A BILL

To amend section 4511.093 of the Revised Code to prohibit a local authority, in any year, from issuing a total number of traffic tickets based on the use of traffic law photo-monitoring devices that exceed two times the population of the local authority.

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

Section 1. That section 4511.093 of the Revised Code be amended to read as follows:

Sec. 4511.093. (A) A local authority may utilize a traffic law photo-monitoring device for the purpose of detecting traffic law violations. If the local authority is a county or township, the board of county commissioners or the board of township trustees may adopt such resolutions as may be necessary to enable the county or township to utilize traffic law photo-monitoring devices.

(B) The use of a traffic law photo-monitoring device is subject to the following conditions:

(1) A local authority shall use a traffic law photo-monitoring device to detect and enforce traffic law violations
only if a law enforcement officer is present at the location of
the device at all times during the operation of the device and
if the local authority complies with sections 4511.094 and
4511.095 of the Revised Code.

(2) A law enforcement officer who is present at the
location of any traffic law photo-monitoring device and who
personally witnesses a traffic law violation may issue a ticket
for the violation. Such a ticket shall be issued in accordance
with section 2935.25 of the Revised Code and is not subject to
sections 4511.096 to 4511.0910 and section 4511.912 of the
Revised Code.

(3) If a traffic law photo-monitoring device records a
traffic law violation and the law enforcement officer who was
present at the location of the traffic law photo-monitoring
device does not issue a ticket as provided under division (B)(2)
of this section, the local authority may only issue a ticket in
accordance with sections 4511.096 to 4511.0912 of the Revised
Code.

(4) The number of tickets issued annually by a local
authority for traffic law violations that are detected by
traffic law photo-monitoring devices shall not exceed two times
the population of the local authority as indicated by the most
recent federal decennial census.

Section 2. That existing section 4511.093 of the Revised
Code is hereby repealed.