



OHIO LEGISLATIVE SERVICE COMMISSION

Bill Analysis

Margaret E. Marcy

H.B. 436

132nd General Assembly
(As Introduced)

Reps. Boggs and Leland, Kelly, Rogers, Lepore-Hagan, K. Smith, West

BILL SUMMARY

Petition for a reduced speed limit

- Authorizes a person who resides on a street with a speed limit of 35 miles per hour or less, or a recognized neighborhood organization that represents an area that includes such a street, to submit a petition to the Director of Transportation supporting a request made by a local authority for a lower speed limit.
- Requires the petition to contain the signatures of at least 51% of the persons who own real property located on the portion of the street at issue.
- Requires the Director, in making a determination regarding the speed limit modification, to take into account and give due consideration to the petition.

Petition for the installation of a stop sign

- Permits any of the following to submit a petition to the Director or the proper local authority requesting that a stop sign be erected at an intersection where a stop sign currently is not present:
 - A person who resides within a one-quarter mile radius of the intersection if the intersection is within a municipal corporation;
 - A person who resides within a one-half mile radius of the intersection if the intersection is not within a municipal corporation; or
 - A recognized neighborhood association or organization that represents the area within which the intersection is located.

- Requires the petition to contain the signatures of at least 51% of the persons who own real property within a quarter mile radius of the intersection located within a municipal corporation, or a half mile radius of an intersection located outside a municipal corporation.
- Requires the Director or local authority, when determining whether a stop sign should be erected, in addition to consulting the Ohio Manual of Uniform Traffic Control Devices, to take into account and give due consideration to the petition.

CONTENT AND OPERATION

Petition for a reduced speed limit

Current law permits a local authority, on the basis of an engineering and traffic investigation, to adopt a resolution requesting the Director of Transportation to determine and declare a reduced prima-facie speed limit on any part of a highway under its jurisdiction.¹

In the case of a request regarding a street or highway with a speed limit of 35 miles per hour or less, the bill provides that either of the following may submit a petition to the Director supporting the request for the lower prima-facie speed limit:

(1) A person who resides on the street or highway; or

(2) A recognized neighborhood association or organization that represents the area within which the street or highway is located.²

The petitioner must specify in the petition, with reasonable detail, the portion of the street or highway that the petitioner desires to be the subject of the speed limit reduction. The petitioner also must include with the petition the signatures of at least 51% of the persons who own real property located on the portion of the street or highway at issue.

On receipt of the petition, the Director, in making a determination regarding the speed limit modification, must take into account and give due consideration to the petition in determining whether to declare a lower prima-facie speed limit on the subject portion of the street or highway. The Director must notify the petitioner in

¹ R.C. 4511.21(I)(1)(a).

² R.C. 4511.21(I)(1)(b)(i) and (ii).



writing of the Director's decision regarding the requested lower prima-facie speed limit.³

Petition for the installation of a stop sign

The bill permits either of the following to submit a petition to the Director of Transportation or the proper local authority, as the case may be, requesting that a stop sign be erected at an intersection where a stop sign currently is not present:

(1) A person who resides within a one-quarter mile radius of the intersection if the intersection is within the boundaries of a municipal corporation, or a person who resides within a one-half mile radius of the intersection if the intersection is not within the boundaries of a municipal corporation;

(2) A recognized neighborhood association or organization that represents the area within which the intersection is located.⁴

The petitioner must specify in the petition the intersection at which the petitioner desires the stop sign to be erected by describing in detail the intersection location. If the intersection is located within the boundaries of a municipal corporation, the petitioner also must include with the petition the signatures of at least 51% of the persons who own real property within a one-quarter mile radius of the intersection location. If the intersection location is not located within the boundaries of a municipal corporation, the petitioner also must include with the petition the signatures of at least 51% of the persons who own real property within a one-half mile radius of the intersection location.⁵

On receipt of the petition, the Director or local authority must determine whether a stop sign should be erected at the intersection location. The Director or local authority, in addition to consulting the Ohio Manual of Uniform Traffic Control Devices (OMUTCD), must take into account and give due consideration to the petition in determining whether to erect the requested stop sign. The Director or local authority must notify the petitioner in writing of the Director's or local authority's decision regarding the requested stop sign. Finally, if the Director or local authority decides to install the stop sign, the Director or local authority must issue a written determination

³ R.C. 4511.21(I)(1)(b).

⁴ R.C. 4511.11(B)(1)(a) and (b).

⁵ R.C. 4511.11(B)(2).



and must install the stop sign at the intersection not later than 30 days after the date the Director or the local authority issues the written determination. ⁶

HISTORY

ACTION	DATE
Introduced	12-04-17

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⁶ R.C. 4511.11(B)(3).

