliminated in federal law. This will bring state law into compliance with federal law. Farmers will continue to not require a CDL to operate their farm trucks when hauling to a point of commerce.

State fiscal effects

According to the Department of Public Safety, the BMV could experience a potential one-time increase in expenditures in the State Bureau of Motor Vehicles Fund (Fund 4W40) for programming costs. Its staff would need to add a new offense code to their database in order to properly track the number of CDL holders who are convicted of an OVI offense under a municipal OVI ordinance. Any expenditures related to this task would likely be negligible.

Local fiscal effects

The bill will have no direct fiscal effect on any of the state's political subdivisions.