OHIO LEGISLATIVE SERVICE COMMISSION

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Substitute Bill Comparative Synopsis

Sub. H.B. 253

133rd General Assembly

House Commerce and Labor

Andrew Little, Attorney

This table summarizes how the latest substitute version of the bill differs from the immediately preceding version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

Previous Version (As Introduced)	Latest Version (I_133_2815-2)
Effective dates	
Sets October 2, 2019, as the effective date for the fountain device retailer licensing provisions *(Section 3)*.	Changes the effective date for the fountain device retailer provisions to a 90-day effective date, and adds a corresponding licensing moratorium for 2020 *(Sections 3 and 4)*.
Sets June 1, 2020, as the effective date for most provisions, including the provisions for consumer grade fireworks use *(Section 3)*.	Changes the effective date for most of these provisions to 260 days after the bill takes effect, which will be 90 days after it is filed with the Secretary of State, and changes the effective date for the consumer grade fireworks fee provision to 90 days after the bill is filed with the Secretary of State, though the actual collection start date is addressed in the provision's statutory text *(Section 3)*.

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Event timeline	
Requires the Fire Code Rule Recommendation Committee to hold its first meeting by September 30, 2019, and issue its report by December 21, 2019 *(R.C. 3743.67(B))*.	Requires the Committee to hold its first meeting no more than ten days after the bill's effective date and issue its report no more than 100 days after the bill's effective date *(R.C. 3743.67(B))*.
Starts collections of the consumer grade fireworks fee on January 1, 2020 *(R.C. 3743.22(B))*.	Starts collections of the consumer grade fireworks fee 100 days after the bill's effective date *(R.C. 3743.22(B))*.
Requires the State Fire Marshal to file rules regarding consumer grade fireworks use and for fountain device retailers by March 17, 2020 *(R.C. 3743.28 and 3743.451(A))*.	Requires the rules to be filed no later than 180 days after the bill's effective date *(R.C. 3743.28 and 3743.451(A))*.
Sets a one-time, initial fountain device license application date of April 1, 2020, with an initial license date of June 1, 2020, and an expiration date of November 30, 2021 *(R.C. 3743.26(D) and (E))*.	Sets the one-time, initial license application date at 190 days after the bill's effective date, the initial license date at 260 days after the bill's effective date, and a variable expiration date that depends on when the licenses are issued. If the 260th day after the bill's effective date falls in the first five months of a calendar year, the initial license expires at the end of November in the same year. If the 260th day falls in the latter seven months of a calendar year, the license expires at the end of November in the subsequent calendar year. *(R.C. 3743.26(D))*.
Extends an existing moratorium on the geographic transfer of fireworks manufacturer and wholesaler licenses to June 1, 2020 (a provision in H.B. 166 of the 133rd General Assembly extended it to December 31, 2020) (R.C. 3743.75(A)).	Extends the geographic transfer moratorium until 260 days after the bill's effective date *(R.C. 3743.75(A))*.
Extends the existing moratorium on new fireworks manufacturer and wholesaler licenses to December 15, 2021 *(R.C. 3743.75(A))*.	Extends the new license moratorium until 18 months after the geographic transfer moratorium expires (260 days plus 18 months after the bill's effective date) *(R.C. 3743.75(A))*.

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Fireworks manufacturer and wholesaler transfer rules	
Requires the State Fire Marshal to adopt rules allowing licensed fireworks manufacturers and wholesalers to transfer their licenses from one location to another *(R.C. 3743.591)*.	Instead, expands existing procedures that allow licensed fireworks manufacturers and wholesalers to make changes to their licensed premises to also include the transfer of the licensed premises to a new location *(R.C. 3743.04 and 3743.17, with conforming changes in R.C. 3743.01, 3743.15, and 3743.75)*.
Immediate licensure post moratorium	
No provision.	Allows applications for new fireworks manufacturer and wholesaler licenses two months before the new license moratorium expires, with licensure on the date the moratorium expires, and a variable expiration date depending on when the moratorium expires. If the moratorium expires in the first five months of a calendar year, licenses issued pursuant to these one-time provisions will expire at the end of November in the same year. If the moratorium expires in the latter seven months of a calendar year, the licenses will expire at the end of November in the subsequent calendar year *(R.C. 3743.021, 3743.041, 3743.151, and 3743.171).*
Fountain device retailer licensing	
No provision.	Adds provisions allowing retailers who are not yet in business as of the annual application deadline for fountain device retailer licenses to apply for a license any time between the date they open for business and the subsequent annual deadline *(R.C. 3743.26(C))*.
Requires the State Fire Marshal to give notice to fountain device retailers with expiring licenses three months before expiration, which is November 30 *(R.C. 3743.26(C))*.	Changes the notice date to September 1 *(R.C. 3743.26(B))*.

Previous Version (As Introduced)	Latest Version (I_133_2815-2)
Safety pamphlets	
Requires the State Fire Marshal to prepare a safety pamphlet describing the safe use of consumer grade fireworks for distribution to purchasers *(R.C. 3743.47)*.	Instead requires sellers of consumer-grade fireworks to give purchasers a pamphlet with, at a minimum, specific safety information contained in the bill *(R.C. 3743.47, with conforming changes in R.C. 3743.27, 3743.60, and 3743.61)*.
Licensing variances	
No provision.	Prohibits the State Fire Marshal from unreasonably withholding a variance to the Fireworks Law that the State Fire Marshal is authorized, under existing law, to grant for hobbyists, and prohibits revocation of a variance except for cause *(R.C. 3743.59)*.

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