

As Introduced

135th General Assembly

Regular Session

2023-2024

H. B. No. 489

Representatives Dell'Aquila, Rogers

Cosponsors: Representatives Russo, Brennan, McNally, Isaacsohn, Lorenz

A BILL

To enact section 4521.11 of the Revised Code to
prohibit parking fee collection services from
selling personal data relating to transactions
for payment of parking fees.

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

Section 1. That section 4521.11 of the Revised Code be
enacted to read as follows:

Sec. 4521.11. (A) As used in this section:

(1) "Consumer" means a person that pays parking fees to a
parking fee collection service, whether payment is made via
parking meter, parking kiosk, online application, or other
payment method.

(2) "Financial institution" has the same meaning as in
section 1349.86 of the Revised Code.

(3) "Government entity" means the state, a state agency as
defined in section 1.60 of the Revised Code, a political
subdivision as defined in section 2744.01 of the Revised Code,
the federal government or an agency thereof, or a unit,

organization, instrumentality, officer, employee, or member of 18
any of the foregoing. 19

(4) "Parking fee collection service" means an entity that 20
is not a government entity that collects or assists in 21
collecting parking fees and personal data related to 22
transactions for the payment of parking fees via parking meters, 23
parking kiosks, online application, or other payment method. 24

(5) "Parking session" means the time during which a motor 25
vehicle is parked in a particular location that requires payment 26
of parking fees. 27

(6) "Personal data" means any information that is linked 28
or reasonably linked to an identified or identifiable consumer 29
or motor vehicle, including a consumer's name, birth date, 30
electronic email address, telephone number, driver's license 31
information, make and model of motor vehicle, license plate 32
information, location data of a parked vehicle, and the amount 33
of time that a motor vehicle was parked in a particular 34
location. 35

(7) "Sell" means the exchange of personal data for 36
monetary or other valuable consideration by a parking collection 37
service to a third party. 38

(B) (1) A parking fee collection service operating in this 39
state shall notsell the personal data of its consumers. 40

(2) A parking fee collection service shall destroy all 41
records of personal data from a consumer within thirty days 42
after the consumer's parking session has terminated. 43

(C) The requirements of this section apply regardless of 44
any terms and conditions or similar contractual agreement agreed 45
to by a parking fee collection service and its consumers. 46

(D) This section does not apply to financial institutions. 47

(E) A violation of this section is a misdemeanor of the 48
first degree. 49