



OHIO LEGISLATIVE SERVICE COMMISSION

Bill Analysis

Sam Benham

S.B. 187

132nd General Assembly
(As Introduced)

Sens. Eklund, Wilson

BILL SUMMARY

- Expressly authorizes municipal corporations to charge taxpayers with the cost of collecting unpaid income taxes regardless of when the cost is incurred.
 - Expressly states that an attorney's contingency fees are among the attorney fees that may be charged to a taxpayer.
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CONTENT AND OPERATION

Municipal income tax collection costs

The bill expressly authorizes any municipal corporation levying an income tax to charge the costs and fees it incurs to collect unpaid income tax to the taxpayer owing the tax regardless of when the costs or fees are incurred.¹ Existing law states that those collection costs and fees incurred after a judgment is rendered against a taxpayer may be charged to the taxpayer. Under the bill, the imposition of the collection costs or fees on the taxpayer would not depend on when or whether a judgment is rendered against the taxpayer for the unpaid tax.

The bill also expressly includes attorney contingency fees among the attorney's fees that may be charged to a taxpayer.

¹ R.C. 718.27(G). For the purposes of this analysis, "taxpayer" includes employers or other persons that must withhold income taxes and hold them in trust for a municipal corporation.

HISTORY

ACTION

DATE

Introduced

09-14-17

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