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S.B. 193
134th General Assembly

Bill Analysis

Version: As Introduced

Primary Sponsor: Sen. Williams

Mackenzie Damon, Attorney

SUMMARY

- Prohibits local governments from placing a tax lien and foreclosing on property when water service charges are unpaid.

DETAILED ANALYSIS

Prohibition on tax liens for delinquent water charges

The bill prohibits local governments from placing a tax lien and foreclosing on property for unpaid water service charges.

A municipal corporation, county, or regional water and sewer district may establish charges for providing water service. Currently, if the charges are not paid, the subdivision may collect the unpaid charges by suing the property owner or other responsible party or by certifying the unpaid amount to the county auditor, who places the unpaid amount on the tax list and attempts to collect the amount in the same manner as property taxes. If an unpaid amount is placed on the tax list and the charges remain unpaid, the subdivision can subsequently foreclose on the property.

Under the bill, a subdivision could not collect unpaid water charges by placing a lien on the tax list or subsequently foreclosing on the property. The subdivision could still file a lawsuit to collect such charges.¹

¹ R.C. 735.29, 743.04, 6103.02, and 6119.06 and Section 3; conforming amendments in R.C. 5722.03, 5722.04, 5722.10, and 5723.04.

HISTORY

Action	Date
Introduced	06-01-21
