

133rd General Assembly
Regular Session
2019-2020

. B. No.

A BILL

To amend sections 163.03, 163.31, 4301.62, 4506.17, 1
4511.21, 5501.21, 5501.41, 5516.05, 5735.05, 2
5735.053, and 5735.142 and to enact section 3
4765.302 of the Revised Code and to amend Section 4
213.20 of H.B. 529 of the 132nd General Assembly, 5
as subsequently amended, to make appropriations 6
for programs related to transportation and public 7
safety for the biennium beginning July 1, 2019, 8
and ending June 30, 2021, and to provide 9
authorization and conditions for the operation of 10
those programs. 11

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

Section 101.01. That sections 163.03, 163.31, 4301.62, 12
4506.17, 4511.21, 5501.21, 5501.41, 5516.05, 5735.05, 5735.053, 13
and 5735.142 be amended and section 4765.302 of the Revised Code 14
be enacted to read as follows: 15

Sec. 163.03. (A) Any agency may, upon the notice prescribed 16
in this section, prior to or subsequent to the filing of a 17
petition pursuant to section 163.05 of the Revised Code, enter 18
upon any lands, waters, and premises for the purpose of making 19
such surveys, soundings, drillings, appraisals, and examinations 20
as are necessary or proper for the purpose of the agency under 21

sections 163.01 to 163.22, inclusive, of the Revised Code, and 22
such entry shall not constitute a trespass. Notice of such 23
proposed entry shall be given to the owner or the person in 24
possession by such means as are reasonably available not less than 25
forty-eight hours nor more than thirty days prior to the date of 26
such entry. 27

(B) An agency may enter upon any lands, waters, and premises 28
for the purpose of accessing and performing maintenance on 29
transportation facilities. Such an entry does not constitute a 30
trespass. The agency shall give notice of the proposed entry to 31
the owner or the person in possession by such means as are 32
reasonably available not less than forty-eight hours nor more than 33
thirty days prior to the date of the entry. 34

(C) The agency shall make restitution or reimbursement for 35
any actual damage resulting to such lands, waters, and premises 36
and to improvements or personal property located in, on, along, 37
over, or under such lands, waters, and premises, as a result of 38
such activities an entry made by an agency under division (A) or 39
(B) of this section. If the parties are unable to agree upon 40
restitution or other settlement, damages are recoverable by civil 41
action to which the state or agency hereby consents. 42

Sec. 163.31. As used in sections 163.31 to 163.33 of the 43
Revised Code: 44

(A) "Advertising device" includes any legally erected and 45
maintained outdoor sign, display, device, figure, painting, 46
drawing, message, placard, poster, billboard, or other contrivance 47
designed, intended, or used to advertise or to give information in 48
the nature of advertising, or any part of any such contrivance, 49
the advertisement on which is visible from the traveled way of any 50
street, road, or highway in this state. 51

(B) "Erect" means to construct or allow to be constructed, 52

but does not include any activity performed incident to a change 53
of an advertisement or normal maintenance of an advertising 54
device. 55

(C) "Just compensation" means the payment of compensation by 56
a public agency that orders the removal of an advertising device, 57
in the same manner as it would for other property acquired 58
pursuant to this chapter. 59

(D) "Maintain" means to preserve, keep in repair, continue, 60
allow to exist, or restore if destroyed by ~~an act of God or~~ 61
vandalism and other criminal or tortious acts. 62

(E) "Public agency" has the same meaning as in section 163.01 63
of the Revised Code. 64

(F) "Visible" means capable of being seen, whether or not 65
legible, without visual aid by a person of normal acuity. 66

Sec. 4301.62. (A) As used in this section: 67

(1) "Chauffeured limousine" means a vehicle registered under 68
section 4503.24 of the Revised Code. 69

(2) "Street," "highway," and "motor vehicle" have the same 70
meanings as in section 4511.01 of the Revised Code. 71

(B) No person shall have in the person's possession an opened 72
container of beer or intoxicating liquor in any of the following 73
circumstances: 74

(1) Except as provided in division (C)(1)(e) of this section, 75
in an agency store; 76

(2) Except as provided in division (C) of this section, on 77
the premises of the holder of any permit issued by the division of 78
liquor control; 79

(3) In any other public place; 80

(4) Except as provided in division (D) or (E) of this 81

section, while operating or being a passenger in or on a motor 82
vehicle on any street, highway, or other public or private 83
property open to the public for purposes of vehicular travel or 84
parking; 85

(5) Except as provided in division (D) or (E) of this 86
section, while being in or on a stationary motor vehicle on any 87
street, highway, or other public or private property open to the 88
public for purposes of vehicular travel or parking. 89

(C)(1) A person may have in the person's possession an opened 90
container of any of the following: 91

(a) Beer or intoxicating liquor that has been lawfully 92
purchased for consumption on the premises where bought from the 93
holder of an A-1-A, A-2, A-2f, A-3a, D-1, D-2, D-3, D-3a, D-4, 94
D-4a, D-5, D-5a, D-5b, D-5c, D-5d, D-5e, D-5f, D-5g, D-5h, D-5i, 95
D-5j, D-5k, D-5l, D-5m, D-5n, D-5o, D-7, D-8, E, F, F-2, F-5, F-7, 96
or F-8 permit; 97

(b) Beer, wine, or mixed beverages served for consumption on 98
the premises by the holder of an F-3 permit, wine served as a 99
tasting sample by an A-2 permit holder or S permit holder for 100
consumption on the premises of a farmers market for which an F-10 101
permit has been issued, or wine served for consumption on the 102
premises by the holder of an F-4 or F-6 permit; 103

(c) Beer or intoxicating liquor consumed on the premises of a 104
convention facility as provided in section 4303.201 of the Revised 105
Code; 106

(d) Beer or intoxicating liquor to be consumed during 107
tastings and samplings approved by rule of the liquor control 108
commission; 109

(e) Spirituous liquor to be consumed for purposes of a 110
tasting sample, as defined in section 4301.171 of the Revised 111
Code. 112

(2) A person may have in the person's possession on an F 113
liquor permit premises an opened container of beer or intoxicating 114
liquor that was not purchased from the holder of the F permit if 115
the premises for which the F permit is issued is a music festival 116
and the holder of the F permit grants permission for that 117
possession on the premises during the period for which the F 118
permit is issued. As used in this division, "music festival" means 119
a series of outdoor live musical performances, extending for a 120
period of at least three consecutive days and located on an area 121
of land of at least forty acres. 122

(3)(a) A person may have in the person's possession on a D-2 123
liquor permit premises an opened or unopened container of wine 124
that was not purchased from the holder of the D-2 permit if the 125
premises for which the D-2 permit is issued is an outdoor 126
performing arts center, the person is attending an orchestral 127
performance, and the holder of the D-2 permit grants permission 128
for the possession and consumption of wine in certain 129
predesignated areas of the premises during the period for which 130
the D-2 permit is issued. 131

(b) As used in division (C)(3)(a) of this section: 132

(i) "Orchestral performance" means a concert comprised of a 133
group of not fewer than forty musicians playing various musical 134
instruments. 135

(ii) "Outdoor performing arts center" means an outdoor 136
performing arts center that is located on not less than one 137
hundred fifty acres of land and that is open for performances from 138
the first day of April to the last day of October of each year. 139

(4) A person may have in the person's possession an opened or 140
unopened container of beer or intoxicating liquor at an outdoor 141
location at which the person is attending an orchestral 142
performance as defined in division (C)(3)(b)(i) of this section if 143

the person with supervision and control over the performance 144
grants permission for the possession and consumption of beer or 145
intoxicating liquor in certain predesignated areas of that outdoor 146
location. 147

(5) A person may have in the person's possession on an F-9 148
liquor permit premises an opened or unopened container of beer or 149
intoxicating liquor that was not purchased from the holder of the 150
F-9 permit if the person is attending either of the following: 151

(a) An orchestral performance and the F-9 permit holder 152
grants permission for the possession and consumption of beer or 153
intoxicating liquor in certain predesignated areas of the premises 154
during the period for which the F-9 permit is issued; 155

(b) An outdoor performing arts event or orchestral 156
performance that is free of charge and the F-9 permit holder 157
annually hosts not less than twenty-five other events or 158
performances that are free of charge on the permit premises. 159

As used in division (C)(5) of this section, "orchestral 160
performance" has the same meaning as in division (C)(3)(b) of this 161
section. 162

(6)(a) A person may have in the person's possession on the 163
property of an outdoor motorsports facility an opened or unopened 164
container of beer or intoxicating liquor that was not purchased 165
from the owner of the facility if both of the following apply: 166

(i) The person is attending a racing event at the facility; 167
and 168

(ii) The owner of the facility grants permission for the 169
possession and consumption of beer or intoxicating liquor on the 170
property of the facility. 171

(b) As used in division (C)(6)(a) of this section: 172

(i) "Racing event" means a motor vehicle racing event 173

sanctioned by one or more motor racing sanctioning organizations.	174
(ii) "Outdoor motorsports facility" means an outdoor racetrack to which all of the following apply:	175
(I) It is two and four-tenths miles or more in length.	176
(II) It is located on two hundred acres or more of land.	177
(III) The primary business of the owner of the facility is the hosting and promoting of racing events.	178
(IV) The holder of a D-1, D-2, or D-3 permit is located on the property of the facility.	179
(7)(a) A person may have in the person's possession an opened container of beer or intoxicating liquor at an outdoor location within an outdoor refreshment area created under section 4301.82 of the Revised Code if the opened container of beer or intoxicating liquor was purchased from a qualified permit holder to which both of the following apply:	180
(i) The permit holder's premises is located within the outdoor refreshment area.	181
(ii) The permit held by the permit holder has an outdoor refreshment area designation.	182
(b) Division (C)(7) of this section does not authorize a person to do either of the following:	183
(i) Enter the premises of an establishment within an outdoor refreshment area while possessing an opened container of beer or intoxicating liquor acquired elsewhere;	184
(ii) Possess an opened container of beer or intoxicating liquor while being in or on a motor vehicle within an outdoor refreshment area, unless the motor vehicle is stationary and is not being operated in a lane of vehicular travel or unless the possession is otherwise authorized under division (D) or (E) of this section.	185
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(8)(a) A person may have in the person's possession on the property of a market, within a defined F-8 permit premises, an opened container of beer or intoxicating liquor that was purchased from a D permit premises that is located immediately adjacent to the market if both of the following apply:

(i) The market grants permission for the possession and consumption of beer and intoxicating liquor within the defined F-8 permit premises;

(ii) The market is hosting an event pursuant to an F-8 permit and the market has notified the division of liquor control about the event in accordance with division (A)(3) of section 4303.208 of the Revised Code.

(b) As used in division (C)(8) of this section, "market" means a market, for which an F-8 permit is held, that has been in operation since 1860.

(D) This section does not apply to a person who pays all or a portion of the fee imposed for the use of a chauffeured limousine pursuant to a prearranged contract, or the guest of the person, when all of the following apply:

(1) The person or guest is a passenger in the limousine.

(2) The person or guest is located in the limousine, but is not occupying a seat in the front compartment of the limousine where the operator of the limousine is located.

(3) The limousine is located on any street, highway, or other public or private property open to the public for purposes of vehicular travel or parking.

(E) An opened bottle of wine that was purchased from the holder of a permit that authorizes the sale of wine for consumption on the premises where sold is not an opened container for the purposes of this section if both of the following apply:

(1) The opened bottle of wine is securely resealed by the 234
permit holder or an employee of the permit holder before the 235
bottle is removed from the premises. The bottle shall be secured 236
in such a manner that it is visibly apparent if the bottle has 237
been subsequently opened or tampered with. 238

(2) The opened bottle of wine that is resealed in accordance 239
with division (E)(1) of this section is stored in the trunk of a 240
motor vehicle or, if the motor vehicle does not have a trunk, 241
behind the last upright seat or in an area not normally occupied 242
by the driver or passengers and not easily accessible by the 243
driver. 244

(F)(1) Except if an ordinance or resolution is enacted or 245
adopted under division (F)(2) of this section, this section does 246
not apply to a person who, pursuant to a prearranged contract, is 247
a passenger riding on a commercial quadricycle when all of the 248
following apply: 249

(a) The person is not occupying a seat in the front of the 250
commercial quadricycle where the operator is steering or braking. 251

(b) The commercial quadricycle is being operated on a street, 252
highway, or other public or private property open to the public 253
for purposes of vehicular travel or parking. 254

(c) The person has in their possession on the commercial 255
quadricycle an opened container of beer or wine. 256

(d) The person has in their possession on the commercial 257
quadricycle not more than either thirty-six ounces of beer or 258
eighteen ounces of wine. 259

(2) The legislative authority of a municipal corporation or 260
township may enact an ordinance or adopt a resolution, as 261
applicable, that prohibits a passenger riding on a commercial 262
quadricycle from possessing an opened container of beer or wine. 263

(3) As used in this section, "commercial quadricycle" means a vehicle that has fully-operative pedals for propulsion entirely by human power and that meets all of the following requirements:

(a) It has four wheels and is operated in a manner similar to a bicycle.

(b) It has at least five seats for passengers.

(c) It is designed to be powered by the pedaling of the operator and the passengers.

(d) It is used for commercial purposes.

(e) It is operated by the vehicle owner or an employee of the owner.

(G) This section does not apply to a person that has in the person's possession an opened container of beer or intoxicating liquor on the premises of a market if the beer or intoxicating liquor has been purchased from a D liquor permit holder that is located in the market.

As used in division (G) of this section, "market" means an establishment that:

(1) Leases space in the market to individual vendors, not less than fifty per cent of which are retail food establishments or food service operations licensed under Chapter 3717. of the Revised Code;

(2) Has an indoor sales floor area of not less than twenty-two thousand square feet;

(3) Hosts a farmer's market on each Saturday from April through December.

~~Sec. 4506.17. (A) Any person who holds a commercial driver's license or commercial driver's license temporary instruction permit, or who operates a commercial motor vehicle requiring a~~

~~commercial driver's license or permit within this state, shall be~~ 293
Both of the following are deemed to have given consent to a test 294
or tests of the person's whole blood, blood serum or plasma, 295
breath, or urine for the purpose of determining the person's 296
alcohol concentration or the presence of any controlled substance 297
or a metabolite of a controlled substance: 298

(1) A person while operating a commercial motor vehicle that 299
requires a commercial driver's license or commercial driver's 300
license temporary instruction permit; 301

(2) A person who holds a commercial driver's license or 302
commercial driver's license temporary instruction permit while 303
operating a motor vehicle, including a commercial motor vehicle. 304

(B) A test or tests as provided in division (A) of this 305
section may be administered at the direction of a peace officer 306
having reasonable ground to stop or detain the person and, after 307
investigating the circumstances surrounding the operation of the 308
~~commercial~~ motor vehicle, also having reasonable ground to believe 309
the person was driving the ~~commercial~~ motor vehicle while having a 310
measurable or detectable amount of alcohol or of a controlled 311
substance or a metabolite of a controlled substance in the 312
person's whole blood, blood serum or plasma, breath, or urine. Any 313
such test shall be given within two hours of the time of the 314
alleged violation. 315

(C) A person requested by a peace officer to submit to a test 316
under division (A) of this section shall be advised by the peace 317
officer that a refusal to submit to the test will result in the 318
person immediately being placed out-of-service for a period of 319
twenty-four hours and being disqualified from operating a 320
commercial motor vehicle for a period of not less than one year, 321
and that the person is required to surrender the person's 322
commercial driver's license or permit to the peace officer. 323

(D) If a person refuses to submit to a test after being 324
warned as provided in division (C) of this section or submits to a 325
test that discloses the presence of an amount of alcohol or a 326
controlled substance prohibited by divisions (A)(1) to (5) of 327
section 4506.15 of the Revised Code or a metabolite of a 328
controlled substance, the person immediately shall surrender the 329
person's commercial driver's license or permit to the peace 330
officer. The peace officer shall forward the license or permit, 331
together with a sworn report, to the registrar of motor vehicles 332
certifying that the test was requested pursuant to division (A) of 333
this section and that the person either refused to submit to 334
testing or submitted to a test that disclosed the presence of one 335
of the prohibited concentrations of a substance listed in 336
divisions (A)(1) to (5) of section 4506.15 of the Revised Code or 337
a metabolite of a controlled substance. The form and contents of 338
the report required by this section shall be established by the 339
registrar by rule, but shall contain the advice to be read to the 340
driver and a statement to be signed by the driver acknowledging 341
that the driver has been read the advice and that the form was 342
shown to the driver. 343

(E) Upon receipt of a sworn report from a peace officer as 344
provided in division (D) of this section, or upon receipt of 345
notification that a person has been disqualified under a similar 346
law of another state or foreign jurisdiction, the registrar shall 347
disqualify the person named in the report from driving a 348
commercial motor vehicle for the period described below: 349

(1) Upon a first incident, one year; 350

(2) Upon an incident of refusal or of a prohibited 351
concentration of alcohol, a controlled substance, or a metabolite 352
of a controlled substance after one or more previous incidents of 353
either refusal or of a prohibited concentration of alcohol, a 354
controlled substance, or a metabolite of a controlled substance, 355

the person shall be disqualified for life or such lesser period as 356
prescribed by rule by the registrar. 357

(F) A test of a person's whole blood or a person's blood 358
serum or plasma given under this section shall comply with the 359
applicable provisions of division (D) of section 4511.19 of the 360
Revised Code and any physician, registered nurse, emergency 361
medical technician-intermediate, emergency medical 362
technician-paramedic, or qualified technician, chemist, or 363
phlebotomist who withdraws whole blood or blood serum or plasma 364
from a person under this section, and any hospital, first-aid 365
station, clinic, or other facility at which whole blood or blood 366
serum or plasma is withdrawn from a person pursuant to this 367
section, is immune from criminal liability, and from civil 368
liability that is based upon a claim of assault and battery or 369
based upon any other claim of malpractice, for any act performed 370
in withdrawing whole blood or blood serum or plasma from the 371
person. The immunity provided in this division also extends to an 372
emergency medical service organization that employs an emergency 373
medical technician-intermediate or emergency medical 374
technician-paramedic who withdraws blood under this section. 375

(G) When a person submits to a test under this section, the 376
results of the test, at the person's request, shall be made 377
available to the person, the person's attorney, or the person's 378
agent, immediately upon completion of the chemical test analysis. 379
The person also may have an additional test administered by a 380
physician, a registered nurse, or a qualified technician, chemist, 381
or phlebotomist of the person's own choosing as provided in 382
division (D) of section 4511.19 of the Revised Code for tests 383
administered under that section, and the failure to obtain such a 384
test has the same effect as in that division. 385

(H) No person shall refuse to immediately surrender the 386
person's commercial driver's license or permit to a peace officer 387

when required to do so by this section. 388

(I) A peace officer issuing an out-of-service order or 389
receiving a commercial driver's license or permit surrendered 390
under this section may remove or arrange for the removal of any 391
commercial motor vehicle affected by the issuance of that order or 392
the surrender of that license. 393

(J)(1) Except for civil actions arising out of the operation 394
of a motor vehicle and civil actions in which the state is a 395
plaintiff, no peace officer of any law enforcement agency within 396
this state is liable in compensatory damages in any civil action 397
that arises under the Revised Code or common law of this state for 398
an injury, death, or loss to person or property caused in the 399
performance of official duties under this section and rules 400
adopted under this section, unless the officer's actions were 401
manifestly outside the scope of the officer's employment or 402
official responsibilities, or unless the officer acted with 403
malicious purpose, in bad faith, or in a wanton or reckless 404
manner. 405

(2) Except for civil actions that arise out of the operation 406
of a motor vehicle and civil actions in which the state is a 407
plaintiff, no peace officer of any law enforcement agency within 408
this state is liable in punitive or exemplary damages in any civil 409
action that arises under the Revised Code or common law of this 410
state for any injury, death, or loss to person or property caused 411
in the performance of official duties under this section of the 412
Revised Code and rules adopted under this section, unless the 413
officer's actions were manifestly outside the scope of the 414
officer's employment or official responsibilities, or unless the 415
officer acted with malicious purpose, in bad faith, or in a wanton 416
or reckless manner. 417

(K) When disqualifying a driver, the registrar shall cause 418
the records of the bureau of motor vehicles to be updated to 419

reflect the disqualification within ten days after it occurs. 420

(L) The registrar immediately shall notify a driver who is 421
subject to disqualification of the disqualification, of the length 422
of the disqualification, and that the driver may request a hearing 423
within thirty days of the mailing of the notice to show cause why 424
the driver should not be disqualified from operating a commercial 425
motor vehicle. If a request for such a hearing is not made within 426
thirty days of the mailing of the notice, the order of 427
disqualification is final. The registrar may designate hearing 428
examiners who, after affording all parties reasonable notice, 429
shall conduct a hearing to determine whether the disqualification 430
order is supported by reliable evidence. The registrar shall adopt 431
rules to implement this division. 432

(M) Any person who is disqualified from operating a 433
commercial motor vehicle under this section may apply to the 434
registrar for a driver's license to operate a motor vehicle other 435
than a commercial motor vehicle, provided the person's commercial 436
driver's license or permit is not otherwise suspended. A person 437
whose commercial driver's license or permit is suspended shall not 438
apply to the registrar for or receive a driver's license under 439
Chapter 4507. of the Revised Code during the period of suspension. 440

(N) Whoever violates division (H) of this section is guilty 441
of a misdemeanor of the first degree. 442

(O) As used in this section, "emergency medical 443
technician-intermediate" and "emergency medical 444
technician-paramedic" have the same meanings as in section 4765.01 445
of the Revised Code. 446

Sec. 4511.21. (A) No person shall operate a motor vehicle, 447
trackless trolley, or streetcar at a speed greater or less than is 448
reasonable or proper, having due regard to the traffic, surface, 449
and width of the street or highway and any other conditions, and 450

no person shall drive any motor vehicle, trackless trolley, or streetcar in and upon any street or highway at a greater speed than will permit the person to bring it to a stop within the assured clear distance ahead.

(B) It is prima-facie lawful, in the absence of a lower limit declared or established pursuant to this section by the director of transportation or local authorities, for the operator of a motor vehicle, trackless trolley, or streetcar to operate the same at a speed not exceeding the following:

(1)(a) Twenty miles per hour in school zones during school recess and while children are going to or leaving school during the opening or closing hours, and when twenty miles per hour school speed limit signs are erected; except that, on controlled-access highways and expressways, if the right-of-way line fence has been erected without pedestrian opening, the speed shall be governed by division (B)(4) of this section and on freeways, if the right-of-way line fence has been erected without pedestrian opening, the speed shall be governed by divisions (B)(10) and (11) of this section. The end of every school zone may be marked by a sign indicating the end of the zone. Nothing in this section or in the manual and specifications for a uniform system of traffic control devices shall be construed to require school zones to be indicated by signs equipped with flashing or other lights, or giving other special notice of the hours in which the school zone speed limit is in effect.

(b) As used in this section and in section 4511.212 of the Revised Code, "school" means any school chartered under section 3301.16 of the Revised Code and any nonchartered school that during the preceding year filed with the department of education in compliance with rule 3301-35-08 of the Ohio Administrative Code, a copy of the school's report for the parents of the

school's pupils certifying that the school meets Ohio minimum 482
standards for nonchartered, nontax-supported schools and presents 483
evidence of this filing to the jurisdiction from which it is 484
requesting the establishment of a school zone. "School" also 485
includes a special elementary school that in writing requests the 486
county engineer of the county in which the special elementary 487
school is located to create a school zone at the location of that 488
school. Upon receipt of such a written request, the county 489
engineer shall create a school zone at that location by erecting 490
the appropriate signs. 491

(c) As used in this section, "school zone" means that portion 492
of a street or highway passing a school fronting upon the street 493
or highway that is encompassed by projecting the school property 494
lines to the fronting street or highway, and also includes that 495
portion of a state highway. Upon request from local authorities 496
for streets and highways under their jurisdiction and that portion 497
of a state highway under the jurisdiction of the director of 498
transportation or a request from a county engineer in the case of 499
a school zone for a special elementary school, the director may 500
extend the traditional school zone boundaries. The distances in 501
divisions (B)(1)(c)(i), (ii), and (iii) of this section shall not 502
exceed three hundred feet per approach per direction and are 503
bounded by whichever of the following distances or combinations 504
thereof the director approves as most appropriate: 505

(i) The distance encompassed by projecting the school 506
building lines normal to the fronting highway and extending a 507
distance of three hundred feet on each approach direction; 508

(ii) The distance encompassed by projecting the school 509
property lines intersecting the fronting highway and extending a 510
distance of three hundred feet on each approach direction; 511

(iii) The distance encompassed by the special marking of the 512
pavement for a principal school pupil crosswalk plus a distance of 513

three hundred feet on each approach direction of the highway. 514

Nothing in this section shall be construed to invalidate the 515
director's initial action on August 9, 1976, establishing all 516
school zones at the traditional school zone boundaries defined by 517
projecting school property lines, except when those boundaries are 518
extended as provided in divisions (B)(1)(a) and (c) of this 519
section. 520

(d) As used in this division, "crosswalk" has the meaning 521
given that term in division (LL)(2) of section 4511.01 of the 522
Revised Code. 523

The director may, upon request by resolution of the 524
legislative authority of a municipal corporation, the board of 525
trustees of a township, or a county board of developmental 526
disabilities created pursuant to Chapter 5126. of the Revised 527
Code, and upon submission by the municipal corporation, township, 528
or county board of such engineering, traffic, and other 529
information as the director considers necessary, designate a 530
school zone on any portion of a state route lying within the 531
municipal corporation, lying within the unincorporated territory 532
of the township, or lying adjacent to the property of a school 533
that is operated by such county board, that includes a crosswalk 534
customarily used by children going to or leaving a school during 535
recess and opening and closing hours, whenever the distance, as 536
measured in a straight line, from the school property line nearest 537
the crosswalk to the nearest point of the crosswalk is no more 538
than one thousand three hundred twenty feet. Such a school zone 539
shall include the distance encompassed by the crosswalk and 540
extending three hundred feet on each approach direction of the 541
state route. 542

(e) As used in this section, "special elementary school" 543
means a school that meets all of the following criteria: 544

(i) It is not chartered and does not receive tax revenue from any source.	545 546
(ii) It does not educate children beyond the eighth grade.	547
(iii) It is located outside the limits of a municipal corporation.	548 549
(iv) A majority of the total number of students enrolled at the school are not related by blood.	550 551
(v) The principal or other person in charge of the special elementary school annually sends a report to the superintendent of the school district in which the special elementary school is located indicating the total number of students enrolled at the school, but otherwise the principal or other person in charge does not report any other information or data to the superintendent.	552 553 554 555 556 557
(2) Twenty-five miles per hour in all other portions of a municipal corporation, except on state routes outside business districts, through highways outside business districts, and alleys;	558 559 560 561
(3) Thirty-five miles per hour on all state routes or through highways within municipal corporations outside business districts, except as provided in divisions (B)(4) and (6) of this section;	562 563 564
(4) Fifty miles per hour on controlled-access highways and expressways within municipal corporations, <u>except as provided in divisions (B)(12), (13), (14), (15), and (16) of this section;</u>	565 566 567
(5) Fifty-five miles per hour on highways outside municipal corporations, other than highways within island jurisdictions as provided in division (B)(8) of this section, highways as provided in divisions (B)(9) and (10) of this section, and highways, expressways, and freeways as provided in divisions (B) <u>(12)</u> , (13), (14), (15) , and (17) <u>(16)</u> of this section;	568 569 570 571 572 573
(6) Fifty miles per hour on state routes within municipal	574

corporations outside urban districts unless a lower prima-facie 575
speed is established as further provided in this section; 576

(7) Fifteen miles per hour on all alleys within the municipal 577
corporation; 578

(8) Thirty-five miles per hour on highways outside municipal 579
corporations that are within an island jurisdiction; 580

(9) Thirty-five miles per hour on through highways, except 581
state routes, that are outside municipal corporations and that are 582
within a national park with boundaries extending through two or 583
more counties; 584

(10) Sixty miles per hour on two-lane state routes outside 585
municipal corporations as established by the director under 586
division (H)(2) of this section; 587

(11) Fifty-five miles per hour ~~at all times~~ on freeways with 588
paved shoulders inside municipal corporations, other than freeways 589
as provided in divisions (B)~~(15)~~(14) and ~~(17)~~(16) of this section; 590

~~(12) Fifty-five miles per hour at all times on freeways~~ 591
~~outside municipal corporations, other than freeways as provided in~~ 592
~~divisions (B)(15) and (17) of this section;~~ 593

~~(13)~~ Sixty miles per hour ~~for operators of any motor vehicle~~ 594
~~at all times~~ on rural expressways with traffic control signals and 595
on all portions of rural divided highways, except as provided in 596
divisions (B)(13) and (14) of this section; 597

~~(14)~~(13) Sixty-five miles per hour ~~for operators of any motor~~ 598
~~vehicle at all times~~ on all rural expressways without traffic 599
control signals; 600

~~(15)~~(14) Seventy miles per hour ~~for operators of any motor~~ 601
~~vehicle at all times~~ on all rural freeways; 602

~~(16)~~(15) Fifty-five miles per hour ~~for operators of any motor~~ 603
~~vehicle at all times~~ on all portions of freeways or expressways in 604

congested areas as determined by the director ~~and that are part of~~ 605
~~the interstate system~~ and that are located within a municipal 606
corporation or within an interstate freeway outerbelt, except as 607
provided in division (B)(16) of this section; 608

~~(17)(16)~~ Sixty-five miles per hour ~~for operators of any motor~~ 609
~~vehicle at all times~~ on all portions of freeways or expressways 610
without traffic control signals in ~~urban~~ urbanized areas ~~as~~ 611
~~determined by the director and that are part of the interstate~~ 612
~~system and are part of an interstate freeway outerbelt.~~ 613

(C) It is prima-facie unlawful for any person to exceed any 614
of the speed limitations in divisions (B)(1)(a), (2), (3), (4), 615
(6), (7), (8), and (9) of this section, or any declared or 616
established pursuant to this section by the director or local 617
authorities and it is unlawful for any person to exceed any of the 618
speed limitations in division (D) of this section. No person shall 619
be convicted of more than one violation of this section for the 620
same conduct, although violations of more than one provision of 621
this section may be charged in the alternative in a single 622
affidavit. 623

(D) No person shall operate a motor vehicle, trackless 624
trolley, or streetcar upon a street or highway as follows: 625

(1) At a speed exceeding fifty-five miles per hour, except 626
upon a two-lane state route as provided in division (B)(10) of 627
this section and upon a highway, expressway, or freeway as 628
provided in divisions (B)(12), (13), (14), ~~(15)~~, and ~~(17)(16)~~ of 629
this section; 630

(2) At a speed exceeding sixty miles per hour upon a two-lane 631
state route as provided in division (B)(10) of this section and 632
upon a highway as provided in division (B)~~(13)~~(12) of this 633
section; 634

(3) At a speed exceeding sixty-five miles per hour upon an 635

expressway as provided in division (B)~~(14)~~(13) or upon a freeway 636
as provided in division (B)~~(17)~~(16) of this section, except upon a 637
freeway as provided in division (B)~~(15)~~(14) of this section; 638

(4) At a speed exceeding seventy miles per hour upon a 639
freeway as provided in division (B)~~(15)~~(14) of this section; 640

(5) At a speed exceeding the posted speed limit upon a 641
highway, expressway, or freeway for which the director has 642
determined and declared a speed limit pursuant to division (I)(2) 643
or (L)(2) of this section. 644

(E) In every charge of violation of this section the 645
affidavit and warrant shall specify the time, place, and speed at 646
which the defendant is alleged to have driven, and in charges made 647
in reliance upon division (C) of this section also the speed which 648
division (B)(1)(a), (2), (3), (4), (6), (7), (8), or (9) of, or a 649
limit declared or established pursuant to, this section declares 650
is prima-facie lawful at the time and place of such alleged 651
violation, except that in affidavits where a person is alleged to 652
have driven at a greater speed than will permit the person to 653
bring the vehicle to a stop within the assured clear distance 654
ahead the affidavit and warrant need not specify the speed at 655
which the defendant is alleged to have driven. 656

(F) When a speed in excess of both a prima-facie limitation 657
and a limitation in division (D) of this section is alleged, the 658
defendant shall be charged in a single affidavit, alleging a 659
single act, with a violation indicated of both division (B)(1)(a), 660
(2), (3), (4), (6), (7), (8), or (9) of this section, or of a 661
limit declared or established pursuant to this section by the 662
director or local authorities, and of the limitation in division 663
(D) of this section. If the court finds a violation of division 664
(B)(1)(a), (2), (3), (4), (6), (7), (8), or (9) of, or a limit 665
declared or established pursuant to, this section has occurred, it 666
shall enter a judgment of conviction under such division and 667

dismiss the charge under division (D) of this section. If it finds 668
no violation of division (B)(1)(a), (2), (3), (4), (6), (7), (8), 669
or (9) of, or a limit declared or established pursuant to, this 670
section, it shall then consider whether the evidence supports a 671
conviction under division (D) of this section. 672

(G) Points shall be assessed for violation of a limitation 673
under division (D) of this section in accordance with section 674
4510.036 of the Revised Code. 675

(H)(1) Whenever the director determines upon the basis of a 676
~~geometric and traffic characteristic criteria established by an~~ 677
~~engineering study, as defined by the director,~~ that any speed 678
limit set forth in divisions (B)(1)(a) to (D) of this section is 679
greater or less than is reasonable or safe under the conditions 680
found to exist at any portion of a street or highway under the 681
jurisdiction of the director, the director shall determine and 682
declare a reasonable and safe prima-facie speed limit or variable 683
speed limit for the location, which shall be effective when 684
appropriate signs giving notice of it are erected at the location. 685

(2) Whenever the director determines upon the basis of a 686
~~geometric and traffic characteristic criteria established by an~~ 687
~~engineering study, as defined by the director,~~ that the speed 688
limit of fifty-five miles per hour on a two-lane state route 689
outside a municipal corporation is less than is reasonable or safe 690
under the conditions found to exist at that portion of the state 691
route, the director may determine and declare a speed limit of 692
sixty miles per hour for that portion of the state route, which 693
shall be effective when appropriate signs giving notice of it are 694
erected at the location. 695

(3) For purposes of the safe and orderly movement of traffic 696
upon any portion of a street or highway under the jurisdiction of 697
the director, the director may establish a variable speed limit 698
that is different than the speed limit established by or under 699

~~this section on all or portions of interstate six hundred seventy,~~ 700
~~interstate two hundred seventy five, and interstate ninety~~ 701
~~commencing at the intersection of that interstate with interstate~~ 702
~~seventy one and continuing to the border of the state of Ohio with~~ 703
~~the state of Pennsylvania.~~ The director shall establish criteria 704
for determining the appropriate use of variable speed limits and 705
shall establish variable speed limits in accordance with the 706
criteria. The director may establish variable speed limits based 707
upon the time of day, weather conditions, traffic incidents, or 708
other factors that affect the safe speed on a street or highway. 709
The director shall not establish a variable speed limit that is 710
based on a particular type or class of vehicle. A variable speed 711
limit established by the director under this section is effective 712
when appropriate signs giving notice of the speed limit are 713
displayed at the location. 714

(4) Nothing in this section shall be construed to limit the 715
authority of the director to establish speed limits within a 716
construction zone as authorized under section 4511.98 of the 717
Revised Code. 718

(I)(1) Except as provided in divisions (I)(2) ~~and, (J), (K),~~ 719
~~and (N)~~ of this section, whenever local authorities determine upon 720
the basis of criteria established by an engineering and traffic 721
investigation study, as defined by the director, that the speed 722
permitted by divisions (B)(1)(a) to (D) of this section, on any 723
part of a highway under their jurisdiction, is greater than is 724
reasonable and safe under the conditions found to exist at such 725
location, the local authorities may by resolution request the 726
director to determine and declare a reasonable and safe 727
prima-facie speed limit or variable speed limit for the location. 728
Upon receipt of such request the director may determine and 729
declare a reasonable and safe prima-facie speed limit or variable 730
speed limit at such location, and if the director does so, then 731

such declared speed limit shall become effective only when 732
appropriate signs giving notice thereof are erected at such 733
location by the local authorities. The director may withdraw the 734
declaration of a prima-facie speed limit or variable speed limit 735
whenever in the director's opinion the altered prima-facie speed 736
limit or variable speed limit becomes unreasonable. Upon such 737
withdrawal, the declared prima-facie speed limit or variable speed 738
limit shall become ineffective and the signs relating thereto 739
shall be immediately removed by the local authorities. 740

(2) A local authority may determine on the basis of a 741
~~geometric and traffic characteristic~~ criteria established by an 742
engineering study, as defined by the director, that the speed 743
limit of sixty-five or seventy miles per hour on a portion of a 744
freeway under its jurisdiction ~~that was established through the~~ 745
~~operation of division (L)(3) of this section~~ is greater than is 746
reasonable or safe under the conditions found to exist at that 747
portion of the freeway. If the local authority makes such a 748
determination, the local authority by resolution may request the 749
director to determine and declare a reasonable and safe speed 750
limit of not less than fifty-five miles per hour for that portion 751
of the freeway. If the director takes such action, the declared 752
speed limit becomes effective only when appropriate signs giving 753
notice of it are erected at such location by the local authority. 754

(J) Local authorities in their respective jurisdictions may 755
authorize by ordinance higher prima-facie speeds than those stated 756
in this section upon through highways, or upon highways or 757
portions thereof where there are no intersections, or between 758
widely spaced intersections, provided signs are erected giving 759
notice of the authorized speed, but local authorities shall not 760
modify or alter the basic rule set forth in division (A) of this 761
section or in any event authorize by ordinance a speed in excess 762
of ~~fifty miles per hour~~ the maximum speed permitted by division 763

(D) of this section for the specified type of highway. 764

Alteration of prima-facie limits on state routes by local 765
authorities shall not be effective until the alteration has been 766
approved by the director. The director may withdraw approval of 767
any altered prima-facie speed limits whenever in the director's 768
opinion any altered prima-facie speed becomes unreasonable, and 769
upon such withdrawal, the altered prima-facie speed shall become 770
ineffective and the signs relating thereto shall be immediately 771
removed by the local authorities. 772

(K)(1) As used in divisions (K)(1), (2), (3), and (4) of this 773
section, "unimproved highway" means a highway consisting of any of 774
the following: 775

(a) Unimproved earth; 776

(b) Unimproved graded and drained earth; 777

(c) Gravel. 778

(2) Except as otherwise provided in divisions (K)(4) and (5) 779
of this section, whenever a board of township trustees determines 780
upon the basis of criteria established by an engineering and 781
traffic investigation study, as defined by the director, that the 782
speed permitted by division (B)(5) of this section on any part of 783
an unimproved highway under its jurisdiction and in the 784
unincorporated territory of the township is greater than is 785
reasonable or safe under the conditions found to exist at the 786
location, the board may by resolution declare a reasonable and 787
safe prima-facie speed limit of fifty-five but not less than 788
twenty-five miles per hour. An altered speed limit adopted by a 789
board of township trustees under this division becomes effective 790
when appropriate traffic control devices, as prescribed in section 791
4511.11 of the Revised Code, giving notice thereof are erected at 792
the location, which shall be no sooner than sixty days after 793
adoption of the resolution. 794

(3)(a) Whenever, in the opinion of a board of township trustees, any altered prima-facie speed limit established by the board under this division becomes unreasonable, the board may adopt a resolution withdrawing the altered prima-facie speed limit. Upon the adoption of such a resolution, the altered prima-facie speed limit becomes ineffective and the traffic control devices relating thereto shall be immediately removed.

(b) Whenever a highway ceases to be an unimproved highway and the board has adopted an altered prima-facie speed limit pursuant to division (K)(2) of this section, the board shall, by resolution, withdraw the altered prima-facie speed limit as soon as the highway ceases to be unimproved. Upon the adoption of such a resolution, the altered prima-facie speed limit becomes ineffective and the traffic control devices relating thereto shall be immediately removed.

(4)(a) If the boundary of two townships rests on the centerline of an unimproved highway in unincorporated territory and both townships have jurisdiction over the highway, neither of the boards of township trustees of such townships may declare an altered prima-facie speed limit pursuant to division (K)(2) of this section on the part of the highway under their joint jurisdiction unless the boards of township trustees of both of the townships determine, upon the basis of criteria established by an engineering and traffic investigation study, as defined by the director, that the speed permitted by division (B)(5) of this section is greater than is reasonable or safe under the conditions found to exist at the location and both boards agree upon a reasonable and safe prima-facie speed limit of less than fifty-five but not less than twenty-five miles per hour for that location. If both boards so agree, each shall follow the procedure specified in division (K)(2) of this section for altering the prima-facie speed limit on the highway. Except as otherwise

provided in division (K)(4)(b) of this section, no speed limit 827
altered pursuant to division (K)(4)(a) of this section may be 828
withdrawn unless the boards of township trustees of both townships 829
determine that the altered prima-facie speed limit previously 830
adopted becomes unreasonable and each board adopts a resolution 831
withdrawing the altered prima-facie speed limit pursuant to the 832
procedure specified in division (K)(3)(a) of this section. 833

(b) Whenever a highway described in division (K)(4)(a) of 834
this section ceases to be an unimproved highway and two boards of 835
township trustees have adopted an altered prima-facie speed limit 836
pursuant to division (K)(4)(a) of this section, both boards shall, 837
by resolution, withdraw the altered prima-facie speed limit as 838
soon as the highway ceases to be unimproved. Upon the adoption of 839
the resolution, the altered prima-facie speed limit becomes 840
ineffective and the traffic control devices relating thereto shall 841
be immediately removed. 842

(5) As used in division (K)(5) of this section: 843

(a) "Commercial subdivision" means any platted territory 844
outside the limits of a municipal corporation and fronting a 845
highway where, for a distance of three hundred feet or more, the 846
frontage is improved with buildings in use for commercial 847
purposes, or where the entire length of the highway is less than 848
three hundred feet long and the frontage is improved with 849
buildings in use for commercial purposes. 850

(b) "Residential subdivision" means any platted territory 851
outside the limits of a municipal corporation and fronting a 852
highway, where, for a distance of three hundred feet or more, the 853
frontage is improved with residences or residences and buildings 854
in use for business, or where the entire length of the highway is 855
less than three hundred feet long and the frontage is improved 856
with residences or residences and buildings in use for business. 857

Whenever a board of township trustees finds upon the basis of 858
criteria established by an engineering and traffic investigation 859
study, as defined by the director, that the prima-facie speed 860
permitted by division (B)(5) of this section on any part of a 861
highway under its jurisdiction that is located in a commercial or 862
residential subdivision, except on highways or portions thereof at 863
the entrances to which vehicular traffic from the majority of 864
intersecting highways is required to yield the right-of-way to 865
vehicles on such highways in obedience to stop or yield signs or 866
traffic control signals, is greater than is reasonable and safe 867
under the conditions found to exist at the location, the board may 868
by resolution declare a reasonable and safe prima-facie speed 869
limit of less than fifty-five but not less than twenty-five miles 870
per hour at the location. An altered speed limit adopted by a 871
board of township trustees under this division shall become 872
effective when appropriate signs giving notice thereof are erected 873
at the location by the township. Whenever, in the opinion of a 874
board of township trustees, any altered prima-facie speed limit 875
established by it under this division becomes unreasonable, it may 876
adopt a resolution withdrawing the altered prima-facie speed, and 877
upon such withdrawal, the altered prima-facie speed shall become 878
ineffective, and the signs relating thereto shall be immediately 879
removed by the township. 880

(L)(1) ~~On September 29, 2013, the~~ The director of 881
transportation, based upon an engineering study, as defined by the 882
director, of a highway, expressway, or freeway described in 883
division (B)(12), (13), (14), (15), or (16), ~~or (17)~~ of this 884
section, in consultation with the director of public safety and, 885
if applicable, the local authority having jurisdiction over the 886
studied highway, expressway, or freeway, may determine and declare 887
that the speed limit established on such highway, expressway, or 888
freeway under division (B)(12), (13), (14), (15), or (16), ~~or (17)~~ 889
of this section either is reasonable and safe or is more or less 890

than that which is reasonable and safe. 891

(2) If the established speed limit for a highway, expressway, 892
or freeway studied pursuant to division (L)(1) of this section is 893
determined to be more or less than that which is reasonable and 894
safe, the director of transportation, in consultation with the 895
director of public safety and, if applicable, the local authority 896
having jurisdiction over the studied highway, expressway, or 897
freeway, shall determine and declare a reasonable and safe speed 898
limit for that highway, expressway, or freeway. 899

(M)(1)(a) If the boundary of two local authorities rests on 900
the centerline of a highway and both authorities have jurisdiction 901
over the highway, the speed limit for the part of the highway 902
within their joint jurisdiction shall be either one of the 903
following as agreed to by both authorities: 904

(i) Either prima-facie speed limit permitted by division (B) 905
of this section; 906

(ii) An altered speed limit determined and posted in 907
accordance with this section. 908

(b) If the local authorities are unable to reach an 909
agreement, the speed limit shall remain as established and posted 910
under this section. 911

(2) Neither local authority may declare an altered 912
prima-facie speed limit pursuant to this section on the part of 913
the highway under their joint jurisdiction unless both of the 914
local authorities determine, upon the basis of criteria 915
established by an engineering and traffic investigation study, as 916
defined by the director, that the speed permitted by this section 917
is greater than is reasonable or safe under the conditions found 918
to exist at the location and both authorities agree upon a uniform 919
reasonable and safe prima-facie speed limit of less than 920
fifty-five but not less than twenty-five miles per hour for that 921

location. If both authorities so agree, each shall follow the 922
procedure specified in this section for altering the prima-facie 923
speed limit on the highway, and the speed limit for the part of 924
the highway within their joint jurisdiction shall be uniformly 925
altered. No altered speed limit may be withdrawn unless both local 926
authorities determine that the altered prima-facie speed limit 927
previously adopted becomes unreasonable and each adopts a 928
resolution withdrawing the altered prima-facie speed limit 929
pursuant to the procedure specified in this section. 930

(N) The legislative authority of a municipal corporation or 931
township in which a boarding school is located, by resolution or 932
ordinance, may establish a boarding school zone. The legislative 933
authority may alter the speed limit on any street or highway 934
within the boarding school zone and shall specify the hours during 935
which the altered speed limit is in effect. For purposes of 936
determining the boundaries of the boarding school zone, the 937
altered speed limit within the boarding school zone, and the hours 938
the altered speed limit is in effect, the legislative authority 939
shall consult with the administration of the boarding school and 940
with the county engineer or other appropriate engineer, as 941
applicable. A boarding school zone speed limit becomes effective 942
only when appropriate signs giving notice thereof are erected at 943
the appropriate locations. 944

(O) As used in this section: 945

(1) "Interstate system" has the same meaning as in 23 946
U.S.C.A. 101. 947

(2) "Commercial bus" means a motor vehicle designed for 948
carrying more than nine passengers and used for the transportation 949
of persons for compensation. 950

(3) "Noncommercial bus" includes but is not limited to a 951
school bus or a motor vehicle operated solely for the 952

transportation of persons associated with a charitable or 953
nonprofit organization. 954

(4) "Outerbelt" means a portion of a freeway that is part of 955
the interstate system and is located in the outer vicinity of a 956
major municipal corporation or group of municipal corporations, as 957
designated by the director. 958

(5) "Rural" means an area outside urbanized areas, ~~as~~ 959
~~designated in accordance with 23 U.S.C. 101,~~ and outside of a 960
business or urban district, and areas that extend within urbanized 961
areas where the roadway characteristics remain mostly unchanged 962
from those outside the urbanized areas. 963

(6) "Urbanized area" has the same meaning as in 23 U.S.C. 964
101. 965

(7) "Divided" means a roadway having two or more travel lanes 966
for vehicles moving in opposite directions and that is separated 967
by a median of more than four feet, excluding turn lanes. 968

(P)(1) A violation of any provision of this section is one of 969
the following: 970

(a) Except as otherwise provided in divisions (P)(1)(b), 971
(1)(c), (2), and (3) of this section, a minor misdemeanor; 972

(b) If, within one year of the offense, the offender 973
previously has been convicted of or pleaded guilty to two 974
violations of any provision of this section or of any provision of 975
a municipal ordinance that is substantially similar to any 976
provision of this section, a misdemeanor of the fourth degree; 977

(c) If, within one year of the offense, the offender 978
previously has been convicted of or pleaded guilty to three or 979
more violations of any provision of this section or of any 980
provision of a municipal ordinance that is substantially similar 981
to any provision of this section, a misdemeanor of the third 982

degree. 983

(2) If the offender has not previously been convicted of or 984
pleaded guilty to a violation of any provision of this section or 985
of any provision of a municipal ordinance that is substantially 986
similar to this section and operated a motor vehicle faster than 987
thirty-five miles an hour in a business district of a municipal 988
corporation, faster than fifty miles an hour in other portions of 989
a municipal corporation, or faster than thirty-five miles an hour 990
in a school zone during recess or while children are going to or 991
leaving school during the school's opening or closing hours, a 992
misdemeanor of the fourth degree. 993

(3) Notwithstanding division (P)(1) of this section, if the 994
offender operated a motor vehicle in a construction zone where a 995
sign was then posted in accordance with section 4511.98 of the 996
Revised Code, the court, in addition to all other penalties 997
provided by law, shall impose upon the offender a fine of two 998
times the usual amount imposed for the violation. No court shall 999
impose a fine of two times the usual amount imposed for the 1000
violation upon an offender if the offender alleges, in an 1001
affidavit filed with the court prior to the offender's sentencing, 1002
that the offender is indigent and is unable to pay the fine 1003
imposed pursuant to this division and if the court determines that 1004
the offender is an indigent person and unable to pay the fine. 1005

(4) If the offender commits the offense while distracted and 1006
the distracting activity is a contributing factor to the 1007
commission of the offense, the offender is subject to the 1008
additional fine established under section 4511.991 of the Revised 1009
Code. 1010

Sec. 4765.302. (A) The state board of emergency medical, 1011
fire, and transportation services within the division of emergency 1012
medical services of the department of public safety shall be a 1013

participating public office for purposes of the retained applicant 1014
fingerprint database established under section 109.5721 of the 1015
Revised Code. The board shall elect to participate in the 1016
continuous record monitoring service for all persons certified or 1017
applying for certification as an EMR, EMT, AEMT, or paramedic. 1018
When the superintendent of the bureau of criminal identification 1019
and investigation, under section 109.57 of the Revised Code, 1020
indicates that an individual in the retained applicant fingerprint 1021
database has been arrested for, convicted of, or pleaded guilty to 1022
any offense, the superintendent promptly shall notify the board 1023
either electronically or by mail that additional arrest or 1024
conviction information is available. 1025

(B) Except in instances when an individual is already 1026
enrolled in the continuous record monitoring service, each 1027
individual seeking certification, including renewal, as an EMR, 1028
EMT, AEMT, or paramedic shall submit one complete set of 1029
fingerprints directly to the superintendent for the purpose of 1030
conducting a criminal records check. The individual shall provide 1031
the fingerprints using a method the superintendent prescribes 1032
pursuant to division (C)(2) of section 109.572 of the Revised Code 1033
and fill out the form the superintendent prescribes pursuant to 1034
division (C)(1) of that section. The superintendent shall conduct 1035
the criminal records check as set forth in division (B) of that 1036
section. 1037

(C) Except as provided in division (D) of this section, the 1038
department of public safety shall pay any initial or annual fee 1039
charged by the superintendent pursuant to rules adopted under 1040
division (H) of section 109.5721 of the Revised Code. An 1041
individual submitting to a criminal records check pursuant to this 1042
section shall be fingerprinted at locations approved in advance by 1043
the state board of emergency medical, fire, and transportation 1044
services. 1045

(D)(1) In addition to the requirements set forth in this section, an applicant for certification by reciprocity shall ask the superintendent to request that the federal bureau of investigation send the superintendent any information it has pertaining to the individual. 1046
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(2) Notwithstanding division (C) of this section, an applicant for certification by reciprocity shall pay the initial fee associated with the background check, including the fee for enrollment in the retained applicant fingerprint database established under section 109.5721 of the Revised Code. 1051
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(E) The results of a criminal records check conducted pursuant to a request made under this section, and any report containing those results, are not public records for purposes of section 149.43 of the Revised Code. 1056
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(F) The board, in accordance with Chapter 119. of the Revised Code, may adopt rules establishing standards and procedures for the provision of criminal background checks for individuals seeking or renewing a certification as an EMR, EMT, AEMT, or paramedic. 1060
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Sec. 5501.21. The director of transportation shall provide a seal of the department of transportation, which shall be inscribed: "State of Ohio, Department of Transportation." 1065
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Copies of records or parts thereof, and copies of any plan, drawing, document, or paper writing in the department when certified by the director to be true and correct copies of the record, plan, drawing, document, or paper writing and attested by the seal of the department shall be received in evidence in the courts of the state in the same manner and with the same effect as though the record, plan, drawing, document, or paper writing were offered. Any such copy as may be required by any party to any suit, upon request of such party, shall be furnished by the 1068
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director. 1077

The director need not produce in any court an original paper 1078
or electronic record, plan, drawing, or other document, ~~or paper~~ 1079
~~writing.~~ 1080

~~Any party to any suit pending in any court may take the~~ 1081
~~deposition of the director, provided it is taken at the office of~~ 1082
~~the director.~~ All records, plans, and other documents and drawings 1083
of the department shall be open to the inspection of any 1084
interested person, subject to such reasonable rules as to the time 1085
of inspection and as to supervision, as the director prescribes. 1086

Sec. 5501.41. (A) The director of transportation may remove 1087
snow and ice from state highways, purchase the necessary equipment 1088
including snow fences, employ the necessary labor, and make all 1089
contracts necessary to enable such removal. The director may 1090
remove snow and ice from the state highways within municipal 1091
corporations, but before doing so ~~he~~ the director must obtain the 1092
consent of the legislative authority of such municipal 1093
corporation. The board of county commissioners on county highways, 1094
and the board of township trustees on township roads, shall have 1095
the same authority to purchase equipment for the removal of and to 1096
remove snow and ice as the director has on the state highway 1097
system. 1098

(B)(1) The director may provide road salt to a political 1099
subdivision if all of the following apply: 1100

(a) The director has excess road salt. 1101

(b) The political subdivision is otherwise unable to acquire 1102
road salt. 1103

(c) The political subdivision is in an emergency situation. 1104

(2) The director shall seek reimbursement from a political 1105
subdivision for road salt provided under this division. The 1106

reimbursement amount shall equal the price at which the director 1107
purchased the road salt. 1108

Sec. 5516.05. The director of transportation may designate 1109
any portion of the state highway system referenced under section 1110
5511.01 of the Revised Code, interstate system, national highway 1111
system, or primary system as a scenic byway. The director shall 1112
exclude from designation as a scenic byway any segment of a 1113
highway in a zoned or unzoned commercial or industrial area that 1114
is determined by the director to be inconsistent with the 1115
designation of a scenic byway. 1116

No advertising device may be erected upon a designated scenic 1117
byway, except in accordance with division (A), (B), or (C) of 1118
section 5516.02 of the Revised Code, division (A), (B), (C), (D), 1119
(E), or (G) of section 5516.06 of the Revised Code, or division 1120
(A), (B), (C), or (D) of section 5516.061 of the Revised Code. Any 1121
advertising device lawfully in existence prior to the designation 1122
of a scenic byway, upon such designation, is a nonconforming 1123
advertising device under section 5516.07 of the Revised Code. 1124

Sec. 5735.05. (A) There is hereby levied a motor fuel excise 1125
tax on each motor fuel dealer, measured by gross gallons, upon the 1126
receipt of motor fuel within this state. 1127

The tax is levied at the total rate of twenty-eight cents per 1128
gallon ~~to~~ before July 1, 2019; forty-six cents per gallon from 1129
July 1, 2019, through June 30, 2020; and forty-six cents per 1130
gallon, plus the tax adjustment factor computed under division (C) 1131
of this section on July 1, 2020, and thereafter. The tax shall 1132
provide revenue for the following purposes ~~and~~ in the following 1133
amounts: 1134

(1) Seventeen twenty-eighths of the revenue from the tax 1135
shall be used solely to provide revenue for maintaining the state 1136

highway system; to widen existing surfaces on such highways; to 1137
resurface such highways; to pay that portion of the construction 1138
cost of a highway project which a county, township, or municipal 1139
corporation normally would be required to pay, but which the 1140
director of transportation, pursuant to division (B) of section 1141
5531.08 of the Revised Code, determines instead will be paid from 1142
moneys in the highway operating fund; to enable the counties of 1143
the state properly to plan, maintain, and repair their roads and 1144
to pay principal, interest, and charges on bonds and other 1145
obligations issued pursuant to Chapter 133. of the Revised Code or 1146
incurred pursuant to section 5531.09 of the Revised Code for 1147
highway improvements; to enable the municipal corporations to 1148
plan, construct, reconstruct, repave, widen, maintain, repair, 1149
clear, and clean public highways, roads, and streets, and to pay 1150
the principal, interest, and charges on bonds and other 1151
obligations issued pursuant to Chapter 133. of the Revised Code or 1152
incurred pursuant to section 5531.09 of the Revised Code for 1153
highway improvements; to enable the Ohio turnpike and 1154
infrastructure commission to construct, reconstruct, maintain, and 1155
repair turnpike projects; to maintain and repair bridges and 1156
viaducts; to purchase, erect, and maintain street and traffic 1157
signs and markers; to purchase, erect, and maintain traffic lights 1158
and signals; to pay the costs apportioned to the public under 1159
sections 4907.47 and 4907.471 of the Revised Code and to 1160
supplement revenue already available for such purposes; to pay the 1161
costs incurred by the public utilities commission in administering 1162
sections 4907.47 to 4907.476 of the Revised Code; to distribute 1163
equitably among those persons using the privilege of driving motor 1164
vehicles upon such highways and streets the cost of maintaining 1165
and repairing them; to pay the interest, principal, and charges on 1166
highway capital improvements bonds and other obligations issued 1167
pursuant to Section 2m of Article VIII, Ohio Constitution, and 1168
section 151.06 of the Revised Code; to pay the interest, 1169

principal, and charges on highway obligations issued pursuant to 1170
Section 2i of Article VIII, Ohio Constitution, and sections 1171
5528.30 and 5528.31 of the Revised Code; to pay the interest, 1172
principal, and charges on major new state infrastructure bonds and 1173
other obligations of the state issued pursuant to Section 13 of 1174
Article VIII, Ohio Constitution, and section 5531.10 of the 1175
Revised Code; to provide revenue for the purposes of sections 1176
1547.71 to 1547.77 of the Revised Code; and to pay the expenses of 1177
the department of taxation incident to the administration of the 1178
motor fuel laws. 1179

(2) Two twenty-eighths of the revenue from the tax shall be 1180
used solely to pay the expenses of administering and enforcing the 1181
state law relating to the registration and operation of motor 1182
vehicles; to supply the state's share of the cost of planning, 1183
constructing, widening, and reconstructing the state highways; to 1184
supply the state's share of the cost of eliminating railway grade 1185
crossings upon such highways; to pay that portion of the 1186
construction cost of a highway project that a county, township, or 1187
municipal corporation normally would be required to pay, but that 1188
the director of transportation, pursuant to division (B) of 1189
section 5531.08 of the Revised Code, determines instead will be 1190
paid from moneys in the highway operating fund; to enable counties 1191
and townships to properly plan, construct, widen, reconstruct, and 1192
maintain their public highways, roads, and streets; to enable 1193
counties to pay principal, interest, and charges on bonds and 1194
other obligations issued pursuant to Chapter 133. of the Revised 1195
Code or incurred pursuant to section 5531.09 of the Revised Code 1196
for highway improvements; to enable municipal corporations to 1197
plan, construct, reconstruct, repave, widen, maintain, repair, 1198
clear, and clean public highways, roads, and streets; to enable 1199
municipal corporations to pay the principal, interest, and charges 1200
on bonds and other obligations issued pursuant to Chapter 133. of 1201
the Revised Code or incurred pursuant to section 5531.09 of the 1202

Revised Code for highway improvements; to maintain and repair 1203
bridges and viaducts; to purchase, erect, and maintain street and 1204
traffic signs and markers; to purchase, erect, and maintain 1205
traffic lights and signals; to pay the costs apportioned to the 1206
public under section 4907.47 of the Revised Code; to provide 1207
revenue for the purposes of sections 1547.71 to 1547.77 of the 1208
Revised Code and to supplement revenue already available for such 1209
purposes; to pay the expenses of the department of taxation 1210
incident to the administration of the motor fuel laws and to 1211
supplement revenue already available for such purposes; to pay the 1212
interest, principal, and charges on bonds and other obligations 1213
issued pursuant to Section 2g of Article VIII, Ohio Constitution, 1214
and sections 5528.10 and 5528.11 of the Revised Code; and to pay 1215
the interest, principal, and charges on highway obligations issued 1216
pursuant to Section 2i of Article VIII, Ohio Constitution, and 1217
sections 5528.30 and 5528.31 of the Revised Code. 1218

(3) Eight twenty-eighths of the revenue from the tax shall be 1219
used solely to supply the state's share of the cost of 1220
constructing, widening, maintaining, and reconstructing the state 1221
highways; to maintain and repair bridges and viaducts; to 1222
purchase, erect, and maintain street and traffic signs and 1223
markers; to purchase, erect, and maintain traffic lights and 1224
signals; to pay the expense of administering and enforcing the 1225
state law relative to the registration and operation of motor 1226
vehicles; to make road improvements associated with retaining or 1227
attracting business for this state; to pay that portion of the 1228
construction cost of a highway project that a county, township, or 1229
municipal corporation normally would be required to pay, but that 1230
the director of transportation, pursuant to division (B) of 1231
section 5531.08 of the Revised Code, determines instead will be 1232
paid from moneys in the highway operating fund; to provide revenue 1233
for the purposes of sections 1547.71 to 1547.77 of the Revised 1234
Code and to supplement revenue already available for such 1235

purposes; to pay the expenses of the department of taxation 1236
incident to the administration of the motor fuel laws and to 1237
supplement revenue already available for such purposes; to pay the 1238
interest, principal, and charges on highway obligations issued 1239
pursuant to Section 2i of Article VIII, Ohio Constitution, and 1240
sections 5528.30 and 5528.31 of the Revised Code; to enable 1241
counties and townships to properly plan, construct, widen, 1242
reconstruct, and maintain their public highways, roads, and 1243
streets; to enable counties to pay principal, interest, and 1244
charges on bonds and other obligations issued pursuant to Chapter 1245
133. of the Revised Code or incurred pursuant to section 5531.09 1246
of the Revised Code for highway improvements; to enable municipal 1247
corporations to plan, construct, reconstruct, repave, widen, 1248
maintain, repair, clear, and clean public highways, roads, and 1249
streets; to enable municipal corporations to pay the principal, 1250
interest, and charges on bonds and other obligations issued 1251
pursuant to Chapter 133. of the Revised Code or incurred pursuant 1252
to section 5531.09 of the Revised Code for highway improvements; 1253
and to pay the costs apportioned to the public under section 1254
4907.47 of the Revised Code. 1255

(4) One twenty-eighth of the revenue from the tax shall be 1256
used solely to pay the state's share of the cost of constructing 1257
and reconstructing highways and eliminating railway grade 1258
crossings on the major thoroughfares of the state highway system 1259
and urban extensions thereof; to pay that portion of the 1260
construction cost of a highway project that a county, township, or 1261
municipal corporation normally would be required to pay, but that 1262
the director of transportation, pursuant to division (B) of 1263
section 5531.08 of the Revised Code, determines instead will be 1264
paid from moneys in the highway operating fund; to pay the 1265
interest, principal, and charges on bonds and other obligations 1266
issued pursuant to Section 2g of Article VIII, Ohio Constitution, 1267
and sections 5528.10 and 5528.11 of the Revised Code; to pay the 1268

interest, principal, and charges on highway obligations issued 1269
pursuant to Section 2i of Article VIII, Ohio Constitution, and 1270
sections 5528.30 and 5528.31 of the Revised Code; to provide 1271
revenues for the purposes of sections 1547.71 to 1547.77 of the 1272
Revised Code; and to pay the expenses of the department of 1273
taxation incident to the administration of the motor fuel laws. 1274

(B) The tax imposed by this section does not apply to the 1275
following transactions: 1276

(1) The sale of dyed diesel fuel by a licensed motor fuel 1277
dealer from a location other than a retail service station 1278
provided the licensed motor fuel dealer places on the face of the 1279
delivery document or invoice, or both if both are used, a 1280
conspicuous notice stating that the fuel is dyed and is not for 1281
taxable use, and that taxable use of that fuel is subject to a 1282
penalty. The tax commissioner, by rule, may provide that any 1283
notice conforming to rules or regulations issued by the United 1284
States department of the treasury or the Internal Revenue Service 1285
is sufficient notice for the purposes of division (B)(1) of this 1286
section. 1287

(2) The sale of K-1 kerosene to a retail service station, 1288
except when placed directly in the fuel supply tank of a motor 1289
vehicle. Such sale shall be rebuttably presumed to not be 1290
distributed or sold for use or used to generate power for the 1291
operation of motor vehicles upon the public highways or upon the 1292
waters within the boundaries of this state. 1293

(3) The sale of motor fuel by a licensed motor fuel dealer to 1294
another licensed motor fuel dealer; 1295

(4) The exportation of motor fuel by a licensed motor fuel 1296
dealer from this state to any other state or foreign country; 1297

(5) The sale of motor fuel to the United States government or 1298
any of its agencies, except such tax as is permitted by it, where 1299

such sale is evidenced by an exemption certificate, in a form 1300
approved by the tax commissioner, executed by the United States 1301
government or an agency thereof certifying that the motor fuel 1302
therein identified has been purchased for the exclusive use of the 1303
United States government or its agency; 1304

(6) The sale of motor fuel that is in the process of 1305
transportation in foreign or interstate commerce, except insofar 1306
as it may be taxable under the Constitution and statutes of the 1307
United States, and except as may be agreed upon in writing by the 1308
dealer and the commissioner; 1309

(7) The sale of motor fuel when sold exclusively for use in 1310
the operation of aircraft, where such sale is evidenced by an 1311
exemption certificate prescribed by the commissioner and executed 1312
by the purchaser certifying that the motor fuel purchased has been 1313
purchased for exclusive use in the operation of aircraft; 1314

(8) The sale for exportation of motor fuel by a licensed 1315
motor fuel dealer to a licensed exporter described in division 1316
(DD)(1) of section 5735.01 of the Revised Code; 1317

(9) The sale for exportation of motor fuel by a licensed 1318
motor fuel dealer to a licensed exporter described in division 1319
(DD)(2) of section 5735.01 of the Revised Code, provided that the 1320
destination state motor fuel tax has been paid or will be accrued 1321
and paid by the licensed motor fuel dealer. 1322

(10) The sale to a consumer of diesel fuel, by a motor fuel 1323
dealer for delivery from a bulk lot vehicle, for consumption in 1324
operating a vessel when the use of such fuel in a vessel would 1325
otherwise qualify for a refund under section 5735.14 of the 1326
Revised Code. 1327

Division (B)(1) of this section does not apply to the sale or 1328
distribution of dyed diesel fuel used to operate a motor vehicle 1329
on the public highways or upon water within the boundaries of this 1330

state by persons permitted under regulations of the United States 1331
department of the treasury or of the Internal Revenue Service to 1332
so use dyed diesel fuel. 1333

(C) On or before the thirtieth day of April of each year 1334
beginning in 2020, the tax commissioner shall compute a tax 1335
adjustment factor by multiplying forty-six cents by the cumulative 1336
percentage increase in the consumer price index (all items, all 1337
urban consumers) prepared by the bureau of labor statistics of the 1338
United States department of labor from January 1, 2019, to the 1339
last day of December of the preceding year and rounding the 1340
resulting product to the nearest one cent; provided, that the tax 1341
adjustment factor for any year shall not be less than that for the 1342
immediately preceding year. The tax rate resulting from the 1343
computation of the tax adjustment factor applies on and after the 1344
ensuing first day of July through the thirtieth day of June 1345
thereafter. 1346

(D) The tax commissioner may adopt rules as necessary to 1347
administer this section. 1348

Sec. 5735.053. There is hereby created in the state treasury 1349
the motor fuel tax administration fund for the purpose of paying 1350
the expenses of the department of taxation incident to the 1351
administration of the motor fuel laws. After the treasurer of 1352
state credits the tax refund fund out of tax receipts as required 1353
by section 5735.051 of the Revised Code, the treasurer of state 1354
shall transfer to the motor fuel tax administration fund ~~two~~ 1355
~~hundred seventy five one thousandths per cent of the receipts from~~ 1356
~~the taxes levied by section 5735.05 of the Revised Code~~ an amount 1357
not to exceed the approved appropriation assigned to the fund for 1358
the biennium. 1359

Sec. 5735.142. (A)(1) Any person who uses any motor fuel, on 1360

which the tax imposed by section 5735.05 of the Revised Code has 1361
been paid, for the purpose of operating a transit bus shall be 1362
reimbursed in the amount of twenty-seven cents per gallon of the 1363
total tax paid on motor fuel used by public transportation systems 1364
providing transit or paratransit service on a regular and 1365
continuing basis within the state; 1366

(2) A city, exempted village, joint vocational, or local 1367
school district or educational service center that purchases any 1368
motor fuel for school district or service center operations, on 1369
which any tax imposed by section 5735.05 of the Revised Code has 1370
been paid, may, if an application is filed under this section, be 1371
reimbursed in the amount of ~~six~~ twenty-four cents per gallon of 1372
the total tax imposed by that section and paid on motor fuel. 1373

(3) A county board of developmental disabilities that, on or 1374
after July 1, 2005, purchases any motor fuel for county board 1375
operations, on which any tax imposed by section 5735.05 of the 1376
Revised Code has been paid may, if an application is filed under 1377
this section, be reimbursed in the amount of six cents per gallon 1378
of the total tax imposed by that section and paid on motor fuel. 1379

(B) Such person, school district, educational service center, 1380
or county board shall file with the tax commissioner an 1381
application for refund within one year from the date of purchase, 1382
stating the quantity of fuel used for operating transit buses used 1383
by local transit systems in furnishing scheduled common carrier, 1384
public passenger land transportation service along regular routes 1385
primarily in one or more municipal corporations or for operating 1386
vehicles used for school district, service center, or county board 1387
operations. However, no claim shall be made for the tax on fewer 1388
than one hundred gallons of motor fuel. A school district, 1389
educational service center, or county board shall not apply for a 1390
refund for any tax paid on motor fuel that is sold by the 1391
district, service center, or county board. The application shall 1392

be accompanied by the statement described in section 5735.15 of 1393
the Revised Code showing the purchase, together with evidence of 1394
payment thereof. 1395

(C) After consideration of the application and statement, the 1396
commissioner shall determine the amount of refund to which the 1397
applicant is entitled. If the amount is not less than that 1398
claimed, the commissioner shall certify the amount to the director 1399
of budget and management and treasurer of state for payment from 1400
the tax refund fund created by section 5703.052 of the Revised 1401
Code. If the amount is less than that claimed, the commissioner 1402
shall proceed in accordance with section 5703.70 of the Revised 1403
Code. 1404

The commissioner may require that the application be 1405
supported by the affidavit of the claimant. No refund shall be 1406
authorized or ordered for any single claim for the tax on fewer 1407
than one hundred gallons of motor fuel. No refund shall be 1408
authorized or ordered on motor fuel that is sold by a school 1409
district, educational service center, or county board. 1410

(D) The right to receive any refund under this section or 1411
section 5703.70 of the Revised Code is not assignable. The payment 1412
of this refund shall not be made to any person or entity other 1413
than the person or entity originally entitled thereto who used the 1414
motor fuel upon which the claim for refund is based, except that 1415
the refund when allowed and certified, as provided in this 1416
section, may be paid to the executor, the administrator, the 1417
receiver, the trustee in bankruptcy, or the assignee in insolvency 1418
proceedings of the person. 1419

Section 101.02. That existing sections 163.03, 163.31, 1420
4301.62, 4506.17, 4511.21, 5501.21, 5501.41, 5516.05, 5735.05, 1421
5735.053, and 5735.142 of the Revised Code are hereby repealed. 1422

Section 201.10. Except as otherwise provided in this act, all 1423
 appropriation items in this act are appropriated out of any moneys 1424
 in the state treasury to the credit of the designated fund that 1425
 are not otherwise appropriated. For all appropriations made in 1426
 this act, the amounts in the first column are for fiscal year 2020 1427
 and the amounts in the second column are for fiscal year 2021. 1428

Section 203.10. DOT DEPARTMENT OF TRANSPORTATION 1429

Highway Operating Fund Group 1430

2120	772426	Highway	\$	5,000,000	\$	5,000,000	1431
		Infrastructure Bank -					
		Federal					
2120	772427	Highway	\$	15,250,000	\$	15,250,000	1432
		Infrastructure Bank -					
		State					
2120	772430	Infrastructure Debt	\$	600,000	\$	600,000	1433
		Reserve Title 23-49					
2130	772431	Roadway	\$	3,500,000	\$	3,500,000	1434
		Infrastructure Bank -					
		State					
2130	772433	Infrastructure Debt	\$	650,000	\$	650,000	1435
		Reserve - State					
2130	777477	Aviation	\$	2,000,000	\$	2,000,000	1436
		Infrastructure Bank -					
		State					
7002	770003	Transportation	\$	17,658,600	\$	20,798,000	1437
		Facilities Lease					
		Rental Bond Payments					
7002	771411	Planning and Research	\$	27,591,086	\$	28,089,039	1438
		- State					
7002	771412	Planning and Research	\$	41,742,250	\$	41,742,251	1439
		- Federal					

7002	772421	Highway Construction - State	\$ 1,195,734,023	\$ 1,237,604,799	1440
7002	772422	Highway Construction - Federal	\$ 1,217,078,291	\$ 1,232,839,103	1441
7002	772424	Highway Construction - Other	\$ 80,000,000	\$ 80,000,000	1442
7002	772437	Major New State Infrastructure Bond Debt Service - State	\$ 27,462,900	\$ 24,972,600	1443
7002	772438	Major New State Infrastructure Bond Debt Service - Federal	\$ 162,741,000	\$ 151,352,500	1444
7002	773431	Highway Maintenance - State	\$ 603,832,334	\$ 595,209,104	1445
7002	775452	Public Transportation - Federal	\$ 35,143,571	\$ 35,846,442	1446
7002	775454	Public Transportation - Other	\$ 1,500,000	\$ 1,500,000	1447
7002	776462	Grade Crossings - Federal	\$ 14,172,000	\$ 14,172,000	1448
7002	777472	Airport Improvements - Federal	\$ 405,000	\$ 405,000	1449
7002	777475	Aviation Administration	\$ 7,110,974	\$ 7,304,945	1450
7002	779491	Administration - State	\$ 107,815,669	\$ 112,116,608	1451
TOTAL HOF Highway Operating					1452
Fund Group			\$ 3,566,987,698	\$ 3,610,952,391	1453
Dedicated Purpose Fund Group					1454
4N40	776664	Rail Transportation - Other	\$ 2,875,800	\$ 2,875,800	1455
5W90	777615	County Airport	\$ 620,000	\$ 620,000	1456

Maintenance			
TOTAL DPF Dedicated Purpose			1457
Fund Group	\$	3,495,800	\$ 3,495,800 1458
Capital Projects Fund Group			1459
7042 772723 Highway Construction	\$	65,000,000	\$ 65,000,000 1460
- Bonds			
7045 772428 Highway	\$	40,652,556	\$ 56,101,265 1461
Infrastructure Bank -			
Bonds			
TOTAL CPF Capital Projects			1462
Fund Group	\$	105,652,556	\$ 121,101,265 1463
TOTAL ALL BUDGET FUND GROUPS	\$	3,676,136,054	\$ 3,735,549,456 1464

Section 203.20. TRANSPORTATION FACILITIES LEASE RENTAL BOND 1465
PAYMENTS 1466

The foregoing appropriation item 770003, Transportation 1467
Facilities Lease Rental Bond Payments, shall be used to meet all 1468
payments during the period from July 1, 2019, through June 30, 1469
2021, by the Department of Transportation pursuant to the leases 1470
and agreements for facilities made under Chapter 154. of the 1471
Revised Code. These appropriations are the source of funds pledged 1472
for bond service charges on related obligations issued under 1473
Chapter 154. of the Revised Code. 1474

Should the appropriation in appropriation item 770003, 1475
Transportation Facilities Lease Rental Bond Payments, exceed the 1476
associated debt service payments in either fiscal year of the 1477
biennium ending June 30, 2021, then the balance may be transferred 1478
to appropriation item 772421, Highway Construction - State, 1479
773431, Highway Maintenance - State, or 779491, Administration - 1480
State, upon the written request of the Director of Transportation 1481
and with the approval of the Director of Budget and Management. 1482
The transfers are hereby appropriated and shall be reported to the 1483

Controlling Board. 1484

Section 203.30. PUBLIC ACCESS ROADS FOR PARKS, EXPOSITIONS 1485
COMMISSION, OHIO HISTORY CONNECTION, AND DNR FACILITIES 1486

(A) Notwithstanding section 5511.06 of the Revised Code, the 1487
Director of Transportation shall, in each fiscal year of the 1488
biennium ending June 30, 2021, determine portions of the foregoing 1489
appropriation item 772421, Highway Construction - State, which 1490
shall be used for the construction, reconstruction, or maintenance 1491
of public access roads, including support features, to and within 1492
state facilities owned or operated by the Department of Natural 1493
Resources. 1494

(B) Notwithstanding section 5511.06 of the Revised Code, of 1495
the foregoing appropriation item 772421, Highway Construction - 1496
State, \$2,562,000 in each fiscal year shall be used for the 1497
construction, reconstruction, or maintenance of park drives or 1498
park roads within the boundaries of metropolitan parks. 1499

(C) The Department of Transportation may use the foregoing 1500
appropriation item 772421, Highway Construction - State, to 1501
perform: 1502

(1) Related road work on behalf of the Ohio Expositions 1503
Commission at the state fairgrounds, including reconstruction or 1504
maintenance of public access roads and support features to and 1505
within fairgrounds facilities, as requested by the Commission and 1506
approved by the Director of Transportation; and 1507

(2) Related road work on behalf of the Ohio History 1508
Connection, including reconstruction or maintenance of public 1509
access roads and support features to and within Ohio History 1510
Connection facilities, as requested by the Ohio History Connection 1511
and approved by the Director of Transportation. 1512

Section 203.40. TRANSPORTATION IMPROVEMENT DISTRICTS 1513

(A) Of the foregoing appropriation item 772421, Highway 1514
Construction - State, \$4,500,000 in each fiscal year shall be made 1515
available for distribution by the Director of Transportation to 1516
Transportation Improvement Districts that have facilitated funding 1517
for the cost of a project or projects in conjunction with and 1518
through other governmental agencies. 1519

(B) A Transportation Improvement District shall submit 1520
requests for project funding to the Ohio Department of 1521
Transportation not later than the first day of September in each 1522
fiscal year. The Ohio Department of Transportation shall notify 1523
the Transportation Improvement District whether the Department has 1524
approved or disapproved the project funding request within 90 days 1525
after the day the request was submitted by the Transportation 1526
Improvement District. 1527

(C) Any funding provided to a Transportation Improvement 1528
District specified in this section shall not be used for the 1529
purposes of administrative costs or administrative staffing and 1530
must be used to fund a specific project or projects within that 1531
District's area. The total amount of a specific project's cost 1532
shall not be fully funded by the amount of funds provided under 1533
this section. The total amount of funding provided for each 1534
project is limited to 25% of total project costs not to exceed 1535
\$250,000 per fiscal year. Transportation Improvement Districts 1536
that are co-sponsoring a specific project may individually apply 1537
for up to \$250,000 for that project. However, not more than 25% of 1538
a project's total costs per biennium shall be funded through 1539
moneys provided under this section. 1540

(D) Funding provided under this section may be used for 1541
preliminary engineering, detailed design, right-of-way 1542
acquisition, and construction of the specific project and such 1543
other project costs that are defined in section 5540.01 of the 1544
Revised Code and approved by the Director of Transportation. Upon 1545

receipt of a copy of an invoice for work performed on the specific 1546
project, the Director of Transportation shall reimburse a 1547
Transportation Improvement District for the expenditures described 1548
above, subject to the requirements of this section. 1549

(E) Any Transportation Improvement District that is 1550
requesting funds under this section shall register with the 1551
Director of Transportation. The Director of Transportation shall 1552
register a Transportation Improvement District only if the 1553
district has a specific, eligible project and may cancel the 1554
registration of a Transportation Improvement District that is not 1555
eligible to receive funds under this section. The Director shall 1556
not provide funds to any Transportation Improvement District under 1557
this section if the district is not registered. The Director of 1558
Transportation shall not register a Transportation Improvement 1559
District and shall cancel the registration of a currently 1560
registered Transportation Improvement District unless at least one 1561
of the following applies: 1562

(1) The Transportation Improvement District, by a resolution 1563
or resolutions, designated a project or program of projects and 1564
facilitated, including in conjunction with and through other 1565
governmental agencies, funding for costs of a project or program 1566
of projects in an aggregate amount of not less than \$10,000,000 1567
within the eight-year period commencing January 1, 2005. 1568

(2) The Transportation Improvement District, by a resolution 1569
or resolutions, designated a project or program of projects and 1570
facilitated, including in conjunction with and through other 1571
governmental agencies, funding for costs of a project or program 1572
of projects in an aggregate amount of not less than \$15,000,000 1573
from the commencement date of the project or program of projects. 1574

(3) The Transportation Improvement District has designated, 1575
by a resolution or resolutions, a project or program of projects 1576
that has estimated aggregate costs in excess of \$10,000,000 and 1577

the County Engineer of the county in which the Transportation 1578
Improvement District is located has attested by a sworn affidavit 1579
that the costs of the project or program of projects exceeds 1580
\$10,000,000 and that the Transportation Improvement District is 1581
facilitating a portion of funding for that project or program of 1582
projects. 1583

(F) For purposes of this section: 1584

(1) "Project" shall have the same meaning as in division (D) 1585
of section 5540.01 of the Revised Code. 1586

(2) "Governmental agency" shall have the same meaning as in 1587
division (B) of section 5540.01 of the Revised Code. 1588

(3) "Cost" shall have the same meaning as in division (C) of 1589
section 5540.01 of the Revised Code. 1590

Section 203.50. BOND ISSUANCE AUTHORIZATION 1591

The Treasurer of State, upon the request of the Director of 1592
Transportation, is authorized to issue and sell, in accordance 1593
with Section 2m of Article VIII, Ohio Constitution, and Chapter 1594
151. and particularly sections 151.01 and 151.06 of the Revised 1595
Code, obligations, including bonds and notes, in the aggregate 1596
amount of \$57,000,000 in addition to the original issuance of 1597
obligations authorized by prior acts of the General Assembly. 1598

The obligations shall be issued and sold from time to time in 1599
amounts necessary to provide sufficient moneys to the credit of 1600
the Highway Capital Improvement Fund (Fund 7042) created by 1601
section 5528.53 of the Revised Code to pay costs charged to the 1602
fund when due as estimated by the Director of Transportation, 1603
provided, however, that not more than \$220,000,000 original 1604
principal amount of obligations, plus the principal amount of 1605
obligations that in prior fiscal years could have been, but were 1606
not, issued within the \$220,000,000 limit, may be issued in any 1607

fiscal year, and not more than \$1,200,000,000 original principal amount of such obligations are outstanding at any one time.

Section 203.60. AUTHORIZATION FOR APPROPRIATION TRANSFERS, APPROPRIATION INCREASES, REAPPROPRIATIONS, AND CASH TRANSFERS

TRANSFER OF HIGHWAY OPERATING FUND (FUND 7002)
APPROPRIATIONS: PLANNING AND RESEARCH, HIGHWAY CONSTRUCTION, HIGHWAY MAINTENANCE, PUBLIC TRANSPORTATION, RAIL, AVIATION, AND ADMINISTRATION

The Director of Budget and Management may approve requests from the Director of Transportation for transfer of Highway Operating Fund (Fund 7002) appropriations for planning and research (appropriation items 771411 and 771412), highway construction and debt service (appropriation items 772421, 772422, 772424, 772425, 772437, 772438, and 770003), highway maintenance (appropriation item 773431), public transportation - federal (appropriation item 775452), elderly and disabled special equipment (appropriation item 775459), rail grade crossings (appropriation item 776462), aviation (appropriation item 777475), and administration (appropriation item 779491). The Director of Budget and Management may not make transfers out of debt service appropriation items unless the Director determines that the appropriated amounts exceed the actual and projected debt service requirements. Transfers of appropriations may be made upon the written request of the Director of Transportation and with the approval of the Director of Budget and Management. The transfers are hereby appropriated and shall be reported to the Controlling Board at the next regularly scheduled meeting of the board.

This transfer authority is intended to provide for emergency situations and flexibility to meet unforeseen conditions that could arise during the biennium ending June 30, 2021. It also is intended to allow the department to optimize the use of available

resources and adjust to circumstances affecting the obligation and 1639
expenditure of federal funds. 1640

TRANSFER OF APPROPRIATIONS: FEDERAL HIGHWAY, TRANSIT, 1641
AVIATION, AND RAIL AND LOCAL TRANSIT 1642

The Director of Budget and Management may approve written 1643
requests from the Director of Transportation for the transfer of 1644
appropriations between appropriation items 772422, Highway 1645
Construction - Federal, 775452, Public Transportation - Federal, 1646
775454, Public Transportation - Other, 775459, Elderly and 1647
Disabled Special Equipment, 776475, Federal Rail Administration, 1648
and 777472, Airport Improvements - Federal. The transfers are 1649
hereby appropriated and shall be reported to the Controlling Board 1650
at its next regularly scheduled meeting. 1651

TRANSFER OF APPROPRIATIONS AND CASH: STATE INFRASTRUCTURE 1652
BANK 1653

The Director of Budget and Management may approve requests 1654
from the Director of Transportation for transfer of appropriations 1655
and cash of the Infrastructure Bank funds created in section 1656
5531.09 of the Revised Code, including transfers between fiscal 1657
years 2020 and 2021. The transfers are hereby appropriated and 1658
shall be reported to the Controlling Board at its next regularly 1659
scheduled meeting. 1660

The Director of Budget and Management may approve requests 1661
from the Director of Transportation for transfer of appropriations 1662
and cash from the Highway Operating Fund (Fund 7002) to the 1663
Infrastructure Bank funds created in section 5531.09 of the 1664
Revised Code. The Director of Budget and Management may transfer 1665
from the Infrastructure Bank funds to the Highway Operating Fund 1666
up to the amounts originally transferred to the Infrastructure 1667
Bank funds under this section. However, the Director may not make 1668
transfers between modes or transfers between different funding 1669

sources. The transfers are hereby appropriated and shall be 1670
reported to the Controlling Board at its next regularly scheduled 1671
meeting. 1672

TRANSFER OF APPROPRIATIONS AND CASH: TOLLING FUNDS 1673

The Director of Budget and Management may approve requests 1674
from the Director of Transportation for transfer of appropriations 1675
and cash of the Ohio Toll Fund and any subaccounts created in 1676
section 5531.14 of the Revised Code, including transfers between 1677
fiscal years 2020 and 2021. The transfers are hereby appropriated 1678
and shall be reported to the Controlling Board at its next 1679
regularly scheduled meeting. 1680

INCREASING APPROPRIATIONS: STATE FUNDS 1681

In the event that receipts or unexpended balances credited to 1682
the Highway Operating Fund (Fund 7002) exceed the estimates upon 1683
which the appropriations have been made in this act, upon the 1684
request of the Director of Transportation, the Controlling Board 1685
may increase those appropriations in the manner prescribed in 1686
section 131.35 of the Revised Code. 1687

INCREASING APPROPRIATIONS: FEDERAL AND LOCAL FUNDS 1688

In the event that receipts or unexpended balances credited to 1689
the Highway Operating Fund (Fund 7002) or apportionments or 1690
allocations made available from the federal and local government 1691
exceed the estimates upon which the appropriations have been made 1692
in this act, upon the request of the Director of Transportation, 1693
the Controlling Board may increase those appropriations in the 1694
manner prescribed in section 131.35 of the Revised Code. 1695

TRANSFERS OF CASH BETWEEN THE HIGHWAY OPERATING FUND AND THE 1696
HIGHWAY CAPITAL IMPROVEMENT FUND 1697

Upon the request of the Director of Transportation, the 1698
Director of Budget and Management may transfer cash from the 1699

Highway Operating Fund (Fund 7002) to the Highway Capital 1700
Improvement Fund (Fund 7042) created in section 5528.53 of the 1701
Revised Code. The Director of Budget and Management may transfer 1702
cash from Fund 7042 to Fund 7002 up to the amount of cash 1703
previously transferred to Fund 7042 under this section. 1704

DEPUTY INSPECTOR GENERAL FOR ODOT FUNDING 1705

On July 1, 2019, and on January 1, 2020, or as soon as 1706
possible thereafter, respectively, the Director of Budget and 1707
Management shall transfer \$200,000 in cash, for each period, from 1708
the Highway Operating Fund (Fund 7002) to the Deputy Inspector 1709
General for ODOT Fund (Fund 5FA0). 1710

On July 1, 2020, and on January 1, 2021, or as soon as 1711
possible thereafter, respectively, the Director of Budget and 1712
Management shall transfer \$200,000 in cash, for each period, from 1713
the Highway Operating Fund (Fund 7002) to the Deputy Inspector 1714
General for ODOT Fund (Fund 5FA0). Should additional amounts be 1715
necessary, the Inspector General, with the consent of the Director 1716
of Budget and Management, may seek Controlling Board approval for 1717
additional transfers of cash and to increase the amount 1718
appropriated from appropriation item 965603, Deputy Inspector 1719
General for ODOT, in the amount of the additional cash transfers. 1720

REAPPROPRIATIONS 1721

In each fiscal year of the biennium ending June 30, 2021, the 1722
Director of Transportation may request that the Director of Budget 1723
and Management transfer any remaining unencumbered balances of 1724
prior years' appropriations to the Highway Operating Fund (Fund 1725
7002), the Highway Capital Improvement Fund (Fund 7042), and the 1726
Infrastructure Bank funds created in section 5531.09 of the 1727
Revised Code for the same purpose in the following fiscal year. In 1728
the request, the Director of Transportation shall identify the 1729
appropriate fund and appropriation item of the transfer, and the 1730

requested transfer amount. The Director of Budget and Management 1731
may request additional information necessary for evaluating the 1732
transfer request, and the Director of Transportation shall provide 1733
the requested information to the Director of Budget and 1734
Management. Based on the information provided by the Director of 1735
Transportation, the Director of Budget and Management shall 1736
determine the amount to be transferred by fund and appropriation 1737
item, and those amounts are hereby reappropriated. The Director of 1738
Transportation shall report the reappropriations to the 1739
Controlling Board. 1740

Any balances of prior years' unencumbered appropriations to 1741
the Highway Operating Fund (Fund 7002), the Highway Capital 1742
Improvement Fund (Fund 7042), and the Infrastructure Bank funds 1743
created in section 5531.09 of the Revised Code for which the 1744
Director of Transportation requests reappropriations, and for 1745
which reappropriations are approved by the Director of Budget and 1746
Management, are subject to the availability of revenue as 1747
determined by the Director of Transportation. 1748

LIQUIDATION OF UNFORESEEN LIABILITIES 1749

Any appropriation made from the Highway Operating Fund (Fund 1750
7002) not otherwise restricted by law is available to liquidate 1751
unforeseen liabilities arising from contractual agreements of 1752
prior years when the prior year encumbrance is insufficient. 1753

Section 203.70. MAINTENANCE OF INTERSTATE HIGHWAYS 1754

The Director of Transportation may remove snow and ice and 1755
maintain, repair, improve, or provide lighting upon interstate 1756
highways that are located within the boundaries of municipal 1757
corporations, in a manner adequate to meet the requirements of 1758
federal law. When agreed in writing by the Director of 1759
Transportation and the legislative authority of a municipal 1760
corporation and notwithstanding sections 125.01 and 125.11 of the 1761

Revised Code, the Department of Transportation may reimburse a 1762
municipal corporation for all or any part of the costs, as 1763
provided by such agreement, incurred by the municipal corporation 1764
in maintaining, repairing, lighting, and removing snow and ice 1765
from the interstate system. 1766

Section 203.80. PUBLIC TRANSPORTATION HIGHWAY PURPOSE GRANTS 1767

The Director of Transportation may use revenues from the 1768
state motor vehicle fuel tax to match approved federal grants 1769
awarded to the Department of Transportation, regional transit 1770
authorities, or eligible public transportation systems, for public 1771
transportation highway purposes, or to support local or state 1772
funded projects for public transportation highway purposes. Public 1773
transportation highway purposes include: the construction or 1774
repair of high-occupancy vehicle traffic lanes, the acquisition or 1775
construction of park-and-ride facilities, the acquisition or 1776
construction of public transportation vehicle loops, the 1777
construction or repair of bridges used by public transportation 1778
vehicles or that are the responsibility of a regional transit 1779
authority or other public transportation system, or other similar 1780
construction that is designated as an eligible public 1781
transportation highway purpose. Motor vehicle fuel tax revenues 1782
may not be used for operating assistance or for the purchase of 1783
vehicles, equipment, or maintenance facilities. 1784

Section 203.90. AGREEMENTS WITH FEDERAL AGENCIES FOR 1785
ENVIRONMENTAL REVIEW PURPOSES 1786

The Director of Transportation may enter into agreements as 1787
provided in this section with the United States or any department 1788
or agency of the United States, including, but not limited to, the 1789
United States Army Corps of Engineers, the United States Forest 1790
Service, the United States Environmental Protection Agency, and 1791

the United States Fish and Wildlife Service. An agreement entered 1792
into pursuant to this section shall be solely for the purpose of 1793
dedicating staff to the expeditious and timely review of 1794
environmentally related documents submitted by the Director of 1795
Transportation, as necessary for the approval of federal permits. 1796
The agreements may include provisions for advance payment by the 1797
Director of Transportation for labor and all other identifiable 1798
costs of the United States or any department or agency of the 1799
United States providing the services, as may be estimated by the 1800
United States, or the department or agency of the United States. 1801
The Director shall submit a request to the Controlling Board 1802
indicating the amount of the agreement, the services to be 1803
performed by the United States or the department or agency of the 1804
United States, and the circumstances giving rise to the agreement. 1805

Section 203.100. INDEFINITE DELIVERY INDEFINITE QUANTITY 1806
CONTRACTS 1807

(A) As used in this section, "indefinite delivery indefinite 1808
quantity contract" means a contract for an indefinite quantity, 1809
within stated limits, of supplies or services that will be 1810
delivered by the awarded bidder over a defined contract period. 1811

(B) The Director of Transportation shall advertise and seek 1812
bids for, and shall award, indefinite delivery indefinite quantity 1813
contracts for not more than two projects in fiscal year 2020 and 1814
for not more than two projects in fiscal year 2021. For purposes 1815
of entering into indefinite delivery indefinite quantity 1816
contracts, the Director shall do all of the following: 1817

(1) Prepare bidding documents; 1818

(2) Establish contract forms; 1819

(3) Determine contract terms and conditions, including the 1820
following: 1821

(a) The maximum overall value of the contract, which may include an allowable increase of one hundred thousand dollars or five per cent of the advertised contract value, whichever is less;	1822
	1823
	1824
(b) The duration of the contract, including a time extension of up to one year if determined appropriate by the Director;	1825
	1826
(c) The defined geographical area to which the contract applies, which shall be not greater than the size of one district of the Department of Transportation.	1827
	1828
	1829
(4) Develop and implement a work order process in order to provide the awarded bidder adequate notice of requested supplies or services, the anticipated quantities of supplies, and work location information for each work order.	1830
	1831
	1832
	1833
(5) Take any other action necessary to fulfill the duties and obligations of the Director under this section.	1834
	1835
(C) Section 5525.01 of the Revised Code applies to indefinite delivery indefinite quantity contracts.	1836
	1837

Section 205.10. DPS DEPARTMENT OF PUBLIC SAFETY 1838

Highway Safety Fund Group	1839
5TM0 761401 Public Safety \$ 1,595,800 \$ 1,598,300	1840
Facilities Lease	
Rental Bond Payments	
5TM0 762321 Operating Expense - \$ 108,178,738 \$ 111,822,673	1841
BMV	
5TM0 762636 Financial \$ 5,463,977 \$ 5,540,059	1842
Responsibility	
Compliance	
5TM0 762637 Local Immobilization \$ 200,000 \$ 200,000	1843
Reimbursement	
5TM0 764321 Operating Expense - \$ 345,534,531 \$ 349,339,662	1844
Highway Patrol	

5TM0	764605	Motor Carrier Enforcement Expenses	\$	4,283,940	\$	4,308,088	1845
5TM0	769636	Administrative Expenses - Highway Purposes	\$	48,326,950	\$	49,020,261	1846
8370	764602	Turnpike Policing	\$	12,720,330	\$	12,840,263	1847
83C0	764630	Contraband, Forfeiture, and Other	\$	1,210,917	\$	1,213,407	1848
83F0	764657	Law Enforcement Automated Data System	\$	6,903,824	\$	6,441,735	1849
83G0	764633	OMVI Enforcement/Education	\$	593,518	\$	596,799	1850
83M0	765624	Operating - EMS	\$	5,281,688	\$	5,521,843	1851
83M0	765640	EMS - Grants	\$	2,900,000	\$	2,900,000	1852
8400	764607	State Fair Security	\$	1,533,397	\$	1,549,094	1853
8400	764617	Security and Investigations	\$	15,333,469	\$	15,469,782	1854
8400	764626	State Fairgrounds Police Force	\$	1,263,762	\$	1,276,143	1855
8460	761625	Motorcycle Safety Education	\$	3,823,000	\$	3,823,000	1856
8490	762627	Automated Title Processing Board	\$	16,446,027	\$	16,446,027	1857
8490	762630	Electronic Liens and Titles	\$	2,900,000	\$	2,900,000	1858
TOTAL	HSF	Highway Safety Fund Group	\$	584,493,868	\$	592,807,136	1859
		Dedicated Purpose Fund Group					1860
5390	762614	Motor Vehicle Dealers Board	\$	140,000	\$	140,000	1861
5FF0	762621	Indigent Interlock and Alcohol Monitoring	\$	2,000,000	\$	2,000,000	1862
5Y10	764695	State Highway Patrol	\$	134,000	\$	134,000	1863

Continuing					
Professional Training					
TOTAL DPF Dedicated Purpose Fund Group	\$	2,274,000	\$	2,274,000	1864
Fiduciary Fund Group					1865
5J90 761678 Federal Salvage/GSA	\$	750,000	\$	750,000	1866
5V10 762682 License Plate	\$	2,700,000	\$	2,700,000	1867
Contributions					
TOTAL FID Fiduciary Fund Group	\$	3,450,000	\$	3,450,000	1868
Holding Account Fund Group					1869
R024 762619 Unidentified Motor Vehicle Receipts	\$	1,885,000	\$	1,885,000	1870
R052 762623 Security Deposits	\$	50,000	\$	50,000	1871
TOTAL HLD Holding Account Fund Group	\$	1,935,000	\$	1,935,000	1872
Federal Fund Group					1873
3DU0 762628 BMV Grants	\$	1,150,000	\$	1,150,000	1874
3GR0 764693 Highway Patrol Justice Contraband	\$	1,230,549	\$	1,234,258	1875
3GS0 764694 Highway Patrol Treasury Contraband	\$	21,000	\$	21,000	1876
3GU0 761610 Information and Education Grant	\$	300,000	\$	300,000	1877
3GU0 764608 Fatality Analysis Report System Grant	\$	175,000	\$	175,000	1878
3GU0 764610 Highway Safety Programs Grant	\$	4,036,721	\$	4,071,387	1879
3GU0 764659 Motor Carrier Safety Assistance Program Grant	\$	5,755,900	\$	5,816,116	1880
3GU0 765610 EMS Grants	\$	225,000	\$	225,000	1881
3GV0 761612 Traffic Safety Action	\$	30,200,000	\$	30,200,000	1882

Plan Grants

TOTAL FED Federal Fund Group	\$	43,094,170	\$	43,192,761	1883
TOTAL ALL BUDGET FUND GROUPS	\$	635,247,038	\$	643,658,897	1884

Section 205.20. MOTOR VEHICLE REGISTRATION 1886

The Director of Public Safety may deposit revenues to meet 1887
the cash needs of the Public Safety - Highway Purposes Fund (Fund 1888
5TM0) established in section 4501.06 of the Revised Code, obtained 1889
under section 4503.02 of the Revised Code, less all other 1890
available cash. Revenue deposited pursuant to this paragraph shall 1891
support in part appropriations for the administration and 1892
enforcement of laws relative to the operation and registration of 1893
motor vehicles, for payment of highway obligations and other 1894
statutory highway purposes. Notwithstanding section 4501.03 of the 1895
Revised Code, the revenues shall be paid into Fund 5TM0 before any 1896
revenues obtained pursuant to section 4503.02 of the Revised Code 1897
are paid into any other fund. The deposit of revenues to meet the 1898
aforementioned cash needs shall be in approximately equal amounts 1899
on a monthly basis or as otherwise approved by the Director of 1900
Budget and Management. Prior to July 1 of each fiscal year, the 1901
Director of Public Safety shall submit a plan to the Director of 1902
Budget and Management requesting approval of the anticipated 1903
revenue amounts to be deposited into Fund 5TM0 pursuant to this 1904
paragraph. If during the fiscal year changes to the plan as 1905
approved by the Director of Budget and Management are necessary, 1906
the Director of Public Safety shall submit a revised plan to the 1907
Director of Budget and Management for approval prior to any change 1908
in the deposit of revenues. 1909

PUBLIC SAFETY FACILITIES LEASE RENTAL BOND PAYMENTS 1910

The foregoing appropriation item 761401, Public Safety 1911
Facilities Lease Rental Bond Payments, shall be used to meet all 1912
payments during the period July 1, 2019, through June 30, 2021, by 1913

the Department of Public Safety under the leases and agreements 1914
for facilities under Chapters 152. and 154. of the Revised Code. 1915
The appropriations are the source of funds pledged for bond 1916
service charges on related obligations issued under Chapters 152. 1917
and 154. of the Revised Code. 1918

CASH TRANSFERS FROM THE STATE FIRE MARSHAL FUND TO THE 1919
EMERGENCY MEDICAL SERVICES FUND 1920

On July 1 of each fiscal year, or as soon as possible 1921
thereafter, the Director of Budget and Management shall transfer 1922
\$500,000 cash from the State Fire Marshal Fund (Fund 5460), used 1923
by the Department of Commerce, to the Emergency Medical Services 1924
Fund (Fund 83M0), used by the Department of Public Safety. The 1925
transferred cash shall be used by the Department of Public Safety 1926
to pay the costs of performing background checks and administering 1927
a continuous record monitoring service pursuant to section 1928
4765.302 of the Revised Code. 1929

CASH TRANSFERS - HIGHWAY PATROL 1930

Upon written request of the Director of Public Safety, the 1931
Director of Budget and Management may transfer cash from the State 1932
Highway Patrol Contraband, Forfeiture, and Other Fund (Fund 83C0) 1933
to the Security, Investigations and Policing Fund (Fund 8400). 1934

CASH TRANSFERS TO THE PUBLIC SAFETY - HIGHWAY PURPOSES FUND - 1935
SHIPLEY UPGRADES 1936

Pursuant to a plan submitted by the Director of Public 1937
Safety, or as otherwise determined by the Director of Budget and 1938
Management, the Director of Budget and Management may make 1939
appropriate cash transfers on a pro-rata basis as approved by the 1940
Director of Budget and Management from other funds used by the 1941
Department of Public Safety, excluding the Public Safety Building 1942
Fund (Fund 7025), to the Public Safety - Highway Purposes Fund 1943
(Fund 5TM0) in order to reimburse expenditures for capital 1944

upgrades to the Shipley Building.	1945
COLLECTIVE BARGAINING INCREASES	1946
Notwithstanding division (D) of section 127.14 and division	1947
(B) of section 131.35 of the Revised Code, except for the General	1948
Revenue Fund, the Controlling Board may, upon the request of	1949
either the Director of Budget and Management, or the Department of	1950
Public Safety with the approval of the Director of Budget and	1951
Management, authorize expenditures in excess of appropriations and	1952
transfer appropriations, as necessary, for any fund used by the	1953
Department of Public Safety, to assist in paying the costs of	1954
increases in employee compensation that have occurred pursuant to	1955
collective bargaining agreements under Chapter 4117. of the	1956
Revised Code and, for exempt employees, under section 124.152 of	1957
the Revised Code. Any money approved for expenditure under this	1958
paragraph is hereby appropriated.	1959
CASH BALANCE FUND REVIEW	1960
The Director of Public Safety shall review the cash balances	1961
for each fund in the State Highway Safety Fund Group, and may	1962
submit a request in writing to the Director of Budget and	1963
Management to transfer amounts from any fund in the State Highway	1964
Safety Fund Group to the credit of the Public Safety - Highway	1965
Purposes Fund (Fund 5TM0), as appropriate. Upon receipt of such a	1966
request, the Director of Budget and Management may make	1967
appropriate transfers as requested by the Director of Public	1968
Safety or as otherwise determined by the Director of Budget and	1969
Management.	1970
CASH TRANSFER FROM THE GENERAL REVENUE FUND TO THE PUBLIC	1971
SAFETY - HIGHWAY PURPOSES FUND	1972
During the biennium ending June 30, 2021, the Director of	1973
Budget and Management may transfer up to \$35,000,000 cash from the	1974
General Revenue Fund to the Public Safety - Highway Purposes Fund	1975

(Fund 5TM0). 1976

Section 207.10. DEV DEVELOPMENT SERVICES AGENCY 1977

Dedicated Purpose Fund Group 1978

4W00 195629 Roadwork Development \$ 15,200,000 \$ 15,200,000 1979

TOTAL DPF Dedicated Purpose 1980

Fund Group \$ 15,200,000 \$ 15,200,000 1981

TOTAL ALL BUDGET FUND GROUPS \$ 15,200,000 \$ 15,200,000 1982

Section 207.20. ROADWORK DEVELOPMENT FUND 1984

The Roadwork Development Fund shall be used for road 1985
improvements associated with economic development opportunities 1986
that will retain or attract businesses for Ohio, including the 1987
construction, reconstruction, maintenance, or repair of public 1988
roads that provide access to a public airport or are located 1989
within a public airport. "Road improvements" are improvements to 1990
public roadway facilities located on, or serving or capable of 1991
serving, a project site. 1992

The Department of Transportation, under the direction of the 1993
Development Services Agency, shall provide these funds in 1994
accordance with all guidelines and requirements established for 1995
other Development Services Agency programs, including Controlling 1996
Board review and approval as well as the requirements for usage of 1997
motor vehicle fuel tax revenue prescribed in Section 5a of Article 1998
XII, Ohio Constitution. Should the Development Services Agency 1999
require the assistance of the Department of Transportation to 2000
bring a project to completion, the Department of Transportation 2001
shall use its authority under Title 55 of the Revised Code to 2002
provide such assistance and may enter into contracts on behalf of 2003
the Development Services Agency. These funds may be used in 2004
conjunction with any other state funds appropriated for 2005
infrastructure improvements. 2006

The Director of Budget and Management, pursuant to a plan 2007
submitted by the Director of Development Services or as otherwise 2008
determined by the Director of Budget and Management, shall set a 2009
cash transfer schedule to meet the cash needs of the Roadwork 2010
Development Fund (Fund 4W00) used by the Development Services 2011
Agency, less any other available cash. The Director of Budget and 2012
Management shall transfer such cash amounts from the Highway 2013
Operating Fund (Fund 7002) established in section 5735.051 of the 2014
Revised Code to Fund 4W00 at such times as determined by the 2015
transfer schedule. 2016

Section 209.10. PWC PUBLIC WORKS COMMISSION 2017

Dedicated Purpose Fund Group 2018

7052 150402 Local Transportation \$ 374,938 \$ 303,311 2019
Improvement Program -
Operating

7052 150701 Local Transportation \$ 63,000,000 \$ 63,000,000 2020
Improvement Program

TOTAL DPF Dedicated Purpose 2021

Fund Group \$ 63,374,938 \$ 63,303,311 2022

TOTAL ALL BUDGET FUND GROUPS \$ 63,374,938 \$ 63,303,311 2023

Section 209.20. REAPPROPRIATIONS 2024

All capital appropriations from the Local Transportation 2025
Improvement Program Fund (Fund 7052) in Sub. H.B. 26 of the 132nd 2026
General Assembly remaining unencumbered as of June 30, 2019, are 2027
reappropriated for use during the period July 1, 2019, through 2028
June 30, 2020, for the same purpose. 2029

Notwithstanding division (B) of section 127.14 of the Revised 2030
Code, all capital appropriations and reappropriations from the 2031
Local Transportation Improvement Program Fund (Fund 7052) in this 2032
act remaining unencumbered as of June 30, 2020, are reappropriated 2033

for use during the period July 1, 2020, through June 30, 2021, for 2034
the same purposes, subject to the availability of revenue as 2035
determined by the Director of the Public Works Commission. 2036

TEMPORARY TRANSFERS 2037

Notwithstanding section 127.14 of the Revised Code, the 2038
Director of the Public Works Commission may request that the 2039
Director of Budget and Management transfer cash from the Local 2040
Transportation Improvement Fund (Fund 7052) to the State Capital 2041
Improvement Fund (Fund 7038) and the Clean Ohio Conservation Fund 2042
(Fund 7056). The Director of Budget and Management may approve 2043
temporary cash transfers if such transfers are needed for capital 2044
outlays for which notes or bonds will be issued. When there is a 2045
sufficient cash balance in the fund that receives a cash transfer 2046
under this section, the Director of Budget and Management shall 2047
transfer cash from the fund to Fund 7052 in order to repay Fund 2048
7052 for the amount of the temporary cash transfers made under 2049
this section. Any transfers executed under this section shall be 2050
reported to the Controlling Board by June 30 of the fiscal year in 2051
which the transfer occurred. 2052

Section 501.10. LIMITATION ON USE OF CAPITAL APPROPRIATIONS 2053

The capital appropriations made in this act for buildings or 2054
structures, including remodeling and renovations, are limited to: 2055

(A) Acquisition of real property or interests in real 2056
property; 2057

(B) Buildings and structures, which includes construction, 2058
demolition, complete heating and cooling, lighting and lighting 2059
fixtures, and all necessary utilities, ventilating, plumbing, 2060
sprinkling, water, and sewer systems, when such systems are 2061
authorized or necessary; 2062

(C) Architectural, engineering, and professional services 2063

expenses directly related to the projects;	2064
(D) Machinery that is a part of structures at the time of initial acquisition or construction;	2065 2066
(E) Acquisition, development, and deployment of new computer systems, including the redevelopment or integration of existing and new computer systems, but excluding regular or ongoing maintenance or support agreements;	2067 2068 2069 2070
(F) Furniture, fixtures, or equipment that meets all the following criteria:	2071 2072
(1) Is essential in bringing the facility up to its intended use or is necessary for the functioning of the particular facility or project;	2073 2074 2075
(2) Has a unit cost, and not the individual parts of a unit, of about \$100 or more; and	2076 2077
(3) Has a useful life of five years or more.	2078
Furniture, fixtures, or equipment that is not an integral part of or directly related to the basic purpose or function of a project for which moneys are appropriated shall not be paid from these appropriations.	2079 2080 2081 2082
Section 503.10. STATE ARBITRAGE REBATE AUTHORIZATION	2083
If it is determined that a payment is necessary in the amount computed at the time to represent the portion of investment income to be rebated or amounts in lieu of or in addition to any rebate amount to be paid to the federal government in order to maintain the exclusion from gross income for federal income tax purposes of interest on those state obligations under section 148(f) of the Internal Revenue Code, such amount is hereby appropriated from those funds designated by or pursuant to the applicable proceedings authorizing the issuance of state obligations.	2084 2085 2086 2087 2088 2089 2090 2091 2092

Payments for this purpose shall be approved and vouchered by 2093
the Office of Budget and Management. 2094

Section 509.10. AUTHORIZATION FOR TREASURER OF STATE AND OBM 2095
TO EFFECTUATE CERTAIN LEASE RENTAL PAYMENTS 2096

The Office of Budget and Management shall process payments 2097
from lease rental payment appropriation items during the period 2098
from July 1, 2019, to June 30, 2021, pursuant to the lease and 2099
other agreements relating to bonds or notes issued under Section 2100
2i of Article VIII of the Ohio Constitution and Chapters 152. and 2101
154. of the Revised Code, and acts of the General Assembly. 2102
Payments shall be made upon certification by the Treasurer of 2103
State of the dates and amounts due on those dates. 2104

Section 509.20. LEASE AND DEBT SERVICE PAYMENTS 2105

Certain appropriations are in this act for the purpose of 2106
paying debt service and financing costs on general obligation 2107
bonds or notes of the state and for the purpose of making lease 2108
rental and other payments under leases and agreements relating to 2109
bonds or notes issued under the Ohio Constitution, Revised Code, 2110
and acts of the General Assembly. If it is determined that 2111
additional appropriations are necessary for this purpose, such 2112
amounts are hereby appropriated. 2113

Section 509.30. FLEXIBILITY TO PROCESS TWENTY-SEVENTH 2114
PAYCHECK IN FISCAL YEAR 2019 2115

Notwithstanding any provision of law to the contrary, if the 2116
Director of Budget and Management determines that cash is 2117
available, the Director may authorize additional expenditures as 2118
necessary in fiscal year 2019 from various General Revenue Fund 2119
and non-General Revenue Fund appropriation items in order to pay 2120
agency payroll costs for employees who are paid on a biweekly 2121

current or biweekly delayed pay cycle for the pay period ending 2122
June 22, 2019, which was not included in appropriations to 2123
agencies for fiscal year 2019. The Director of Budget and 2124
Management also may authorize additional expenditures as necessary 2125
in fiscal year 2019 from various General Revenue Fund and 2126
non-General Revenue Fund appropriation items in order to pay 2127
agency payroll costs for employees who are not paid on a biweekly 2128
current or biweekly delayed pay cycle for similar pay periods that 2129
were not included in appropriations to agencies for fiscal year 2130
2019. Any expenditures authorized by the Director of Budget and 2131
Management under this section are hereby appropriated. The 2132
Director of Budget and Management may transfer cash between funds 2133
if necessary to make these expenditures and to reimburse funds 2134
from which cash was transferred for this purpose. 2135

Section 512.10. TRANSFER OF CAPITAL APPROPRIATION ITEMS FROM 2136
THE PUBLIC SAFETY - HIGHWAY PURPOSES FUND TO THE ADMINISTRATIVE 2137
BUILDING FUND 2138

On July 1, 2019, or as soon as possible thereafter, the 2139
Director of Budget and Management shall transfer the unencumbered 2140
and unallotted balance, as of June 30, 2019, of all capital 2141
appropriation items from the Public Safety - Highway Purposes Fund 2142
(Fund 5TM0) to the Administrative Building Fund (Fund 7026). On 2143
July 1, 2019, or as soon as possible thereafter, the Director of 2144
Budget and Management shall cancel any existing encumbrances 2145
against capital appropriation items in Fund 5TM0 and reestablish 2146
them in Fund 7026. The reestablished encumbrance amounts are 2147
hereby appropriated. 2148

The Director of Budget and Management shall establish 2149
accounts indicating the source and amount of funds for each 2150
appropriation made in this section, and shall determine the form 2151
and manner in which appropriation accounts shall be maintained. 2152

Expenditures from appropriations contained in this section shall 2153
be accounted for as though made in H.B. 529 of the 132nd General 2154
Assembly. 2155

The appropriations made in this section are subject to all 2156
provisions of H.B. 529 of the 132nd General Assembly that are 2157
generally applicable to such appropriations. 2158

Section 610.03. That Section 213.20 of H.B. 529 of the 132nd 2159
General Assembly, as amended by Am. Sub. S.B. 51 of the 132nd 2160
General Assembly, be amended to read as follows: 2161

Sec. 213.20. The Treasurer of State is hereby authorized to 2162
issue and sell, in accordance with Section 2i of Article VIII, 2163
Ohio Constitution, Chapter 154. of the Revised Code, and other 2164
applicable sections of the Revised Code, original obligations in 2165
an aggregate principal amount not to exceed ~~\$112,800,000~~ 2166
122,800,000 in addition to the original issuance of obligations 2167
heretofore authorized by prior acts of the General Assembly. These 2168
authorized obligations shall be issued, subject to applicable 2169
constitutional and statutory limitations, as needed to provide 2170
sufficient moneys to the credit of the Administrative Building 2171
Fund (Fund 7026) to pay costs associated with previously 2172
authorized capital facilities for the housing of branches and 2173
agencies of state government or their functions. 2174

Section 610.04. That existing Section 213.20 of H.B. 529 of 2175
the 132nd General Assembly, as amended by Am. Sub. S.B. 51 of the 2176
132nd General Assembly, is hereby repealed. 2177

Section 755.10. VEHICLE SIZE AND WEIGHT LIMIT EXEMPTIONS FOR 2178
TOWING VEHICLES IN CERTAIN CIRCUMSTANCES 2179

(A) Beginning on the effective date of this section until two 2180
years after that date, in addition to the size and weight 2181

exemption established under section 5577.15 of the Revised Code, 2182
the size and weight provisions of Chapter 5577. of the Revised 2183
Code do not apply to any of the following: 2184

(1) A person who is engaged in the initial towing or removal 2185
of a wrecked or disabled motor vehicle from the site of an 2186
emergency on a public highway to the nearest storage facility; 2187

(2) A person who is en route to the site of an emergency on a 2188
public highway to tow or remove a wrecked or disabled motor 2189
vehicle; 2190

(3) A person who is returning from delivering a wrecked or 2191
disabled motor vehicle to the nearest site where the vehicle can 2192
be brought into conformance with the requirements of Chapter 5577. 2193
of the Revised Code, to the nearest qualified repair facility, or 2194
to the nearest storage facility after removing the motor vehicle 2195
from the site of an emergency on a public highway. 2196

(B) Any subsequent towing of a wrecked or disabled vehicle 2197
shall comply with the size and weight provisions of Chapter 5577. 2198
of the Revised Code. 2199

(C) No court shall impose any penalty prescribed in section 2200
5577.99 of the Revised Code or the civil liability established in 2201
section 5577.12 of the Revised Code upon a person who is operating 2202
a vehicle in the manner described in division (A) of this section. 2203

Section 757.10. MOTOR FUEL TAX DISTRIBUTIONS TO THE HIGHWAY 2204
OPERATING FUND 2205

On the last day of each month in the biennium ending June 30, 2206
2021, before making any of the distributions specified in section 2207
5735.051 of the Revised Code but after any transfers to the tax 2208
refund fund as required by that section and section 5703.052 of 2209
the Revised Code, the Treasurer of State shall deposit the first 2210
two per cent of the amount of motor fuel tax received for the 2211

preceding calendar month to the credit of the Highway Operating Fund (Fund 7002). 2212
2213

Section 757.20. MOTOR FUEL DEALER REFUNDS 2214

Notwithstanding Chapter 5735. of the Revised Code, the following apply for the period of July 1, 2019, through June 30, 2021: 2215
2216
2217

(A) For the discount under section 5735.06 of the Revised Code, if the monthly report is timely filed and the tax is timely paid, one per cent of the total number of gallons of motor fuel received by the motor fuel dealer within the state during the preceding calendar month, less the total number of gallons deducted under divisions (B)(1)(a) and (b) of section 5735.06 of the Revised Code, less one-half of one per cent of the total number of gallons of motor fuel that were sold to a retail dealer during the preceding calendar month. 2218
2219
2220
2221
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2226

(B) For the semiannual periods ending December 31, 2019, June 30, 2020, December 31, 2020, and June 30, 2021, the refund provided to retail dealers under section 5735.141 of the Revised Code shall be one-half of one per cent of the Ohio motor fuel taxes paid on fuel purchased during those semiannual periods. 2227
2228
2229
2230
2231

Section 757.30. MONTHLY TRANSFERS TO GASOLINE EXCISE TAX FUND 2232

The Director of Budget and Management shall transfer cash in equal monthly increments totaling \$302,624,042 in fiscal year 2020 and in equal monthly increments totaling \$311,209,209 in fiscal year 2021 from the Highway Operating Fund (Fund 7002) to the Gasoline Excise Tax Fund (Fund 7060). The monthly amounts transferred under this section shall be distributed as follows: 2233
2234
2235
2236
2237
2238

(A) 42.86 per cent shall be distributed among the municipal corporations within the state under division (A)(2)(b)(i) of section 5735.051 of the Revised Code; 2239
2240
2241

(B) 37.14 per cent shall be distributed among the counties 2242
within the state under division (A)(2)(b)(ii) of section 5735.051 2243
of the Revised Code; and 2244

(C) 20 per cent shall be distributed among the townships 2245
within the state under division (A)(2)(b)(iii) of section 5735.051 2246
of the Revised Code. 2247

Section 757.40. The amendment by this act of section 5735.053 2248
of the Revised Code applies on and after July 1, 2019. 2249

Section 757.50. The amendment by this act of section 5735.142 2250
of the Revised Code applies to motor fuel purchased on and after 2251
July 1, 2019. 2252

Section 801.10. PROVISIONS OF LAW GENERALLY APPLICABLE TO 2253
APPROPRIATIONS 2254

Law contained in the main operating appropriations act of the 2255
133rd General Assembly that is generally applicable to the 2256
appropriations made in the main operating appropriations act also 2257
is generally applicable to the appropriations made in this act. 2258

Section 806.10. SEVERABILITY 2259

The items of law contained in this act, and their 2260
applications, are severable. If any item of law contained in this 2261
act, or if any application of any item of law contained in this 2262
act, is held invalid, the invalidity does not affect other items 2263
of law contained in this act and their applications that can be 2264
given effect without the invalid item or application. 2265

Section 812.10. LAWS AND REFERENDUM 2266

Except as otherwise provided in this act, the amendment, 2267
enactment, or repeal by this act of a section of law is subject to 2268

the referendum under Ohio Constitution, Article II, Section 1c and 2269
therefore takes effect on the ninety-first day after this act is 2270
filed with the Secretary of State or, if a later effective date is 2271
specified below, on that date. 2272

Section 812.20. APPROPRIATIONS AND REFERENDUM 2273

In this section, an "appropriation" includes another 2274
provision of law in this act that relates to the subject of the 2275
appropriation. 2276

An appropriation of money made in this act is not subject to 2277
the referendum insofar as a contemplated expenditure authorized 2278
thereby is wholly to meet a current expense within the meaning of 2279
Ohio Constitution, Article II, Section 1d. To that extent, the 2280
appropriation takes effect immediately when this act becomes law. 2281
Conversely, the appropriation is subject to the referendum insofar 2282
as a contemplated expenditure authorized thereby is wholly or 2283
partly not to meet a current expense within the meaning of Ohio 2284
Constitution, Article II, Section 1d. To that extent, the 2285
appropriation takes effect on the ninety-first day after this act 2286
is filed with the Secretary of State. 2287

Section 812.30. Section 5735.05 of the Revised Code is exempt 2288
from the referendum under Ohio Constitution, Article II, Section 2289
1d and therefore takes effect immediately when this act becomes 2290
law. 2291

Section 815.10. Section 4511.21 of the Revised Code is 2292
presented in this act as a composite of the section as amended by 2293
both Sub. H.B. 26 and Sub. H.B. 95 of the 132nd General Assembly. 2294
The General Assembly, applying the principle stated in division 2295
(B) of section 1.52 of the Revised Code that amendments are to be 2296
harmonized if reasonably capable of simultaneous operation, finds 2297
that the composite is the resulting version of the section in 2298

effect prior to the effective date of the section as presented in 2299
this act. 2300