

**As Introduced**

**131st General Assembly**

**Regular Session**

**2015-2016**

**H. B. No. 49**

**Representative Barnes**

**Cosponsors: Representatives Hood, Amstutz, Brenner**

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**A BILL**

To enact section 4561.61 of the Revised Code to  
create the Commercial Airline and Air Freight  
Commission.

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

**Section 1.** That section 4561.61 of the Revised Code be  
enacted to read as follows:

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Sec. 4561.61. (A) There is hereby created the commercial  
airline and air freight commission, consisting of the following  
members:

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(1) Three members of the senate appointed by the president  
of the senate, not more than two of whom shall be members of the  
same political party;

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(2) Three members of the house of representatives  
appointed by the speaker of the house of representatives, not  
more than two of whom shall be members of the same political  
party;

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(3) A member nominated by each passenger airline company  
and each air freight company that does business in this state,

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all of whom shall be appointed by the governor. 18

(B) The members appointed by the governor shall be 19  
residents of this state. The governor shall make all initial 20  
appointments to the commission not later than July 1, 2015. 21  
Those members shall serve terms ending June 30, 2017. 22  
Thereafter, members appointed by the governor shall serve two- 23  
year terms commencing on the first day of July and ending on the 24  
thirtieth day of June. 25

The president of the senate and the speaker of the house 26  
of representatives shall make their initial appointments to the 27  
commission not later than July 1, 2015. Those members shall 28  
serve on the commission for the remainder of the general 29  
assembly during which the senator or representative is 30  
appointed. Thereafter, the members appointed by the president of 31  
the senate and the speaker of the house of representatives shall 32  
serve a term of the remainder of the general assembly during 33  
which the senator or representative is appointed. 34

All members shall hold office from the date of appointment 35  
until the end of the term for which the member was appointed. If 36  
a commission member dies or resigns, or if a senator or 37  
representative who is a member of the commission ceases to be a 38  
senator or representative, the vacancy shall be filled in the 39  
same manner as provided in division (A) of this section. Any 40  
member who is appointed by the governor to fill a vacancy 41  
occurring prior to the end of the term for which the member's 42  
predecessor was appointed shall hold office for the remainder of 43  
that term, and any member who is appointed by the president of 44  
the senate or the speaker of the house of representatives to 45  
fill a vacancy occurring prior to the end of the term for which 46  
the member's predecessor was appointed shall hold office for the 47

remainder of that term. A member of the commission is eligible 48  
for reappointment. The governor, the president of the senate, 49  
and the speaker of the house of representatives at any time may 50  
remove their respective appointees to the commission for 51  
misfeasance, nonfeasance, or malfeasance in office. 52

Serving as an appointed member of the commission under 53  
division (A) (1) or (2) of this section does not constitute 54  
grounds for resignation from the senate or the house of 55  
representatives under section 101.26 of the Revised Code. 56

The president of the senate shall designate one of the 57  
president's initial appointees as chairperson for the remainder 58  
of the general assembly during which the member was appointed, 59  
and the speaker of the house of representatives shall designate 60  
one of the speaker's initial appointees as vice-chairperson for 61  
the remainder of the general assembly during which the member 62  
was appointed. Thereafter, the president of the senate and the 63  
speaker of the house of representatives shall alternate 64  
designating the chairperson and vice-chairperson of the 65  
commission. 66

(C) The commission shall study the policies that are 67  
needed to achieve the goal of sustaining and expanding 68  
commercial passenger airline and air freight service, including 69  
international service, into and from the airports of this state. 70  
The commission also shall study what role, if any, the awarding 71  
of incentives to commercial passenger airline and air freight 72  
companies should have in achieving that goal. The commission 73  
shall submit its first report, including its findings and 74  
recommendations, to the governor, the president of the senate, 75  
and the speaker of the house of representatives not later than 76  
March 31, 2016. Thereafter, the commission shall meet at the 77

call of the chairperson and shall submit updated reports on the 78  
policies described in this division at such times as determined 79  
necessary by the chairperson of the commission. All updated 80  
reports shall be submitted to the governor, the president of the 81  
senate, and the speaker of the house of representatives. 82  
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