

Sub. H. B. No. 74  
As Passed by the House

\_\_\_\_\_ moved to amend as follows:

In line 25 of the title, after "4507.061" insert ", 5525.26" 1

In line 54, after "4507.061" insert ", 5525.26" 2

After line 9783, insert: 3

"Sec. 5525.26. (A) The director of transportation shall  
adopt rules in accordance with Chapter 119. of the Revised Code  
that do all of the following: 4  
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(1) Encourage competition among industries involved in the  
production of paving materials so that monopoly situations are  
avoided and no single type of highway pavement receives  
preferential treatment in the highway construction project  
bidding process; 7  
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(2) Prohibit the adoption of any requirements or  
guidelines that favor a single type of highway pavement in the  
highway construction project bidding process; 12  
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(3) Comply with federal highway administration guidelines  
and recommendations for pavement design, use of alternate  
bidding for pavement type selection, and the promotion of 15  
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competition in highway construction project bidding. 18

(B) The director shall ensure that the rules required by 19  
division (A) of this section are effective not later than 20  
January 1, 2022. 21

(C) Upon the effective date of the rules required by 22  
division (A) of this section, the director shall deliver a copy 23  
of the rules to the speaker of the house of representatives, the 24  
president of the senate, and the chairpersons of the standing 25  
committees in the house of representatives and senate with 26  
primary responsibility over transportation issues. 27

(D) The rules required by division (A) of this section 28  
shall apply, after their effective date, to all highway 29  
construction projects that are advertised for bids pursuant to 30  
this chapter." 31

The motion was \_\_\_\_\_ agreed to.

SYNOPSIS 32

**Pavement used in highway construction projects** 33

**R.C. 5525.26** 34

Requires the Director of Transportation to adopt rules, in 35  
accordance with the Administrative Procedure Act (R.C. Chapter 36  
119), effective by January 1, 2022, that prevent any particular 37  
type of highway pavement from receiving priority in the highway 38  
construction bidding process. 39