

**As Reported by the Senate Highways and Transportation  
Committee**

**122nd General Assembly  
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1997-1998**

**Am. Sub. H. B. No. 611**

**Representatives Harris, Metzger, Thomas, Olman, Reid, Tiberi, Haines,  
Mottley, Vesper, Opfer, Terwilleger, Taylor, Britton, Padgett, Krebs, Garcia,  
Bateman, Metelsky, Carey, Patton, Brading, Winkler, Wilson, Mason, Tavares,  
Krupinski, Evans, Grendell, Corbin, Johnson, Myers, Amstutz, Jolivette,  
Salerno  
Senator Oelslager**

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**A B I L L**

To amend sections 325.33, 4501.01, 4503.10, 4505.06, 1  
4505.09, 4511.85, 4517.01, 4519.01, 4519.02, 2  
4519.03, 4519.031, 4519.04, 4519.05, 4519.06, 3  
4519.08, 4519.09, 4519.11, 4519.20, 4519.21, 4  
4519.22, 4519.40 to 4519.48, and 4519.99 and to 5  
enact sections 4519.10, and 4519.51 to 4519.70 of 6  
the Revised Code to require that the owners of 7  
certain off-highway motorcycles and all-purpose 8  
vehicles obtain certificates of title for the 9  
vehicles. 10

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

**Section 1.** That sections 325.33, 4501.01, 4503.10, 4505.06, 11  
4505.09, 4511.85, 4517.01, 4519.01, 4519.02, 4519.03, 4519.031, 12  
4519.04, 4519.05, 4519.06, 4519.08, 4519.09, 4519.11, 4519.20, 13  
4519.21, 4519.22, 4519.40, 4519.41, 4519.42, 4519.43, 4519.44, 14  
4519.45, 4519.46, 4519.47, 4519.48, and 4519.99 be amended and 15

sections 4519.10, 4519.51, 4519.52, 4519.53, 4519.54, 4519.55, 16  
4519.56, 4519.57, 4519.58, 4519.59, 4519.60, 4519.61, 4519.62, 17  
4519.63, 4519.64, 4519.65, 4519.66, 4519.67, 4519.68, 4519.69, and 18  
4519.70 of the Revised Code be enacted to read as follows: 19

**Sec. 325.33.** Notwithstanding sections 325.27 and 325.31 of 20  
the Revised Code, all fees retained by the clerk of courts under 21  
Chapters 1548. ~~and~~, 4505., and 4519. of the Revised Code shall be 22  
paid into the county treasury to the credit of the certificate of 23  
title administration fund, which is hereby created. Except as 24  
otherwise provided in this section, fees credited to the fund 25  
shall be used only to pay the costs incurred by the clerk of 26  
courts in processing titles under Chapters 1548. ~~and~~, 4505., and 27  
4519. of the Revised Code. However, if the board of county 28  
commissioners and the clerk of courts agree that the money in the 29  
fund exceeds what is needed to pay such costs, the excess may be 30  
transferred to the county general fund and used for other county 31  
purposes. If the board of county commissioners and the clerk of 32  
courts are unable to agree on the amount of any such excess, the 33  
county budget commission shall determine the amount that will be 34  
transferred to the county general fund. 35

**Sec. 4501.01.** As used in this chapter and Chapters 4503., 36  
4505., 4507., 4509., 4511., 4513., 4515., and 4517. of the Revised 37  
Code, and in the penal laws, except as otherwise provided: 38

(A) "Vehicles" means everything on wheels or runners, 39  
including motorized bicycles, but does not mean vehicles that are 40  
operated exclusively on rails or tracks or from overhead electric 41  
trolley wires and vehicles that belong to any police department, 42  
municipal fire department, or volunteer fire department, or that 43  
are used by such a department in the discharge of its functions. 44

(B) "Motor vehicle" means any vehicle, including manufactured 45

homes and recreational vehicles, that is propelled or drawn by 46  
power other than muscular power or power collected from overhead 47  
electric trolley wires, except motorized bicycles, road rollers, 48  
traction engines, power shovels, power cranes, and other equipment 49  
used in construction work and not designed for or employed in 50  
general highway transportation, well-drilling machinery, 51  
ditch-digging machinery, farm machinery, trailers that are used to 52  
transport agricultural produce or agricultural production 53  
materials between a local place of storage or supply and the farm 54  
when drawn or towed on a public road or highway at a speed of 55  
twenty-five miles per hour or less, threshing machinery, 56  
hay-baling machinery, corn sheller, hammermill and agricultural 57  
tractors, machinery used in the production of horticultural, 58  
agricultural, and vegetable products, and trailers that are 59  
designed and used exclusively to transport a boat between a place 60  
of storage and a marina, or in and around a marina, when drawn or 61  
towed on a public road or highway for a distance of no more than 62  
ten miles and at a speed of twenty-five miles per hour or less. 63

(C) "Agricultural tractor" and "traction engine" mean any 64  
self-propelling vehicle that is designed or used for drawing other 65  
vehicles or wheeled machinery, but has no provisions for carrying 66  
loads independently of such other vehicles, and that is used 67  
principally for agricultural purposes. 68

(D) "Commercial tractor," except as defined in division (C) 69  
of this section, means any motor vehicle that has motive power and 70  
either is designed or used for drawing other motor vehicles, or is 71  
designed or used for drawing another motor vehicle while carrying 72  
a portion of the other motor vehicle or its load, or both. 73

(E) "Passenger car" means any motor vehicle that is designed 74  
and used for carrying not more than nine persons and includes any 75  
motor vehicle that is designed and used for carrying not more than 76  
fifteen persons in a ridesharing arrangement. 77

(F) "Collector's vehicle" means any motor vehicle or 78  
agricultural tractor or traction engine that is of special 79  
interest, that has a fair market value of one hundred dollars or 80  
more, whether operable or not, and that is owned, operated, 81  
collected, preserved, restored, maintained, or used essentially as 82  
a collector's item, leisure pursuit, or investment, but not as the 83  
owner's principal means of transportation. "Licensed collector's 84  
vehicle" means a collector's vehicle, other than an agricultural 85  
tractor or traction engine, that displays current, valid license 86  
tags issued under section 4503.45 of the Revised Code, or a 87  
similar type of motor vehicle that displays current, valid license 88  
tags issued under substantially equivalent provisions in the laws 89  
of other states. 90

(G) "Historical motor vehicle" means any motor vehicle that 91  
is over twenty-five years old and is owned solely as a collector's 92  
item and for participation in club activities, exhibitions, tours, 93  
parades, and similar uses, but that in no event is used for 94  
general transportation. 95

(H) "Noncommercial motor vehicle" means any motor vehicle, 96  
including a farm truck as defined in section 4503.04 of the 97  
Revised Code, that is designed by the manufacturer to carry a load 98  
of no more than one ton and is used exclusively for purposes other 99  
than engaging in business for profit. 100

(I) "Bus" means any motor vehicle that has motor power and is 101  
designed and used for carrying more than nine passengers, except 102  
any motor vehicle that is designed and used for carrying not more 103  
than fifteen passengers in a ridesharing arrangement. 104

(J) "Commercial car" means any motor vehicle that has motor 105  
power and is designed and used for carrying merchandise or 106  
freight, or that is used as a commercial tractor. 107

(K) "Bicycle" means every device, other than a tricycle that 108

is designed solely for use as a play vehicle by a child, that is  
propelled solely by human power upon which any person may ride,  
and that has either two tandem wheels, or one wheel in front and  
two wheels in the rear, any of which is more than fourteen inches  
in diameter.

(L) "Motorized bicycle" means any vehicle that either has two  
tandem wheels or one wheel in the front and two wheels in the  
rear, that is capable of being pedaled, and that is equipped with  
a helper motor of not more than fifty cubic centimeters piston  
displacement that produces no more than one brake horsepower and  
is capable of propelling the vehicle at a speed of no greater than  
twenty miles per hour on a level surface.

(M) "Trailer" means any vehicle without motive power that is  
designed or used for carrying property or persons wholly on its  
own structure and for being drawn by a motor vehicle, and includes  
any such vehicle that is formed by or operated as a combination of  
a semitrailer and a vehicle of the dolly type such as that  
commonly known as a trailer dolly, a vehicle used to transport  
agricultural produce or agricultural production materials between  
a local place of storage or supply and the farm when drawn or  
towed on a public road or highway at a speed greater than  
twenty-five miles per hour, and a vehicle that is designed and  
used exclusively to transport a boat between a place of storage  
and a marina, or in and around a marina, when drawn or towed on a  
public road or highway for a distance of more than ten miles or at  
a speed of more than twenty-five miles per hour. "Trailer" does  
not include a manufactured home or travel trailer.

(N) "Noncommercial trailer" means any trailer, except a  
travel trailer or trailer that is used to transport a boat as  
described in division (B) of this section, but, where applicable,  
includes a vehicle that is used to transport a boat as described  
in division (M) of this section, that has a gross weight of no

more than three thousand pounds, and that is used exclusively for 141  
purposes other than engaging in business for a profit. 142

(O) "Manufactured home" means any nonself-propelled vehicle 143  
transportable in one or more sections, which, in the traveling 144  
mode, is eight body feet or more in width or forty body feet or 145  
more in length or, when erected on site, is three hundred twenty 146  
or more square feet, and which is built on a permanent chassis and 147  
designed to be used as a dwelling with or without a permanent 148  
foundation when connected to the required utilities, and includes 149  
the plumbing, heating, air conditioning, and electrical systems 150  
contained therein. Calculations used to determine the number of 151  
square feet in a structure are based on the structure's exterior 152  
dimensions measured at the largest horizontal projections when 153  
erected on site. These dimensions include all expandable rooms, 154  
cabinets, and other projections containing interior space, but do 155  
not include bay windows. 156

(P) "Semitrailer" means any vehicle of the trailer type that 157  
does not have motive power and is so designed or used with another 158  
and separate motor vehicle that in operation a part of its own 159  
weight or that of its load, or both, rests upon and is carried by 160  
the other vehicle furnishing the motive power for propelling 161  
itself and the vehicle referred to in this division, and includes, 162  
for the purpose only of registration and taxation under those 163  
chapters, any vehicle of the dolly type, such as a trailer dolly, 164  
that is designed or used for the conversion of a semitrailer into 165  
a trailer. 166

(Q) "Recreational vehicle" means a vehicular portable 167  
structure that is designed and constructed to be used as a 168  
temporary dwelling for travel, recreational, and vacation uses and 169  
is classed as follows: 170

(1) "Travel trailer" means a nonself-propelled recreational 171

vehicle that does not exceed an overall length of thirty-five 172  
feet, exclusive of bumper and tongue or coupling, and includes a 173  
tent-type fold-out camping trailer as defined in section 4517.01 174  
of the Revised Code. 175

(2) "Motor home" means a self-propelled recreational vehicle 176  
that is constructed with permanently installed facilities for cold 177  
storage, cooking and consuming of food, and for sleeping. 178

(3) "Truck camper" means a nonself-propelled recreational 179  
vehicle that does not have wheels for road use and is designed to 180  
be placed upon and attached to a motor vehicle. "Truck camper" 181  
does not include truck covers that consist of walls and a roof, 182  
but do not have floors and facilities enabling them to be used as 183  
a dwelling. 184

(4) "Fifth wheel trailer" means a vehicle that is of such 185  
size and weight as to be movable without a special highway permit, 186  
that has a gross trailer area of four hundred square feet or less, 187  
that is constructed with a raised forward section that allows a 188  
bi-level floor plan, and that is designed to be towed by a vehicle 189  
equipped with a fifth-wheel hitch ordinarily installed in the bed 190  
of a truck. 191

(5) "Park trailer" means a vehicle that is commonly known as 192  
a park model recreational vehicle, meets the American national 193  
standard institute standard A119.5 (1988) for park trailers, is 194  
built on a single chassis, has a gross trailer area of four 195  
hundred square feet or less when set up, is designed for seasonal 196  
or temporary living quarters, and may be connected to utilities 197  
necessary for the operation of installed features and appliances. 198

(R) "Pneumatic tires" means tires of rubber and fabric or 199  
tires of similar material, that are inflated with air. 200

(S) "Solid tires" means tires of rubber or similar elastic 201  
material that are not dependent upon confined air for support of 202

the load.	203
(T) "Solid tire vehicle" means any vehicle that is equipped with two or more solid tires.	204 205
(U) "Farm machinery" means all machines and tools that are used in the production, harvesting, and care of farm products, and includes trailers that are used to transport agricultural produce or agricultural production materials between a local place of storage or supply and the farm when drawn or towed on a public road or highway at a speed of twenty-five miles per hour or less.	206 207 208 209 210 211
(V) "Owner" includes any person, firm, or corporation other than a manufacturer or dealer that has title to a motor vehicle, except that in sections 4505.01 to 4505.19 of the Revised Code, "owner" includes in addition manufacturers and dealers.	212 213 214 215
(W) "Manufacturer" and "dealer" include all persons, firms, and corporations that are regularly engaged in the business of manufacturing, selling, displaying, offering for sale, or dealing in motor vehicles, at an established place of business that is used exclusively for the purpose of manufacturing, selling, displaying, offering for sale, or dealing in motor vehicles. A place of business that is used for manufacturing, selling, displaying, offering for sale, or dealing in motor vehicles shall be deemed to be used exclusively for those purposes even though snowmobiles or all-purpose vehicles are sold or displayed for sale thereat, even though farm machinery is sold or displayed for sale thereat, or even though repair, accessory, gasoline and oil, storage, parts, service, or paint departments are maintained thereat, or, in any county having a population of less than seventy-five thousand persons at the last federal census, even though a department in a place of business is used to dismantle, salvage, or rebuild motor vehicles by means of used parts, if such departments are operated for the purpose of furthering and	216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233

assisting in the business of manufacturing, selling, displaying, 234  
offering for sale, or dealing in motor vehicles. Places of 235  
business or departments in a place of business used to dismantle, 236  
salvage, or rebuild motor vehicles by means of using used parts 237  
are not considered as being maintained for the purpose of 238  
assisting or furthering the manufacturing, selling, displaying, 239  
and offering for sale or dealing in motor vehicles. 240

(X) "Operator" includes any person who drives or operates a 241  
motor vehicle upon the public highways. 242

(Y) "Chauffeur" means any operator who operates a motor 243  
vehicle, other than a taxicab, as an employee for hire; or any 244  
operator whether or not the owner of a motor vehicle, other than a 245  
taxicab, who operates such vehicle for transporting, for gain, 246  
compensation, or profit, either persons or property owned by 247  
another. Any operator of a motor vehicle who is voluntarily 248  
involved in a ridesharing arrangement is not considered an 249  
employee for hire or operating such vehicle for gain, 250  
compensation, or profit. 251

(Z) "State" includes the territories and federal districts of 252  
the United States, and the provinces of Canada. 253

(AA) "Public roads and highways" for vehicles includes all 254  
public thoroughfares, bridges, and culverts. 255

(BB) "Manufacturer's number" means the manufacturer's 256  
original serial number that is affixed to or imprinted upon the 257  
chassis or other part of the motor vehicle. 258

(CC) "Motor number" means the manufacturer's original number 259  
that is affixed to or imprinted upon the engine or motor of the 260  
vehicle. 261

(DD) ~~"Bill of sale" means the written statement or document 262~~  
~~of transfer or conveyance required prior to January 1, 1938, to be 263~~

~~executed and delivered by the corporation, partnership, association, or person selling, giving away, transferring, or passing title to a motor vehicle.~~ 264  
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~~(EE)~~ "Distributor" means any person who is authorized by a motor vehicle manufacturer to distribute new motor vehicles to licensed motor vehicle dealers at an established place of business that is used exclusively for the purpose of distributing new motor vehicles to licensed motor vehicle dealers, except when the distributor also is a new motor vehicle dealer, in which case the distributor may distribute at the location of the distributor's licensed dealership. 267  
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~~(FF)~~(EE) "Ridesharing arrangement" means the transportation of persons in a motor vehicle where the transportation is incidental to another purpose of a volunteer driver and includes ridesharing arrangements known as carpools, vanpools, and buspools. 275  
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~~(GG)~~(FF) "Apportionable vehicle" means any vehicle that is used or intended for use in two or more international registration plan member jurisdictions that allocate or proportionally register vehicles, that is used for the transportation of persons for hire or designed, used, or maintained primarily for the transportation of property, and that meets any of the following qualifications: 280  
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(1) Is a power unit having a gross vehicle weight in excess of twenty-six thousand pounds; 286  
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(2) Is a power unit having three or more axles, regardless of the gross vehicle weight; 288  
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(3) Is a combination vehicle with a gross vehicle weight in excess of twenty-six thousand pounds. 290  
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"Apportionable vehicle" does not include recreational vehicles, vehicles displaying restricted plates, city pick-up and delivery vehicles, buses used for the transportation of chartered 292  
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parties, or vehicles owned and operated by the United States, this 295  
state, or any political subdivisions thereof. 296

~~(HH)~~(GG) "Chartered party" means a group of persons who 297  
contract as a group to acquire the exclusive use of a 298  
passenger-carrying motor vehicle at a fixed charge for the vehicle 299  
in accordance with the carrier's tariff, lawfully on file with the 300  
United States department of transportation, for the purpose of 301  
group travel to a specified destination or for a particular 302  
itinerary, either agreed upon in advance or modified by the 303  
chartered group after having left the place of origin. 304

~~(II)~~(HH) "International registration plan" means a reciprocal 305  
agreement of member jurisdictions that is endorsed by the American 306  
association of motor vehicle administrators, and that promotes and 307  
encourages the fullest possible use of the highway system by 308  
authorizing apportioned registration of fleets of vehicles and 309  
recognizing registration of vehicles apportioned in member 310  
jurisdictions. 311

~~(JJ)~~(II) "Restricted plate" means a license plate that has a 312  
restriction of time, geographic area, mileage, or commodity, and 313  
includes license plates issued to farm trucks under division (K) 314  
of section 4503.04 of the Revised Code. 315

~~(KK)~~(JJ) "Gross vehicle weight," with regard to any 316  
commercial car, trailer, semitrailer, or bus that is taxed at the 317  
rates established under section 4503.042 of the Revised Code, 318  
means the unladen weight of the vehicle fully equipped plus the 319  
maximum weight of the load to be carried on the vehicle. 320

~~(LL)~~(KK) "Combined gross vehicle weight" with regard to any 321  
combination of a commercial car, trailer, and semitrailer, that is 322  
taxed at the rates established under section 4503.042 of the 323  
Revised Code, means the total unladen weight of the combination of 324  
vehicles fully equipped plus the maximum weight of the load to be 325

carried on that combination of vehicles. 326

~~(MM)~~(LL) "Chauffeured limousine" means a motor vehicle that 327  
is designed to carry nine or fewer passengers and is operated for 328  
hire on an hourly basis pursuant to a prearranged contract for the 329  
transportation of passengers on public roads and highways along a 330  
route under the control of the person hiring the vehicle and not 331  
over a defined and regular route. "Prearranged contract" means an 332  
agreement, made in advance of boarding, to provide transportation 333  
from a specific location in a chauffeured limousine at a fixed 334  
rate per hour or trip. "Chauffeured limousine" does not include 335  
any vehicle that is used exclusively in the business of funeral 336  
directing. 337

**Sec. 4503.10.** (A) The owner of every snowmobile, off-highway 338  
motorcycle, and all-purpose vehicle required to be registered 339  
under section 4519.02 of the Revised Code shall file an 340  
application for registration under section 4519.03 of the Revised 341  
Code. The owner of a motor vehicle, other than a snowmobile, 342  
off-highway motorcycle, or all-purpose vehicle, that is not 343  
designed and constructed by the manufacturer for operation on a 344  
street or highway may not register it under this chapter except 345  
upon certification of inspection pursuant to section 4513.02 of 346  
the Revised Code by the sheriff or chief of police of the 347  
municipal or township police with jurisdiction over the political 348  
subdivision in which the owner of the motor vehicle resides. 349  
Except as provided in section 4503.103 of the Revised Code, every 350  
owner of a every other motor vehicle not previously described in 351  
this section and every person mentioned as owner in the last 352  
certificate of title, ~~bill of sale, or sworn statement of 353  
ownership~~ of a motor vehicle that is operated or driven upon the 354  
public roads or highways shall cause to be filed each year, by 355  
mail or otherwise, in the office of the registrar of motor 356  
vehicles or a deputy registrar, a written application or a 357

preprinted registration renewal notice issued under section 358  
4503.102 of the Revised Code, the form of which shall be 359  
prescribed by the registrar, for registration for the following 360  
registration year, which shall begin on the first day of January 361  
of every calendar year and end on the thirty-first day of December 362  
in the same year. Applications for registration and registration 363  
renewal notices shall be filed at the times established by the 364  
registrar pursuant to section 4503.101 of the Revised Code. Except 365  
as provided in division (J) of this section, applications for 366  
registration shall be made on blanks furnished by the registrar 367  
for that purpose, containing the following information: 368

(1) A brief description of the motor vehicle to be 369  
registered, including the name of the manufacturer, the factory 370  
number of the vehicle, the year's model, and, in the case of 371  
commercial cars, the gross weight of the vehicle fully equipped 372  
computed in the manner prescribed in section 4503.08 of the 373  
Revised Code; 374

(2) The name and residence address of the owner, and the 375  
township and municipal corporation in which the owner resides; 376

(3) The district of registration, which shall be determined 377  
as follows: 378

(a) In case the motor vehicle to be registered is used for 379  
hire or principally in connection with any established business or 380  
branch business, conducted at a particular place, the district of 381  
registration is the municipal corporation in which that place is 382  
located or, if not located in any municipal corporation, the 383  
county and township in which that place is located. 384

(b) In case the vehicle is not so used, the district of 385  
registration is the municipal corporation or county in which the 386  
owner resides at the time of making the application. 387

(4) Whether the motor vehicle is a new or used motor vehicle;	388
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(5) The date of purchase of the motor vehicle;	390
(6) Whether the fees required to be paid for the registration	391
or transfer of the motor vehicle, during the preceding	392
registration year and during the preceding period of the current	393
registration year, have been paid. Each application for	394
registration shall be signed by the owner, directly or pursuant to	395
obtaining a limited power of attorney authorized by the registrar	396
for registration, or other document authorizing such signature.	397
(7) The owner's social security number, if assigned, or,	398
where a motor vehicle to be registered is used for hire or	399
principally in connection with any established business, the	400
owner's federal taxpayer identification number.	401
(B) Each time the applicant first registers a motor vehicle	402
in the applicant's name, the applicant shall present for	403
inspection <del>proper bills of sale or sworn statement of ownership,</del>	404
<del>the originals of which have been filed with the clerk of the court</del>	405
<del>of common pleas, or a certificate of the clerk certifying that</del>	406
<del>such bills of sale or sworn statement of ownership have been filed</del>	407
<del>with the clerk, or a certificate of title or a memorandum</del>	408
certificate showing title to the motor vehicle to be registered in	409
the applicant. When a motor vehicle inspection and maintenance	410
program is in effect under section 3704.14 of the Revised Code and	411
rules adopted under it, each application for registration for a	412
vehicle required to be inspected under that section and those	413
rules shall be accompanied by an inspection certificate for the	414
motor vehicle issued in accordance with that section. The	415
application shall be refused if any of the following applies:	416
(1) The application is not in proper form.	417
(2) The application is prohibited from being accepted by	418

division (D) of section 2935.27, division (A) of section 2937.221, 419  
division (A) of section 4503.13, division (B) of section 4507.168, 420  
or division (B)(1) of section 4521.10 of the Revised Code. 421

(3) ~~When applicable, proper bills of sale or sworn statement~~ 422  
~~of ownership or proper certificate thereof or a~~ certificate of 423  
title or memorandum certificate of title does not accompany the 424  
application. 425

(4) All registration and transfer fees for the motor vehicle, 426  
for the preceding year or the preceding period of the current 427  
registration year, have not been paid. 428

(5) The owner or lessee does not have an inspection 429  
certificate for the motor vehicle as provided in section 3704.14 430  
of the Revised Code, and rules adopted under it, if that section 431  
is applicable. 432

This section does not require the payment of license or 433  
registration taxes on a motor vehicle for any preceding year, or 434  
for any preceding period of a year, if the motor vehicle was not 435  
taxable for that preceding year or period under sections 4503.02, 436  
4503.04, 4503.11, 4503.12, and 4503.16 or Chapter 4504. of the 437  
Revised Code. When a certificate of registration is issued upon 438  
the first registration of a motor vehicle by or on behalf of the 439  
owner, the official issuing the certificate shall indicate the 440  
issuance with a stamp on the certificate of title or memorandum 441  
certificate and on the inspection certificate for the motor 442  
vehicle, if any. The official also shall indicate, by a stamp or 443  
by such other means as the registrar prescribes, on the 444  
registration certificate issued upon the first registration of a 445  
motor vehicle by or on behalf of the owner the odometer reading of 446  
the motor vehicle as shown in the odometer statement included in 447  
or attached to the certificate of title. Upon each subsequent 448  
registration of the motor vehicle by or on behalf of the same 449

owner, the official also shall so indicate the odometer reading of 450  
the motor vehicle as shown on the immediately preceding 451  
certificate of registration. 452

The registrar shall include in the permanent registration 453  
record of any vehicle required to be inspected under section 454  
3704.14 of the Revised Code the inspection certificate number from 455  
the inspection certificate that is presented at the time of 456  
registration of the vehicle as required under this division. 457

(C) In addition, a charge of twenty-five cents shall be made 458  
for each reflectorized safety license plate issued, and a single 459  
charge of twenty-five cents shall be made for each county 460  
identification sticker or each set of county identification 461  
stickers issued, as the case may be, to cover the cost of 462  
producing the license plates and stickers, including material, 463  
manufacturing, and administrative costs. Those fees shall be in 464  
addition to the license tax. If the total cost of producing the 465  
plates is less than twenty-five cents per plate, or if the total 466  
cost of producing the stickers is less than twenty-five cents per 467  
sticker or per set issued, any excess moneys accruing from the 468  
fees shall be distributed in the same manner as provided by 469  
section 4501.04 of the Revised Code for the distribution of 470  
license tax moneys. If the total cost of producing the plates 471  
exceeds twenty-five cents per plate, or if the total cost of 472  
producing the stickers exceeds twenty-five cents per sticker or 473  
per set issued, the difference shall be paid from the license tax 474  
moneys collected pursuant to section 4503.02 of the Revised Code. 475

(D) Each deputy registrar shall be allowed a fee of two 476  
dollars and twenty-five cents for each application for 477  
registration and registration renewal notice the deputy registrar 478  
receives, which shall be for the purpose of compensating the 479  
deputy registrar for the deputy registrar's services, and such 480  
office and rental expenses, as may be necessary for the proper 481

discharge of the deputy registrar's duties in the receiving of 482  
applications and renewal notices and the issuing of licenses. 483

(E) Upon the certification of the registrar, the county 484  
sheriff or local police officials shall recover license plates 485  
erroneously or fraudulently issued. 486

(F) Each deputy registrar, upon receipt of any application 487  
for registration or registration renewal notice, together with the 488  
license fee and any or local motor vehicle license tax levied 489  
pursuant to Chapter 4504. of the Revised Code, shall transmit that 490  
fee and tax, if any, in the manner provided in this section, 491  
together with the original and duplicate copy of the application, 492  
to the registrar. The registrar, subject to the approval of the 493  
director of public safety, may deposit the funds collected by 494  
those deputies in a local bank or depository to the credit of the 495  
"state of Ohio, bureau of motor vehicles." Where a local bank or 496  
depository has been designated by the registrar, each deputy 497  
registrar shall deposit all moneys collected by the deputy 498  
registrar into that bank or depository not more than one business 499  
day after their collection and shall make reports to the registrar 500  
of the amounts so deposited, together with any other information, 501  
some of which may be prescribed by the treasurer of state, as the 502  
registrar may require and as prescribed by the registrar by rule. 503  
The registrar, within three days after receipt of notification of 504  
the deposit of funds by a deputy registrar in a local bank or 505  
depository, shall draw on that account in favor of the treasurer 506  
of state. The registrar, subject to the approval of the director 507  
and the treasurer of state, may make reasonable rules necessary 508  
for the prompt transmittal of fees and for safeguarding the 509  
interests of the state and of counties, townships, municipal 510  
corporations, and transportation improvement districts levying 511  
local motor vehicle license taxes. The registrar may pay service 512  
charges usually collected by banks and depositories for such 513

service. If deputy registrars are located in communities where 514  
banking facilities are not available, they shall transmit the fees 515  
forthwith, by money order or otherwise, as the registrar, by rule 516  
approved by the director and the treasurer of state, may 517  
prescribe. The registrar may pay the usual and customary fees for 518  
such service. 519

(G) This section does not prevent any person from making an 520  
application for a motor vehicle license directly to the registrar 521  
upon payment of a two dollars and twenty-five cents service fee 522  
for each application. 523

(H) No person shall make a false statement as to the district 524  
of registration in an application required by division (A) of this 525  
section. Violation of this division is falsification under section 526  
2921.13 of the Revised Code and punishable as specified in that 527  
section. 528

(I)(1) Where applicable, the requirements of division (B) of 529  
this section relating to the presentation of an inspection 530  
certificate issued under section 3704.14 of the Revised Code and 531  
rules adopted under it for a motor vehicle, the refusal of a 532  
license for failure to present an inspection certificate, and the 533  
stamping of the inspection certificate by the official issuing the 534  
certificate of registration apply to the registration of and 535  
issuance of license plates for a motor vehicle under sections 536  
4503.102, 4503.12, 4503.14, 4503.15, 4503.16, 4503.171, 4503.172, 537  
4503.19, 4503.40, 4503.41, 4503.42, 4503.43, 4503.44, 4503.46, 538  
4503.47, and 4503.51 of the Revised Code. 539

(2)(a) The registrar shall adopt rules ensuring that each 540  
owner registering a motor vehicle in a county where a motor 541  
vehicle inspection and maintenance program is in effect under 542  
section 3704.14 of the Revised Code and rules adopted under it 543  
receives information about the requirements established in that 544

section and those rules and about the need in those counties to 545  
present an inspection certificate with an application for 546  
registration or preregistration. 547

(b) Upon request, the registrar shall provide the director of 548  
environmental protection, or any person that has been awarded a 549  
contract under division (D) of section 3704.14 of the Revised 550  
Code, an on-line computer data link to registration information 551  
for all passenger cars, noncommercial motor vehicles, and 552  
commercial cars that are subject to that section. The registrar 553  
also shall provide to the director of environmental protection a 554  
magnetic data tape containing registration information regarding 555  
passenger cars, noncommercial motor vehicles, and commercial cars 556  
for which a multi-year registration is in effect under section 557  
4503.103 of the Revised Code or rules adopted under it, including, 558  
without limitation, the date of issuance of the multi-year 559  
registration, the registration deadline established under rules 560  
adopted under section 4503.101 of the Revised Code that was 561  
applicable in the year in which the multi-year registration was 562  
issued, and the registration deadline for renewal of the 563  
multi-year registration. 564

(J) Application for registration under the international 565  
registration plan, as set forth in sections 4503.60 to 4503.66 of 566  
the Revised Code, shall be made to the registrar on forms 567  
furnished by the registrar. In accordance with international 568  
registration plan guidelines and pursuant to rules adopted by the 569  
registrar, the forms shall include the following: 570

(1) A uniform mileage schedule; 571

(2) The gross vehicle weight of the vehicle or combined gross 572  
vehicle weight of the combination vehicle as declared by the 573  
registrant; 574

(3) Any other information the registrar requires by rule. 575

Sec. 4505.06. (A) Application for a certificate of title 576  
shall be made upon a form prescribed by the registrar of motor 577  
vehicles, and shall be sworn to before a notary public or other 578  
officer empowered to administer oaths. The application shall be 579  
filed with the clerk of the court of common pleas of the county in 580  
which the applicant resides if the applicant is a resident of this 581  
state or, if not a resident, in the county in which the 582  
transaction is consummated. The application shall be accompanied 583  
by the fee prescribed in section 4505.09 of the Revised Code; and 584  
if a certificate of title previously has been issued for the motor 585  
vehicle in this state, it shall be accompanied by that certificate 586  
of title duly assigned, unless otherwise provided in this chapter. 587  
If a certificate of title previously has not been issued for the 588  
motor vehicle in this state, the application, unless otherwise 589  
provided in this chapter, shall be accompanied by a manufacturer's 590  
or importer's certificate or by a certificate of title, ~~bill of~~ 591  
~~sale, or other evidence of ownership required by the law of~~ 592  
another state from which the motor vehicle was brought into this 593  
state. If the application refers to a motor vehicle last 594  
previously registered in another state, the application also shall 595  
be accompanied by the physical inspection certificate required by 596  
section 4505.061 of the Revised Code. If the application is made 597  
by two persons regarding a motor vehicle in which they wish to 598  
establish joint ownership with right of survivorship they may do 599  
so as provided in section 2106.17 of the Revised Code. The clerk 600  
shall retain the evidence of title presented by the applicant and 601  
on which the certificate of title is issued. The clerk shall use 602  
reasonable diligence in ascertaining whether or not the facts in 603  
the application are true by checking the application and documents 604  
accompanying it with the records of motor vehicles in the clerk's 605  
office; if satisfied that the applicant is the owner of the motor 606  
vehicle and that the application is in the proper form, the clerk, 607

within five business days after the application is filed, shall 608  
issue a certificate of title over the clerk's signature and sealed 609  
with the clerk's seal. For purposes of the transfer of a 610  
certificate of title, if the clerk is satisfied that the secured 611  
party has duly discharged a lien notation, but has not canceled 612  
the lien notation with the clerk of the county of origin, the 613  
clerk may cancel the lien notation on the automated title 614  
processing system and notify the clerk of the county of origin. 615

In the case of the sale of a motor vehicle by a dealer or a 616  
manufactured home broker to a general buyer or user, the 617  
certificate of title shall be obtained in the name of the buyer by 618  
the dealer or the manufactured home broker upon application signed 619  
by the buyer, and shall be issued within five business days after 620  
the application for title is filed with the clerk. 621

In all other cases, except as provided in division (D)(2) of 622  
section 4505.11 of the Revised Code, such certificates shall be 623  
obtained by the buyer. In all cases of transfer of a motor 624  
vehicle, the application for certificate of title shall be filed 625  
within thirty days after the assignment or delivery of the motor 626  
vehicle. If an application for a certificate of title is not filed 627  
within that period, the clerk shall collect a fee of five dollars 628  
for the issuance of the certificate, except that no such fee shall 629  
be required from a motor vehicle salvage dealer, as defined in 630  
division (A) of section 4738.01 of the Revised Code, who 631  
immediately surrenders the certificate of title for cancellation. 632  
The fee shall be in addition to all other fees established by this 633  
chapter, and shall be retained by the clerk. The registrar shall 634  
provide, on the certificate of title form prescribed by section 635  
4505.07 of the Revised Code, language necessary to give evidence 636  
of the date on which the assignment or delivery of the motor 637  
vehicle was made. 638

(B) The clerk, except as provided in this section, shall 639  
refuse to accept for filing any application for a certificate of 640  
title and shall refuse to issue a certificate of title unless the 641  
dealer or manufactured home broker or the applicant, in cases in 642  
which the certificate shall be obtained by the buyer, submits with 643  
the application payment of the tax levied by or pursuant to 644  
Chapters 5739. and 5741. of the Revised Code. Upon payment of the 645  
tax in accordance with division (E) of this section, the clerk 646  
shall issue a receipt prescribed by the registrar and agreed upon 647  
by the tax commissioner showing payment of the tax or a receipt 648  
issued by the commissioner showing the payment of the tax. When 649  
submitting payment of the tax to the clerk, a dealer shall retain 650  
any discount to which the dealer is entitled under section 5739.12 651  
of the Revised Code. 652

For receiving and disbursing such taxes paid to the clerk, 653  
the clerk may retain a poundage fee of one and one one-hundredth 654  
per cent, which shall be paid into the certificate of title 655  
administration fund created by section 325.33 of the Revised Code. 656

In the case of casual sales of motor vehicles, as defined in 657  
section 4517.01 of the Revised Code, the price for the purpose of 658  
determining the tax shall be the purchase price on the assigned 659  
certificate of title executed by the seller and filed with the 660  
clerk by the buyer on a form to be prescribed by the registrar, 661  
which shall be prima-facie evidence of the amount for the 662  
determination of the tax. 663

(C)(1) If the transferor indicates on the certificate of 664  
title that the odometer reflects mileage in excess of the designed 665  
mechanical limit of the odometer, the clerk shall enter the phrase 666  
"exceeds mechanical limits" following the mileage designation. If 667  
the transferor indicates on the certificate of title that the 668  
odometer reading is not the actual mileage, the clerk shall enter 669  
the phrase "nonactual: warning - odometer discrepancy" following 670

the mileage designation. The clerk shall use reasonable care in transferring the information supplied by the transferor, but is not liable for any errors or omissions of the clerk or those of the clerk's deputies in the performance of the clerk's duties created by this chapter.

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The registrar shall prescribe an affidavit in which the transferor shall swear to the true selling price and, except as provided in this division, the true odometer reading of the motor vehicle. The registrar may prescribe an affidavit in which the seller and buyer provide information pertaining to the odometer reading of the motor vehicle in addition to that required by this section, as such information may be required by the United States secretary of transportation by rule prescribed under authority of subchapter IV of the "Motor Vehicle Information and Cost Savings Act," 86 Stat. 961 (1972), 15 U.S.C. 1981.

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(2) Division (C)(1) of this section does not require the giving of information concerning the odometer and odometer reading of a motor vehicle when ownership of a motor vehicle is being transferred as a result of a bequest, under the laws of intestate succession, to a surviving spouse pursuant to section 2106.17, 2106.18, or 4505.10 of the Revised Code, or in connection with the creation of a security interest.

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(D) When the transfer to the applicant was made in some other state or in interstate commerce, the clerk, except as provided in this section, shall refuse to issue any certificate of title unless the tax imposed by or pursuant to Chapter 5741. of the Revised Code has been paid as evidenced by a receipt issued by the tax commissioner, or unless the applicant submits with the application payment of the tax. Upon payment of the tax in accordance with division (E) of this section, the clerk shall issue a receipt prescribed by the registrar and agreed upon by the tax commissioner, showing payment of the tax. For receiving and

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disbursing such taxes paid to the clerk, the clerk may retain a 703  
poundage fee of one per cent. When the vendor is not regularly 704  
engaged in the business of selling motor vehicles, the vendor 705  
shall not be required to purchase a vendor's license or make 706  
reports concerning such sales. 707

(E) The clerk shall accept any payment of a tax in cash, or 708  
by certified check, draft, or money order payable to the clerk and 709  
submitted with an application for a certificate of title under 710  
division (B) or (D) of this section. The clerk also may accept 711  
payment of the tax by corporate, business, or personal check, 712  
credit card, electronic transfer or wire transfer, debit card, or 713  
any other accepted form of payment made payable to the clerk. The 714  
clerk may require bonds, guarantees, or letters of credit to 715  
ensure the collection of corporate, business, or personal checks. 716  
Any service fee charged by a third party to a clerk for the use of 717  
any form of payment may be paid by the clerk from the certificate 718  
of title administration fund created in section 325.33 of the 719  
Revised Code, or may be assessed by the clerk upon the applicant 720  
as an additional fee. Upon collection, the additional fees shall 721  
be paid by the clerk into that certificate of title administration 722  
fund. 723

The clerk shall make a good faith effort to collect any 724  
payment of taxes due but not made because the payment was returned 725  
or dishonored, but the clerk is not personally liable for the 726  
payment of uncollected taxes or uncollected fees. The clerk shall 727  
notify the tax commissioner of any such payment of taxes that is 728  
due but not made and shall furnish such information to the 729  
commissioner as the commissioner requires. The clerk shall deduct 730  
the amount of taxes due but not paid from the clerk's periodic 731  
remittance of tax payments, in accordance with procedures agreed 732  
upon by the tax commissioner. The commissioner may collect taxes 733  
due by assessment in the manner provided in section 5739.13 of the 734

Revised Code. 735

Any person who presents payment that is returned or 736  
dishonored for any reason is liable to the clerk for payment of a 737  
penalty over and above the amount of the taxes due. The clerk 738  
shall determine the amount of the penalty, which shall be no 739  
greater than that amount necessary to compensate the clerk for 740  
banking charges, legal fees, or other expenses incurred by the 741  
clerk in collecting the returned or dishonored payment. The 742  
remedies and procedures provided in this section are in addition 743  
to any other available civil or criminal remedies. Subsequently 744  
collected penalties, poundage, and title fees, less any title fee 745  
due the state, from returned or dishonored payments collected by 746  
the clerk shall be paid into the certificate of title 747  
administration fund. Subsequently collected taxes, less poundage, 748  
shall be sent by the clerk to the treasurer of state at the next 749  
scheduled periodic remittance of tax payments, with such 750  
information as the commissioner may require. The clerk may abate 751  
all or any part of any penalty assessed under this division. 752

(F) In the following cases, the clerk shall accept for filing 753  
such application and shall issue a certificate of title without 754  
requiring payment or evidence of payment of the tax: 755

(1) When the purchaser is this state or any of its political 756  
subdivisions, a church, or an organization whose purchases are 757  
exempted by section 5739.02 of the Revised Code; 758

(2) When the transaction in this state is not a retail sale 759  
as defined by section 5739.01 of the Revised Code; 760

(3) When the purchase is outside this state or in interstate 761  
commerce and the purpose of the purchaser is not to use, store, or 762  
consume within the meaning of section 5741.01 of the Revised Code; 763

(4) When the purchaser is the federal government; 764

(5) When the motor vehicle was purchased outside this state 765  
for use outside this state; 766

(6) When the motor vehicle is purchased by a nonresident of 767  
this state for immediate removal from this state, and will be 768  
permanently titled and registered in another state, as provided by 769  
division (B)(23) of section 5739.02 of the Revised Code, and upon 770  
presentation of a copy of the affidavit provided by that section, 771  
and a copy of the exemption certificate provided by section 772  
5739.03 of the Revised Code. 773

The clerk shall forward all payments of taxes, less poundage 774  
fee, to the treasurer of state in a manner to be prescribed by the 775  
tax commissioner and shall furnish such information to the 776  
commissioner as the commissioner requires. 777

(G) An application, as prescribed by the registrar and agreed 778  
to by the tax commissioner, shall be filled out and sworn to by 779  
the buyer of a motor vehicle in a casual sale. The application 780  
shall contain the following notice in bold lettering: "WARNING TO 781  
TRANSFEROR AND TRANSFEREE (SELLER AND BUYER): You are required by 782  
law to state the true selling price. A false statement is in 783  
violation of section 2921.13 of the Revised Code and is punishable 784  
by six months imprisonment or a fine of up to one thousand 785  
dollars, or both. All transfers are audited by the department of 786  
taxation. The seller and buyer must provide any information 787  
requested by the department of taxation. The buyer may be assessed 788  
any additional tax found to be due." 789

**Sec. 4505.09.** (A) The clerk of the court of common pleas 790  
shall charge a fee of five dollars for each certificate of title 791  
that is not applied for within thirty days after the assignment or 792  
delivery of the motor vehicle described therein. The fees shall be 793  
retained by the clerk. 794

In addition to those fees, the clerk shall charge a fee of 795  
five dollars for each certificate of title, duplicate certificate 796  
of title, memorandum certificate of title, and notation of any 797  
lien on a certificate of title. The clerk shall retain two dollars 798  
and twenty-five cents of the fee charged for each certificate of 799  
title, four dollars and seventy-five cents of the fee charged for 800  
each duplicate certificate of title, all of the fees charged for 801  
each memorandum certificate, and four dollars and twenty-five 802  
cents of the fee charged for each notation of a lien. 803

The remaining two dollars and seventy-five cents charged for 804  
the certificate of title, the remaining twenty-five cents charged 805  
for the duplicate certificate of title, and the remaining 806  
seventy-five cents charged for the notation of any lien on a 807  
certificate of title shall be paid to the registrar of motor 808  
vehicles by monthly returns, which shall be forwarded to the 809  
registrar not later than the fifth day of the month next 810  
succeeding that in which the certificate is issued or that in 811  
which the registrar is notified of a lien or cancellation thereof. 812

(B)(1) The registrar shall pay twenty-five cents of the 813  
amount received for each certificate of title and all of the 814  
amounts received for each notation of any lien and each duplicate 815  
certificate of title into the state bureau of motor vehicles fund 816  
established in section 4501.25 of the Revised Code. 817

(2) Fifty cents of the amount received for each certificate 818  
of title shall be paid by the registrar as follows: 819

(a) Four cents shall be paid into the state treasury to the 820  
credit of the motor vehicle dealers board fund, which is hereby 821  
created. All investment earnings of the fund shall be credited to 822  
the fund. The moneys in the motor vehicle dealers board fund shall 823  
be used by the motor vehicle dealers board created under section 824  
4517.30 of the Revised Code, together with other moneys 825

appropriated to it, in the exercise of its powers and the performance of its duties under Chapter 4517. of the Revised Code, except that the director of budget and management may transfer excess money from the motor vehicle dealers board fund to the bureau of motor vehicles fund if the registrar determines that the amount of money in the motor vehicle dealers board fund, together with other moneys appropriated to the board, exceeds the amount required for the exercise of its powers and the performance of its duties under Chapter 4517. of the Revised Code and requests the director to make the transfer.

(b) Twenty-one cents shall be paid into the general revenue fund;

(c) Twenty-five cents shall be paid into the state treasury to the credit of the motor vehicle sales audit fund, which is hereby created. The moneys in the fund shall be used by the tax commissioner together with other funds available to the commissioner to conduct a continuing investigation of sales and use tax returns filed for motor vehicles in order to determine if sales and use tax liability has been satisfied. The commissioner shall refer cases of apparent violations of section 2921.13 of the Revised Code made in connection with the titling or sale of a motor vehicle and cases of any other apparent violations of the sales or use tax law to the appropriate county prosecutor whenever the commissioner considers it advisable.

(3) Two dollars of the amount received by the registrar for each certificate of title shall be paid into the state treasury to the credit of the automated title processing fund, which is hereby created and which shall consist of moneys collected under division (B)(3) of this section and under ~~section~~ sections 1548.10 and 4519.59 of the Revised Code. All investment earnings of the fund shall be credited to the fund. The moneys in the fund shall be used as follows:

(a) ~~Moneys~~ Except for moneys collected under section 1548.10 858  
Of the Revised Code, moneys collected under ~~this~~ division (B)(3) 859  
of this section shall be used to implement and maintain an 860  
automated title processing system for the issuance of motor 861  
vehicle, off-highway motorcycle, and all-purpose vehicle 862  
certificates of title in the offices of the clerks of the courts 863  
of common pleas; 864

(b) Moneys collected under section 1548.10 of the Revised 865  
Code shall be used to issue marine certificates of title in the 866  
offices of the clerks of the courts of common pleas as provided in 867  
Chapter 1548. of the Revised Code. 868

(C)(1) The automated title processing board is hereby created 869  
consisting of the registrar or the registrar's representative, a 870  
person selected by the registrar, the president of the Ohio clerks 871  
of court association or the president's representative, and two 872  
clerks of courts of common pleas appointed by the governor. The 873  
director of budget and management or the director's designee, the 874  
chief of the division of watercraft in the department of natural 875  
resources or the chief's designee, and the tax commissioner or the 876  
commissioner's designee shall be nonvoting members of the board. 877

(2) The automated title processing board shall determine each 879  
of the following: 880

(a) The automated title processing equipment and certificates 881  
of title requirements for each county; 882

(b) The payment of expenses that may be incurred by the 883  
counties in implementing an automated title processing system; 884

(c) The repayment to the counties for existing title 885  
processing equipment. 886

(3) The registrar shall purchase, lease, or otherwise acquire 887

any automated title processing equipment and certificates of title 888  
that the board determines are necessary from moneys in the 889  
automated title processing fund established by division (B)(3) of 890  
this section. Each county issuing more than one hundred thousand 891  
certificates of title annually, with the approval of the registrar 892  
and in accordance with the registrar's requirements, may purchase 893  
and maintain an automated title processing system for the issuance 894  
of motor vehicle titles, certificates of title for off-highway 895  
motorcycles and all-purpose vehicles, and certificates of title 896  
for watercraft and outboard motors with the cost of the system 897  
paid for from the automated processing title fund. 898

(D) All counties shall conform to the requirements of the 899  
registrar regarding the operation of their automated title 900  
processing system for motor vehicle titles, certificates of title 901  
for off-highway motorcycles and all-purpose vehicles, and 902  
certificates of title for watercraft and outboard motors. 903

**Sec. 4511.85.** (A) The operator of a chauffeured limousine 904  
shall accept passengers only on the basis of prearranged 905  
contracts, as defined in division ~~(GG)~~(LL) of section 4501.01 of 906  
the Revised Code, and shall not cruise in search of patronage 907  
unless the limousine is in compliance with any statute or 908  
ordinance governing the operation of taxicabs or other similar 909  
vehicles for hire. 910

(B) No person shall advertise or hold ~~himself~~ self out as 911  
doing business as a limousine service or livery service or other 912  
similar designation unless each vehicle used by ~~him~~ the person to 913  
provide the service is registered in accordance with section 914  
4503.24 of the Revised Code and is in compliance with section 915  
4509.80 of the Revised Code. 916

**Sec. 4517.01.** As used in sections 4517.01 to 4517.65 of the 917

Revised Code:	918
(A) "Persons" includes individuals, firms, partnerships, associations, joint stock companies, corporations, and any combinations of individuals.	919 920 921
(B) "Motor vehicle" means motor vehicle as defined in section 4501.01 of the Revised Code <u>and also includes "all-purpose vehicle" and "off-highway motorcycle" as those terms are defined in section 4519.01 of the Revised Code.</u>	922 923 924 925
(C) "New motor vehicle" means a motor vehicle, the legal title to which has never been transferred by a manufacturer, remanufacturer, distributor, or dealer to an ultimate purchaser.	926 927 928
(D) "Ultimate purchaser" means, with respect to any new motor vehicle, the first person, other than a dealer purchasing in the capacity of a dealer, who in good faith purchases such new motor vehicle for purposes other than resale.	929 930 931 932
(E) "Business" includes any activities engaged in by any person for the object of gain, benefit, or advantage either direct or indirect.	933 934 935
(F) "Engaging in business" means commencing, conducting, or continuing in business, or liquidating a business when the liquidator thereof holds self out to be conducting such business; making a casual sale or otherwise making transfers in the ordinary course of business when the transfers are made in connection with the disposition of all or substantially all of the transferor's assets is not engaging in business.	936 937 938 939 940 941 942
(G) "Retail sale" or "sale at retail" means the act or attempted act of selling, bartering, exchanging, or otherwise disposing of a motor vehicle to an ultimate purchaser for use as a consumer.	943 944 945 946
(H) "Retail installment contract" includes any contract in	947

the form of a note, chattel mortgage, conditional sales contract, 948  
lease, agreement, or other instrument payable in one or more 949  
installments over a period of time and arising out of the retail 950  
sale of a motor vehicle. 951

(I) "Farm machinery" means all machines and tools used in the 952  
production, harvesting, and care of farm products. 953

(J) "Dealer" or "motor vehicle dealer" means any new motor 954  
vehicle dealer, any motor vehicle leasing dealer, and any used 955  
motor vehicle dealer. 956

(K) "New motor vehicle dealer" means any person engaged in 957  
the business of selling at retail, displaying, offering for sale, 958  
or dealing in new motor vehicles pursuant to a contract or 959  
agreement entered into with the manufacturer, remanufacturer, or 960  
distributor of the motor vehicles. 961

(L) "Used motor vehicle dealer" means any person engaged in 962  
the business of selling, displaying, offering for sale, or dealing 963  
in used motor vehicles, at retail or wholesale, but does not mean 964  
any new motor vehicle dealer selling, displaying, offering for 965  
sale, or dealing in used motor vehicles incidentally to engaging 966  
in the business of selling, displaying, offering for sale, or 967  
dealing in new motor vehicles, any person engaged in the business 968  
of dismantling, salvaging, or rebuilding motor vehicles by means 969  
of using used parts, or any public officer performing official 970  
duties. 971

(M) "Motor vehicle leasing dealer" means any person engaged 972  
in the business of regularly making available, offering to make 973  
available, or arranging for another person to use a motor vehicle 974  
pursuant to a bailment, lease, or other contractual arrangement 975  
under which a charge is made for its use at a periodic rate for a 976  
term of thirty days or more, and title to the motor vehicle is in 977  
a person other than the user, but does not mean a manufacturer or 978

its affiliate leasing to its employees or to dealers. 979

(N) "Salesperson" means any person employed by a dealer or 980  
manufactured home broker to sell, display, and offer for sale, or 981  
deal in motor vehicles for a commission, compensation, or other 982  
valuable consideration, but does not mean any public officer 983  
performing official duties. 984

(O) "Casual sale" means any transfer of a motor vehicle by a 985  
person other than a new motor vehicle dealer, used motor vehicle 986  
dealer, motor vehicle salvage dealer, as defined in division (A) 987  
of section 4738.01 of the Revised Code, salesperson, motor vehicle 988  
auction owner, manufacturer, or distributor acting in the capacity 989  
of a dealer, salesperson, auction owner, manufacturer, or 990  
distributor, to a person who purchases the motor vehicle for use 991  
as a consumer. 992

(P) "Motor vehicle show" means a display of current models of 993  
motor vehicles whereby the primary purpose is the exhibition of 994  
competitive makes and models in order to provide the general 995  
public the opportunity to review and inspect various makes and 996  
models of motor vehicles at a single location. 997

(Q) "Motor vehicle auction owner" means any person who is 998  
engaged wholly or in part in the business of auctioning motor 999  
vehicles. 1000

(R) "Manufacturer" means a person who manufactures, 1001  
assembles, or imports motor vehicles, including motor homes, but 1002  
does not mean a person who only assembles or installs a body, 1003  
special equipment unit, finishing trim, or accessories on a motor 1004  
vehicle chassis supplied by a manufacturer or distributor. 1005

(S) "Tent-type fold out camping trailer" means any vehicle 1006  
intended to be used, when stationary, as a temporary shelter with 1007  
living and sleeping facilities, and which is subject to the 1008  
following properties and limitations: 1009

(1) A minimum of twenty-five per cent of the fold out portion of the top and sidewalls combined must be constructed of canvas, vinyl, or other fabric, and form an integral part of the shelter.

(2) When folded, the unit must not exceed:

(a) Fifteen feet in length, exclusive of bumper and tongue;

(b) Sixty inches in height from the point of contact with the ground;

(c) Eight feet in width;

(d) One ton gross weight at time of sale.

(T) "Distributor" means any person authorized by a motor vehicle manufacturer to distribute new motor vehicles to licensed new motor vehicle dealers, but does not mean a person who only assembles or installs a body, special equipment unit, finishing trim, or accessories on a motor vehicle chassis supplied by a manufacturer or distributor.

(U) "Flea market" means a market place, other than a dealer's location licensed under this chapter, where a space or location is provided for a fee or compensation to a seller to exhibit and offer for sale or trade, motor vehicles to the general public.

(V) "Franchise" means any written agreement, contract, or understanding between any motor vehicle manufacturer or remanufacturer engaged in commerce and any motor vehicle dealer, which purports to fix the legal rights and liabilities of the parties to such agreement, contract, or understanding.

(W) "Franchisee" means a person who receives new motor vehicles from the franchisor under a franchise agreement and who offers, sells, and provides service for such new motor vehicles to the general public.

(X) "Franchisor" means a new motor vehicle manufacturer, 1040  
remanufacturer, or distributor who supplies new motor vehicles 1041  
under a franchise agreement to a franchisee. 1042

(Y) "Dealer organization" means a state or local trade 1043  
association the membership of which is comprised predominantly of 1044  
new motor vehicle dealers. 1045

(Z) "Factory representative" means a representative employed 1046  
by a manufacturer, remanufacturer, or by a factory branch 1047  
primarily for the purpose of promoting the sale of its motor 1048  
vehicles, parts, or accessories to dealers or for supervising or 1049  
contacting its dealers or prospective dealers. 1050

(AA) "Administrative or executive management" means those 1051  
individuals who are not subject to federal wage and hour laws. 1052

(BB) "Good faith" means honesty in the conduct or transaction 1053  
concerned and the observance of reasonable commercial standards of 1054  
fair dealing in the trade as is defined in division (S) of section 1055  
1301.01 of the Revised Code, including, but not limited to, the 1056  
duty to act in a fair and equitable manner so as to guarantee 1057  
freedom from coercion, intimidation, or threats of coercion or 1058  
intimidation; provided however, that recommendation, endorsement, 1059  
exposition, persuasion, urging, or argument shall not be 1060  
considered to constitute a lack of good faith. 1061

(CC) "Coerce" means to compel or attempt to compel by failing 1062  
to act in good faith or by threat of economic harm, breach of 1063  
contract, or other adverse consequences. Coerce does not mean to 1064  
argue, urge, recommend, or persuade. 1065

(DD) "Relevant market area" means any area within a radius of 1066  
ten miles from the site of a potential new dealership, except that 1067  
for manufactured home or recreational vehicle dealerships the 1068  
radius shall be twenty-five miles. 1069

(EE) "Wholesale" or "at wholesale" means the act or attempted 1070  
act of selling, bartering, exchanging, or otherwise disposing of a 1071  
motor vehicle to a transferee for the purpose of resale and not 1072  
for ultimate consumption by that transferee. 1073

(FF) "Motor vehicle wholesaler" means any person licensed as 1074  
a dealer under the laws of another state and engaged in the 1075  
business of selling, displaying, or offering for sale used motor 1076  
vehicles, at wholesale, but does not mean any motor vehicle dealer 1077  
as defined in this section. 1078

(GG) "Remanufacturer" means a person who assembles or 1079  
installs passenger seating, walls, a roof elevation, or a body 1080  
extension on a conversion van with the motor vehicle chassis 1081  
supplied by a manufacturer or distributor, a person who modifies a 1082  
truck chassis supplied by a manufacturer or distributor for use as 1083  
a public safety or public service vehicle, or a person who 1084  
modifies a motor vehicle chassis supplied by a manufacturer or 1085  
distributor for use as a limousine or hearse, but does not mean 1086  
either of the following: 1087

(1) A person who assembles or installs passenger seating, 1088  
walls, a roof elevation, or a body extension on a manufactured 1089  
home as defined in division (O) and referred to in division (B) of 1090  
section 4501.01 of the Revised Code or a recreational vehicle as 1091  
defined in division (Q) and referred to in division (B) of section 1092  
4501.01 of the Revised Code; 1093

(2) A person who assembles or installs special equipment or 1094  
accessories for handicapped persons, as defined in section 4503.44 1095  
of the Revised Code, upon a motor vehicle chassis supplied by a 1096  
manufacturer or distributor. 1097

For the purposes of division (GG) of this section, "public 1098  
safety vehicle or public service vehicle" means a fire truck, 1099  
ambulance, school bus, street sweeper, garbage packing truck, or 1100

cement mixer, or a mobile self-contained facility vehicle.

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For the purposes of division (GG) of this section,  
"limousine" means a motor vehicle, designed only for the purpose  
of carrying nine or fewer passengers, that a person modifies by  
cutting the original chassis, lengthening the wheelbase by forty  
inches or more, and reinforcing the chassis in such a way that all  
modifications comply with all applicable federal motor vehicle  
safety standards. No person shall qualify as or be deemed to be a  
remanufacturer who produces limousines unless the person has a  
written agreement with the manufacturer of the chassis the person  
utilizes to produce the limousines to complete properly the  
remanufacture of the chassis into limousines.

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For the purposes of division (GG) of this section, "hearse"  
means a motor vehicle, designed only for the purpose of  
transporting a single casket, that is equipped with a compartment  
designed specifically to carry a single casket that a person  
modifies by cutting the original chassis, lengthening the  
wheelbase by ten inches or more, and reinforcing the chassis in  
such a way that all modifications comply with all applicable  
federal motor vehicle safety standards. No person shall qualify as  
or be deemed to be a remanufacturer who produces hearses unless  
the person has a written agreement with the manufacturer of the  
chassis the person utilizes to produce the hearses to complete  
properly the remanufacture of the chassis into hearses.

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For the purposes of division (GG) of this section, "mobile  
self-contained facility vehicle" means a mobile classroom vehicle,  
mobile laboratory vehicle, bookmobile, bloodmobile, testing  
laboratory, and mobile display vehicle, each of which is designed  
for purposes other than for passenger transportation and other  
than the transportation or displacement of cargo, freight,  
materials, or merchandise. A vehicle is remanufactured into a  
mobile self-contained facility vehicle in part by the addition of

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insulation to the body shell, and installation of all of the 1133  
following: a generator, electrical wiring, plumbing, holding 1134  
tanks, doors, windows, cabinets, shelving, and heating, 1135  
ventilating, and air conditioning systems. 1136

(HH) "Operating as a new motor vehicle dealership" means 1137  
engaging in activities such as displaying, offering for sale, and 1138  
selling new motor vehicles at retail, operating a service facility 1139  
to perform repairs and maintenance on motor vehicles, offering for 1140  
sale and selling motor vehicle parts at retail, and conducting all 1141  
other acts that are usual and customary to the operation of a new 1142  
motor vehicle dealership. For the purposes of this chapter only, 1143  
possession of either a valid new motor vehicle dealer franchise 1144  
agreement or a new motor vehicle dealers license, or both of these 1145  
items, is not evidence that a person is operating as a new motor 1146  
vehicle dealership. 1147

(II) "Manufactured home broker" means any person acting as a 1148  
selling agent on behalf of an owner of a manufactured home that is 1149  
subject to taxation under section 4503.06 of the Revised Code. 1150

**Sec. 4519.01.** As used in ~~Chapter 4519. of the Revised Code~~ 1151  
this chapter: 1152

(A) "Snowmobile" means any self-propelled vehicle designed 1153  
primarily for use on snow or ice, and steered by skis, runners, or 1154  
caterpillar treads. 1155

(B) "All-purpose vehicle" means any self-propelled vehicle 1156  
designed primarily for cross-country travel on land and water, or 1157  
on more than one type of terrain, and steered by wheels or 1158  
caterpillar ~~treads~~ TREADS, or any combination thereof, including 1159  
vehicles that operate on a cushion of air, vehicles commonly known 1160  
as all-terrain vehicles, all-season vehicles, mini-bikes, and 1161  
trail bikes, but excluding any self-propelled vehicle not 1162

principally used for purposes of personal transportation, any 1163  
vehicle principally used in playing golf, any motor vehicle or 1164  
aircraft required to be registered under Chapter 4503. or 4561. of 1165  
the Revised Code, and any vehicle excepted from definition as a 1166  
motor vehicle by division (B) of section 4501.01 of the Revised 1167  
Code. 1168

(C) "Owner" means any person, firm, or corporation, other 1169  
than a lienholder or dealer, having title to a snowmobile, 1170  
off-highway motorcycle, or all-purpose vehicle, or other right to 1171  
the possession thereof. 1172

(D) "Operator" means any person who operates or is in actual 1173  
physical control of a snowmobile, OFF-HIGHWAY MOTORCYCLE, or 1174  
all-purpose vehicle. 1175

(E) "Dealer" means any person, firm, or corporation engaged 1176  
in the business of manufacturing or selling snowmobiles, 1177  
off-highway motorcycles, or all-purpose vehicles at wholesale or 1178  
retail, or who rents, leases, or otherwise furnishes snowmobiles, 1179  
off-highway motorcycles, or all-purpose vehicles for hire. 1180

(F) "Street or highway" has the same meaning as given that 1181  
term in ~~division (BB) of~~ section 4511.01 of the Revised Code. 1182

(G) "Limited access highway" and "freeway" have the same 1183  
meaning as given those terms in section 5511.02 of the Revised 1184  
Code. 1185

(H) "Interstate highway" means any part of the interstate 1186  
system of highways as defined in subsection (e), 90 Stat. 431 1187  
(1976), 23 U.S.C.A. 103, and amendments thereof. 1188

(I) "Off-highway motorcycle" means every motorcycle, as 1189  
defined in section 4511.01 Of the Revised Code, that is designed 1190  
to be operated primarily on lands other than a street or highway. 1191

**Sec. 4519.02.** (A) Except as provided in divisions (B), (C), 1192

and (D) of this section, no person shall operate any snowmobile,  
off-highway motorcycle, or all-purpose vehicle within this state  
unless the snowmobile, off-highway motorcycle, or all-purpose  
vehicle is registered and numbered in accordance with sections  
4519.03 and 4519.04 of the Revised Code.

(B) No registration is required for a snowmobile, off-highway  
motorcycle, or all-purpose vehicle that is operated exclusively  
upon lands owned by the owner of the snowmobile, off-highway  
motorcycle, or all-purpose vehicle, or on lands to which the owner  
has a contractual right.

(C) No registration is required for a snowmobile, off-highway  
motorcycle, or all-purpose vehicle owned and used in this state by  
a resident of another state whenever that state has in effect a  
registration law similar to ~~Chapter 4519. of the Revised Code~~ this  
chapter and the snowmobile, off-highway motorcycle, or all-purpose  
vehicle is properly registered thereunder. Any snowmobile,  
off-highway motorcycle, or all purpose vehicle owned and used in  
this state by a resident of another state not having such a  
registration requirement shall comply with section 4519.09 of the  
Revised Code.

(D) No registration is required for a snowmobile, off-highway  
motorcycle, or all-purpose vehicle owned and used in this state by  
the United States, another state, or a political subdivision  
thereof, but the snowmobile, off-highway motorcycle, or  
all-purpose vehicle shall display the name of the owner thereon.

(E) The owner or operator of any all-purpose vehicle operated  
or used upon the waters in this state shall ~~also~~ comply with  
Chapters 1547. and 1548. of the Revised Code relative to the  
operation of watercraft.

Sec. 4519.03. (A) The owner of every snowmobile, off-highway motorcycle, and all-purpose vehicle required to be registered under section 4519.02 of the Revised Code shall file an application for registration with the registrar of motor vehicles or a deputy registrar, on blanks furnished by the registrar for that purpose and containing all of the following information:

~~(A)~~(1) A brief description of the snowmobile, off-highway motorcycle, or all-purpose vehicle, including the name of the manufacturer ~~and~~, the factory or model number, and the vehicle identification number;

~~(B)~~(2) The name, residence, and business address of the owner;

~~(C)~~(3) A statement that the snowmobile, off-highway motorcycle, or all-purpose vehicle is equipped as required by section 4519.20 of the Revised Code, and any rule adopted thereunder. The statement shall include a check list of the required equipment items in such form as the registrar shall prescribe.

The application shall be signed by the owner of the snowmobile, off-highway motorcycle, or all-purpose vehicle and shall be accompanied by a fee as provided in division ~~(D)~~(C) of section 4519.04 of the Revised Code.

If the application is not in proper form, or if the vehicle for which registration is sought does not appear to be equipped as required by section 4519.20 of the Revised Code, ~~and~~ OR any rule adopted thereunder, the registration shall be refused and no registration sticker shall be issued.

(B) On and after the effective date of this amendment, no certificate of registration or renewal of such a certificate shall be issued for an off-highway motorcycle or all-purpose vehicle

required to be registered under section 4519.02 of the Revised 1253  
Code, and no certificate of registration issued under this chapter 1254  
for an off-highway motorcycle or all-purpose vehicle that is sold 1255  
or otherwise transferred shall be transferred to the new owner of 1256  
the off-highway motorcycle or all-purpose vehicle as permitted by 1257  
division (B) of section 4519.05 of the Revised Code, unless a 1258  
certificate of title has been issued under this chapter for the 1259  
motorcycle or vehicle, and the owner or new owner, as the case may 1260  
be, presents the certificate of title or a memorandum certificate 1261  
of title for inspection at the time the owner or new owner first 1262  
submits a registration application, registration renewal 1263  
application, or registration transfer application for the 1264  
motorcycle or vehicle on or after the effective date of this 1265  
amendment. 1266

(C) When the owner of an off-highway motorcycle or 1267  
all-purpose vehicle first registers it in the owner's name, and a 1268  
certificate of title has been issued for the motorcycle or 1269  
vehicle, the owner shall present for inspection a certificate of 1270  
title or memorandum certificate of title showing title to the 1271  
off-highway motorcycle or all-purpose vehicle in the name of the 1272  
owner. If, when the owner of such a motorcycle or vehicle first 1273  
makes application to register it in the owner's name, the 1274  
application is not in proper form or if the certificate of title 1275  
or memorandum certificate of title does not accompany the 1276  
registration, the registration shall be refused and neither a 1277  
certificate of registration nor a registration sticker shall be 1278  
issued. When a certificate of registration and registration 1279  
sticker are issued upon the first registration of an off-highway 1280  
motorcycle or all-purpose vehicle by or on behalf of the owner, 1281  
the official issuing them shall indicate the issuance with a stamp 1282  
on the certificate of title or memorandum certificate of title. 1283

(D) Each deputy registrar shall be allowed a fee of two 1284

dollars and twenty-five cents for each application or renewal 1285  
application received by ~~him~~ the deputy registrar, which shall be 1286  
for the purpose of compensating the deputy registrar for ~~his~~ 1287  
services, and ~~such~~ office and rental expense, as may be necessary 1288  
for the proper discharge of ~~his~~ the deputy registrar's duties in 1289  
the receiving of applications and the issuing of certificates of 1290  
registration. 1291

Each deputy registrar ~~shall~~, upon receipt of any application 1292  
for registration, together with the registration fee, SHALL 1293  
transmit the fee, together with the original and duplicate copy of 1294  
the application, to the registrar in such manner and at such times 1295  
as the registrar, subject to the approval of the director of 1296  
public safety and the treasurer of state, shall prescribe by rule. 1297

**Sec. 4519.031.** The registrar of motor vehicles shall transmit 1298  
to the tax commissioner the names, addresses, and any other 1299  
information requested by the commissioner, of all persons who 1300  
register a snowmobile, off-highway motorcycle, or all-purpose 1301  
vehicle under section 4519.03 of the Revised Code. Such 1302  
information shall be transmitted in ~~such~~ A form ~~as~~ agreed to by 1303  
the registrar and the commissioner. 1304

**Sec. 4519.04.** (A) Upon the filing of an application for 1305  
registration of a snowmobile, off-highway motorcycle, or 1306  
all-purpose vehicle and the payment of the tax therefor, the 1307  
registrar of motor vehicles or a deputy registrar shall assign to 1308  
the snowmobile, off-highway motorcycle, or all-purpose vehicle a 1309  
distinctive number and issue and deliver to the owner in such 1310  
manner as the registrar may select, a certificate of registration, 1311  
in such form as the registrar shall prescribe. Any number so 1312  
assigned to a snowmobile, off-highway motorcycle, or all-purpose 1313  
vehicle shall be a permanent number, and shall not be issued to 1314  
any other snowmobile, off-highway motorcycle, or all-purpose 1315

vehicle, ~~except as provided in section 4519.05 of the Revised~~ 1316  
~~Code.~~ 1317

In addition to the certificate of registration, the registrar 1318  
or deputy registrar also shall issue to the owner of the 1319  
snowmobile, off-highway motorcycle, or all-purpose vehicle a 1320  
registration sticker. the registrar shall prescribe the color and 1321  
size of the sticker, the combination of numerals and letters 1322  
displayed on it, and placement of the sticker on the snowmobile, 1323  
off-highway motorcycle, or all-purpose vehicle. 1324

(B) Upon receipt of a certificate of registration for a 1325  
snowmobile ~~or all purpose vehicle other than a mini bike or trail~~ 1326  
~~bike,~~ the owner shall paint ~~on the vehicle~~ or otherwise attach ~~in~~ 1327  
~~such manner as the registrar shall prescribe,~~ Upon each side of 1328  
the forward cowling of the snowmobile the identifying registration 1329  
number, in block characters of not less than two inches in height 1330  
and of such color as to be distinctly visible and legible, ~~as~~ 1331  
~~follows:~~ 1332

~~(1) In the case of a snowmobile, the number shall be~~ 1333  
~~displayed upon each side of the forward cowling.~~ 1334

~~(2) In the case of an all purpose vehicle, the number shall~~ 1335  
~~be displayed upon the front and rear of the vehicle.~~ 1336

~~(C) the certificate of registration for a mini bike or trail~~ 1337  
~~bike shall be evidenced and displayed on the vehicle in such~~ 1338  
~~manner as the registrar shall prescribe.~~ 1339

~~(D)~~(C) Unless previously canceled, each certificate of 1340  
registration issued for a snowmobile, off-highway motorcycle, or 1341  
all-purpose vehicle ~~shall expire~~ expires upon the thirty-first day 1342  
of December in the third year after the date it is issued. 1343  
Application for renewal of a certificate may be made not earlier 1344  
than ninety days preceding the expiration date, and shall be 1345

accompanied by a fee of five dollars. ~~The renewal of a certificate  
of registration for a snowmobile or all purpose vehicle shall be  
evidenced by a decal or similar device identifying the  
registration period for which it is issued, and shall be displayed  
upon the vehicle in such manner as the registrar shall prescribe.~~

**Sec. 4519.05.** (A) Whenever a registered snowmobile,  
~~off-highway motorcycle,~~ or all-purpose vehicle is destroyed or  
similarly disposed of, the owner shall surrender the certificate  
of registration ~~and any license plate issued for a mini bike or  
trail bike,~~ to the registrar of motor vehicles or a deputy  
registrar within fifteen days following the destruction or  
disposal. The registrar shall thereupon shall cancel the  
certificate and enter ~~such~~ that fact in ~~his~~ the registrar's  
records, ~~and the vacated registration number may be assigned to  
another snowmobile or all purpose vehicle.~~

In the case of an off-highway motorcycle or all-purpose  
vehicle for which a certificate of title has been issued, the  
owner also shall surrender the certificate of title to the clerk  
of the court of common pleas who issued it and the clerk, with the  
consent of any lienholders noted thereon, shall enter a  
cancellation upon the clerk's records and shall notify the  
registrar of the cancellation. Upon the cancellation of a  
certificate of title in the manner prescribed by this division,  
the clerk and the registrar may cancel and destroy all  
certificates of title and memorandum certificates of title in that  
chain of title.

(B) ~~Whenever~~ Subject to division (B) of section 4519.03 Of  
the Revised Code, whenever the ownership of a registered  
snowmobile, ~~off-highway motorcycle,~~ or all-purpose vehicle is  
transferred by sale or otherwise, the new owner ~~shall,~~ within

fifteen days following the transfer, shall make application to the registrar or a deputy registrar for the transfer of the certificate of registration. Upon receipt of the application and a fee of one dollar, the registrar shall transfer the certificate to the new owner and shall enter the new owner's name and address in ~~his~~ the registrar's records. ~~Whenever the ownership of a registered mini-bike or trail bike is transferred under this section, the new owner shall retain the license plate originally issued for the vehicle.~~

(C) Whenever the owner of a registered snowmobile, off-highway motorcycle, or all-purpose vehicle changes ~~his~~ address, ~~he~~ the owner shall surrender the certificate of registration to the registrar or a deputy registrar within fifteen days following the address change. Upon receipt of the certificate, the registrar shall enter the new address thereon and shall make the appropriate change in ~~his~~ the registrar's records. In ~~any~~ a case where the owner's change of address involves a move outside of the state, ~~the owner shall also surrender any license plate issued for the vehicle, and the registrar shall cancel the certificate of registration and may thereafter assign the vacated registration number to another~~ for that snowmobile, off-highway motorcycle, or all-purpose vehicle.

(D) Whenever a certificate of registration for a snowmobile, off-highway motorcycle, or all-purpose vehicle, ~~or a license plate for a mini-bike or trail bike,~~ has been is lost, mutilated, or destroyed, the owner may obtain a duplicate certificate, which shall be identified as such, ~~or a new plate,~~ upon application and the payment of a fee of one dollar.

**Sec. 4519.06.** Any person who is a dealer in snowmobiles, off-highway motorcycles, or all-purpose vehicles shall make application for registration, for each place in this state at

which the business of selling, manufacturing, leasing, or renting 1408  
snowmobiles, off-highway motorcycles, or all-purpose vehicles is 1409  
carried on. The application shall show the make of snowmobile, 1410  
off-highway motorcycle, or all-purpose vehicle manufactured, sold, 1411  
leased, or rented at such place, and shall be accompanied by a fee 1412  
of twenty-five dollars. Upon the filing of the application and the 1413  
payment of the fee therefor, the registrar of motor vehicles shall 1414  
assign to the applicant a distinctive number, ~~prefixed by the~~ 1415  
~~letters DS in the case of a snowmobile and by the letters DAPV in~~ 1416  
~~the case of an all purpose vehicle, and, where applicable, shall~~ 1417  
~~issue a license plate as provided in section 4519.04 of the~~ 1418  
~~Revised Code. The number or license plate shall be displayed upon~~ 1419  
each snowmobile, off-highway motorcycle, or all-purpose vehicle in 1420  
the places ~~set forth~~ prescribed in ~~divisions (B) and (C) of~~ 1421  
section 4519.04 of the Revised Code whenever the vehicle is being 1422  
used prior to sale or transfer. The registrar shall adopt rules 1423  
~~and regulations~~ specifying the manner in which the number may be 1424  
temporarily affixed to the vehicle ~~additional license plates~~ 1425  
~~bearing the dealer's number may be issued upon application and the~~ 1426  
~~payment of a fee of one dollar for each plate.~~ 1427

Upon the termination of any dealership registered under this 1428  
section, the dealer, within fifteen days following such 1429  
termination, shall notify the registrar, who shall enter that fact 1430  
in ~~his~~ the registrar's records and ~~may thereafter assign the~~ 1431  
~~vacated registration number to some other dealer. The dealer shall~~ 1432  
~~also surrender to the registrar any license plates issued under~~ 1433  
~~this section.~~ 1434

Notwithstanding section 4517.01 of the Revised Code, a dealer 1435  
licensed to sell motor vehicles ~~may~~ also may be registered as a 1436  
dealer in snowmobiles, off-highway motorcycles, or all-purpose 1437  
vehicles under this section, and may display, sell, or rent such 1438  
vehicles at ~~his~~ the dealer's established place of business. 1439

Sec. 4519.08. Any snowmobile, off-highway motorcycle, or 1440  
all-purpose vehicle owned or leased by the state, by any of its 1441  
political subdivisions, or by any volunteer organization that uses 1442  
such vehicles exclusively for emergency purposes shall be 1443  
registered free of charge ~~in the same manner as provided by~~ 1444  
~~section 4519.03 of the Revised Code for the registration of~~ 1445  
~~privately owned vehicles~~. The registration number ~~or license plate~~ 1446  
and registration sticker assigned to each such snowmobile, 1447  
off-highway motorcycle, or all-purpose vehicle shall be displayed 1448  
as required by ~~divisions (B) and (C) of~~ section 4519.04 of the 1449  
Revised Code. 1450

Sec. 4519.09. Every owner or operator of a snowmobile, 1451  
off-highway motorcycle, or all-purpose vehicle who is a resident 1452  
of a state not having a registration law similar to ~~Chapter 4519.~~ 1453  
~~of the Revised Code~~ this chapter, and who expects to use the 1454  
snowmobile, off-highway motorcycle, or all-purpose vehicle in 1455  
Ohio, shall apply to the registrar of motor vehicles or a deputy 1456  
registrar for a temporary operating permit. The temporary 1457  
operating permit shall be issued for a period not to exceed 1458  
fifteen days from the date of issuance, shall be in such form as 1459  
the registrar determines, shall include the name and address of 1460  
the owner and operator of the snowmobile, off-highway motorcycle, 1461  
or all-purpose vehicle, and ~~such~~ any other information as the 1462  
registrar considers necessary, and shall be issued upon payment of 1463  
a fee of five dollars. Every owner or operator receiving a 1464  
temporary operating permit shall display ~~the same~~ it upon the 1465  
reasonable request of any law enforcement officer or other person 1466  
as authorized by sections 4519.42 and 4519.43 of the Revised Code. 1467

Sec. 4519.10. (A) The purchaser of an off-highway motorcycle 1468  
or all-purpose vehicle, upon application and proof of purchase, 1469  
may obtain a temporary license placard for it. The application for 1470

such a placard shall be signed by the purchaser of the off-highway motorcycle or all-purpose vehicle. The temporary license placard shall be issued only for the applicant's use of the off-highway motorcycle or all-purpose vehicle to enable the applicant to operate it legally while proper title and a registration sticker are being obtained and shall be displayed on no other off-highway motorcycle or all-purpose vehicle. A temporary license placard issued under this section shall be in a form prescribed by the registrar of motor vehicles, shall differ in some distinctive manner from a placard issued under section 4503.182 Of the Revised Code, shall be valid for a period of thirty days from the date of issuance, and shall not be transferable or renewable. The placard either shall consist of or be coated with such material as will enable it to remain legible and relatively intact despite the environmental conditions to which the placard is likely to be exposed during the thirty-day period for which it is valid. The purchaser of an off-highway motorcycle or all-purpose vehicle shall attach the temporary license placard to it, in a manner prescribed by rules the registrar shall adopt, so that the placard numerals or letters are clearly visible.

The fee for a temporary license placard issued under this section shall be two dollars. If the placard is issued by a deputy registrar, the deputy registrar shall charge an additional fee of two dollars and twenty-five cents, which the deputy registrar shall retain. The deputy registrar shall transmit each two-dollar fee received by the deputy registrar under this section to the registrar, who shall pay the two dollars to the treasurer of state for deposit into the state bureau of motor vehicles fund established by section 4501.25 Of the Revised Code.

(B) The registrar may issue temporary license placards to a dealer to be issued to purchasers for use on vehicles sold by the

dealer, in accordance with rules prescribed by the registrar. The 1503  
dealer shall notify the registrar within forty-eight hours of 1504  
proof of issuance on a form prescribed by the registrar. 1505

The fee for each such placard issued by the registrar to a 1506  
dealer shall be two dollars plus a fee of two dollars and 1507  
twenty-five cents. 1508

**Sec. 4519.11.** One dollar and twenty-five cents of each fee 1509  
collected under sections 4519.04 and 4519.09 of the Revised Code 1510  
shall be paid into the state bureau of motor vehicles fund created 1511  
by section 4501.25 of the Revised Code. All other fees, and all 1512  
taxes and fines levied, charged, or referred to in ~~Chapter 4519.~~ 1513  
~~of the Revised Code~~ this chapter, unless otherwise designated by 1514  
law, shall be deposited into the state treasury to the credit of 1515  
the state recreational vehicle fund, which is hereby created. The 1516  
state recreational vehicle fund shall be used for the purpose of 1517  
enforcing and administering the law relative to the registration 1518  
and operation of snowmobiles, off-highway motorcycles, and 1519  
all-purpose vehicles within the state, for the purpose of 1520  
expanding the activities of the department of natural resources to 1521  
provide trails and other areas for the operation of such vehicles 1522  
on state-controlled land and waters, for the purchase of 1523  
additional land to be used for such purposes, and for the 1524  
development and implementation by the department of programs 1525  
relating to the safe use and enjoyment of snowmobiles, off-highway 1526  
motorcycles, and all-purpose vehicles. 1527

All investment earnings of the state recreational vehicle 1528  
fund shall be credited to the fund. 1529

Notwithstanding section 1501.01 of the Revised Code, nothing 1530  
in this section authorizes the appropriation of property to 1531  
provide trails and other areas for the operation of snowmobiles, 1532  
off-highway motorcycles, and all-purpose vehicles. 1533

Sec. 4519.20. ~~By not later than July 1, 1972, the~~ (A) The 1534  
director of public safety, pursuant to Chapter 119. of the Revised 1535  
Code, shall adopt ~~and promulgate~~ rules ~~and regulations~~ for the 1536  
equipment of snowmobiles, off-highway motorcycles, and all-purpose 1537  
vehicles. The rules ~~and regulations~~ may be revised from time to 1538  
time as the director considers necessary, and shall include, but 1539  
not necessarily be limited to, requirements for the following 1540  
items of equipment: 1541

~~(A)~~(1) At least one headlight having a minimum candlepower of 1542  
sufficient intensity to reveal persons and objects at a distance 1543  
of at least one hundred feet ahead under normal atmospheric 1544  
conditions during hours of darkness; 1545

~~(B)~~(2) At least one red tail light having a minimum 1546  
candlepower of sufficient intensity to be plainly visible from a 1547  
distance of five hundred feet to the rear under normal atmospheric 1548  
conditions during hours of darkness; 1549

~~(C)~~(3) Adequate brakes. Every snowmobile ~~shall~~, while 1550  
traveling on packed snow, SHALL be capable of carrying a driver 1551  
who weighs one hundred ~~and~~ seventy-five pounds or more, and, while 1552  
carrying such driver, be capable of stopping in not more than 1553  
forty feet from an initial steady speed of twenty miles per hour, 1554  
or locking its traction belt. 1555

~~(D)~~(4) A muffler system capable of precluding the emission of 1556  
excessive smoke or exhaust fumes, and of limiting the engine noise 1557  
of vehicles. On snowmobiles manufactured after January 1, 1973, 1558  
such requirement shall include sound dampening equipment such that 1559  
noise does not exceed eighty-two decibels on the "A" scale at 1560  
fifty feet as measured according to SAE J192 (September 1970)~~+~~. 1561

(B) No person shall operate any snowmobile, off-highway 1563

~~motorcycle, or all-purpose vehicle in violation of division (A),~~ 1564  
~~(B)(1), (C)(2), (3), or (D)(4) of this section, except that~~ 1565  
equipment specified in divisions (A)(1) and ~~(B)(2)~~ of this section 1566  
shall not be required on snowmobiles, off-highway motorcycles, or 1567  
all-purpose vehicles operated during the daylight hours ~~on state~~ 1568  
~~controlled land under the jurisdiction of the department of~~ 1569  
~~natural resources and that are limited to off-highway use.~~ 1570

**Sec. 4519.21.** The director of public safety may authorize 1571  
sample tests of new snowmobiles, off-highway motorcycles, and 1572  
all-purpose vehicles to determine their degree of conformity to 1573  
rules ~~and regulations~~ adopted under section 4519.20 of the Revised 1574  
Code. In prescribing tests for muffler equipment, the director may 1575  
require sound pressure levels in decibels to be measured on the 1576  
"A" scale of a sound level meter having characteristics defined by 1577  
the American standards association standard S1.4-1961 "General 1578  
Purpose Sound Meter," and ~~may~~ also MAY require the use of 1579  
applicable measurement practices outlined in the procedures for 1580  
sound level measurement of snowmobiles endorsed by the 1581  
international snowmobile industry association, January 1969, or 1582  
such other sources of standards for the measurement of sound 1583  
levels as the director may consider advisable. 1584

Upon finding that any make or model of vehicle authorized to 1585  
be tested under this section does not meet an applicable standard 1586  
adopted by the director, the person conducting ~~such~~ THE test shall 1587  
report that fact to the director, who ~~shall~~ immediately SHALL 1588  
notify the manufacturer of the vehicle and the registrar of motor 1589  
vehicles. Upon receipt of a notification, the registrar shall 1590  
refuse to issue a certificate of registration to an owner or 1591  
dealer with respect to any vehicle of the same make or model as 1592  
that named in the notification until the vehicle has been modified 1593  
in such manner as the director shall prescribe, and meets the 1594  
applicable standard. 1595

Sec. 4519.22. No person shall have for sale, sell, offer for 1596  
sale, lease, rent, or otherwise furnish for hire in this state any 1597  
new snowmobile, off-highway motorcycle, or all-purpose vehicle 1598  
~~which~~ THAT fails to comply with any rule ~~or regulation~~ adopted by 1599  
the director of public safety under section 4519.20 of the Revised 1600  
Code, after the effective date of ~~such~~ THE rule ~~or regulation~~. 1601

Sec. 4519.40. The applicable provisions of Chapters 4511. and 1602  
4549. of the Revised Code shall be applied to the operation of 1603  
snowmobiles, off-highway motorcycles, and all-purpose vehicles, 1604  
except that no snowmobile, off-highway motorcycle, or all-purpose 1605  
vehicle shall be operated as follows: 1606

(A) On any limited access highway or freeway or the 1607  
right-of-way thereof, except for emergency travel only during such 1608  
time and in such manner as the director of public safety shall 1609  
designate; 1610

(B) On any private property, or in any nursery or planting 1611  
area, without the permission of the owner or other person having 1612  
the right to possession of the property; 1613

(C) On any land or waters controlled by the state, except at 1614  
those locations where a sign has been posted permitting such 1615  
operation; 1616

(D) On the tracks or right-of-way of any operating railroad; 1617

(E) While transporting any firearm, bow, or other implement 1618  
for hunting, that is not unloaded and securely encased; 1619

(F) For the purpose of chasing, pursuing, capturing, or 1620  
killing any animal or wildfowl; 1621

(G) During the time from one-half hour after sunset to 1622  
one-half hour before sunrise, unless displaying lighted lights as 1623  
required by section 4519.20 of the Revised Code. 1624

Sec. 4519.41. Snowmobiles, off-highway motorcycles, and 1625  
all-purpose vehicles ~~being used for winter travel~~ may be operated 1626  
as follows: 1627

(A) To make a crossing of a highway, other than a highway as 1628  
designated in division (A) of section 4519.40 of the Revised Code, 1629  
whenever the crossing can be made in safety and will not interfere 1630  
with the movement of vehicular traffic approaching from any 1631  
direction on the highway, and provided that the operator yields 1632  
the right-of-way to any approaching traffic that presents an 1633  
immediate hazard; 1634

(B) On highways in the county or township road systems 1635  
whenever the local authority having jurisdiction over such 1636  
highways so permits; 1637

(C) Off and alongside a street or highway for limited 1638  
distances from the point of unloading from a conveyance to the 1639  
point at which the snowmobile, off-highway motorcycle, or 1640  
all-purpose vehicle is intended and authorized to be operated; 1641

(D) On the berm or shoulder of a highway, other than a 1642  
highway as designated in division (A) of section 4519.40 of the 1643  
Revised Code, when the terrain permits such operation to be 1644  
undertaken safely and without the necessity of entering any 1645  
traffic lane; 1646

(E) On the berm or shoulder of a county or township road, 1647  
while traveling from one area of operation of the snowmobile, 1648  
off-highway motorcycle, or all-purpose vehicle to another such 1649  
area. 1650

Sec. 4519.42. The director of natural resources shall adopt 1651  
~~and promulgate rules and regulations~~ for the operation of 1652  
snowmobiles, off-highway motorcycles, and all-purpose vehicles on 1653  
land or waters controlled by the state. The director ~~shall~~ also 1654

SHALL undertake a program relating to the development of trails 1655  
and special areas for the use of snowmobiles, off-highway 1656  
motorcycles, and all-purpose vehicles, and may require any permits 1657  
for such use as ~~he~~ the director considers necessary. 1658

The director may designate employees of the department of 1659  
natural resources to enforce any rules ~~and regulations~~ adopted 1660  
under this section. An employee so designated shall have full 1661  
authority to enforce any ~~provisions~~ provision of ~~Chapter 4519. of~~ 1662  
~~the Revised Code~~ this chapter with respect to the proper titling, 1663  
registration, equipping, and operation of snowmobiles, off-highway 1664  
motorcycles, or all-purpose vehicles on land or waters controlled 1665  
by the state. 1666

**Sec. 4519.43.** A board of park commissioners of any park 1667  
district created under Chapter 1545. of the Revised Code may 1668  
provide by rule ~~or regulation~~ for the operation of snowmobiles, 1669  
off-highway motorcycles, and all-purpose vehicles in the parks, 1670  
parkways, and other reservations of land under its jurisdiction, 1671  
and shall file a copy of any such rules ~~or regulations~~ with the 1672  
director of natural resources. 1673

Any employee of a board of park commissioners designated 1674  
pursuant to section 1545.13 of the Revised Code shall have full 1675  
authority to enforce any of the provisions of ~~Chapter 4519. of the~~ 1676  
~~Revised Code~~ this chapter with respect to the proper TITLING, 1677  
registration, equipping, and operation of snowmobiles, off-highway 1678  
motorcycles, or all-purpose vehicles within the lands under the 1679  
jurisdiction and control of the board. 1680

**Sec. 4519.44.** (A) No person who does not hold a valid, 1681  
current motor vehicle driver's or commercial driver's license, 1682  
motorcycle operator's endorsement, or probationary license, issued 1683  
under Chapter 4506. or 4507. of the Revised Code, shall operate a 1684

snowmobile, off-highway motorcycle, or all-purpose vehicle on any 1685  
street or highway in this state, on any portion of the 1686  
right-of-way thereof, or on any public land or waters. 1687

(B) No person who is less than sixteen years of age shall 1688  
operate a snowmobile, off-highway motorcycle, or all-purpose 1689  
vehicle on any land or waters other than private property or 1690  
waters owned by or leased to ~~such~~ THE person's parent or guardian, 1691  
unless accompanied by another person who is eighteen years of age, 1692  
or older, and who holds a license as provided in division (A) of 1693  
this section, except that the department of natural resources may 1694  
permit such operation on state controlled land under its 1695  
jurisdiction when such person is less than sixteen years of age, 1696  
but is twelve years of age or older and is accompanied by a parent 1697  
or guardian who is a licensed driver eighteen years of age or 1698  
older. 1699

**Sec. 4519.45.** Any dealer who rents, leases, or otherwise 1700  
furnishes a snowmobile, off-highway motorcycle, or all-purpose 1701  
vehicle for hire shall maintain the vehicle in safe operating 1702  
condition. No dealer, or ~~his~~ agent or employee of a dealer, shall 1703  
rent, lease, or otherwise furnish a snowmobile, off-highway 1704  
motorcycle, or all-purpose vehicle for hire to any person who does 1705  
not hold a license as required by division (A) of section 4519.44 1706  
of the Revised Code, or to any person whom the dealer, ~~his~~ or an 1707  
agent, ~~or~~ employee of the dealer has reasonable cause to believe 1708  
is incompetent to operate the vehicle in a safe and lawful manner. 1709

**Sec. 4519.46.** The operator of a snowmobile, off-highway 1710  
motorcycle, or all-purpose vehicle involved in any accident 1711  
resulting in bodily injury to or death of any person, or damage to 1712  
the property of any person in excess of one hundred dollars, shall 1713  
report the accident within forty-eight hours to the state highway 1714

patrol, the sheriff of the county within which the accident 1715  
occurred, or the chief of police, if the accident occurred within 1716  
a municipal corporation, and ~~shall~~, within thirty days, SHALL 1717  
forward a written report of the accident to the registrar of motor 1718  
vehicles on a form prescribed by the registrar. If the operator is 1719  
physically incapable of making the reports and there is another 1720  
participant in the accident not so incapacitated, ~~such~~ the 1721  
participant shall make the reports. In the event ~~that~~ there is no 1722  
other participant, and the operator is other than the owner, the 1723  
owner ~~shall~~, within the prescribed periods of time, SHALL make the 1724  
reports. 1725

Any law enforcement officer, or other person authorized by 1726  
sections 4519.42 and 4519.43 of the Revised Code, who investigates 1727  
or receives information of an accident involving a snowmobile, 1728  
off-highway motorcycle, or all-purpose vehicle, shall forward to 1729  
the registrar a written report of the accident within forty-eight 1730  
hours. 1731

The registrar shall maintain a file of all reports received 1732  
by ~~him~~ the registrar of accidents involving a snowmobile, 1733  
off-highway motorcycle, or all-purpose vehicle. The reports shall 1734  
be for the confidential use of the director of public safety and 1735  
the director of natural resources in the development of equipment 1736  
and operating regulations, and of programs relating to the safe 1737  
use of snowmobiles, off-highway motorcycles, and all-purpose 1738  
vehicles, except that the registrar shall furnish a copy of such 1739  
report to any person claiming to have been injured or damaged in 1740  
such accident, or ~~his~~ the person's attorney, upon the payment of a 1741  
fee of one dollar. 1742

**Sec. 4519.47.** Whenever a person is found guilty of operating 1743  
a snowmobile, off-highway motorcycle, or all-purpose vehicle in 1744  
violation of any rule ~~or regulation~~ authorized to be ~~promulgated~~ 1745

ADOPTED under section 4519.21 or 4519.42 of the Revised Code, the 1746  
trial judge of any court of record ~~may~~, in addition to or 1747  
independent of any other penalties provided by law, MAY impound 1748  
for not less than sixty days the certificate of registration of 1749  
~~such that~~ snowmobile, off-highway motorcycle, or all-purpose 1750  
vehicle. The court shall send the impounded certificate of 1751  
registration to the registrar of motor vehicles, who shall retain 1752  
the certificate until the expiration of the period of impoundment. 1753

**Sec. 4519.48.** Nothing contained in ~~Chapter 4519. of the~~ 1754  
~~Revised Code~~ this chapter shall prevent local authorities from 1755  
regulating the operation of snowmobiles, off-highway motorcycles, 1756  
and all-purpose vehicles on streets and highways and other public 1757  
property under their jurisdiction, and within the reasonable 1758  
exercise of the police power, except that no local authority shall 1759  
require the registration or licensing of any snowmobile, 1760  
off-highway motorcycle, or all-purpose vehicle required to be 1761  
registered or titled under ~~such~~ THIS chapter. 1762

Sec. 4519.51. The registrar of motor vehicles shall adopt 1763  
such rules as the registrar considers necessary to ensure uniform 1764  
and orderly operation of sections 4519.51 to 4519.70 of the 1765  
Revised Code, and the clerks of the courts of common pleas shall 1766  
conform thereto. the registrar shall receive and file in the 1767  
registrar's office all information forwarded to the registrar by 1768  
the clerks under those sections, and the clerks shall maintain in 1769  
their offices indexes for the certificates of title. 1770

The registrar shall check with the registrar's records all 1771  
certificates of title received in the registrar's office from the 1772  
clerks. if it appears that a certificate of title has been issued 1773  
improperly, the registrar shall cancel the certificate. upon the 1774  
cancellation of any certificate of title, the registrar shall 1775  
notify the clerk who issued it and the clerk shall enter the 1776

cancellation in the clerk's records. the registrar also shall 1777  
notify the person to whom the certificate of title was issued, as 1778  
well as any lienholders appearing thereon, of the cancellation and 1779  
shall demand surrender of the certificate of title, but the 1780  
cancellation shall not affect the validity of any lien noted 1781  
thereon. The holder of the certificate of title shall return it 1782  
immediately to the registrar. The clerks shall keep on hand a 1783  
sufficient supply of blank forms, which, except for the 1784  
certificate of title and memorandum certificate forms, shall be 1785  
furnished and distributed without charge to registered 1786  
manufacturers or dealers, or other persons residing within the 1787  
county. 1788

Sec. 4519.52. (A) Except as provided in section 4519.54 of 1789  
the Revised Code, on and after the effective date of this section, 1790  
no dealer engaged in the business of selling new or used 1791  
off-highway motorcycles or all-purpose vehicles shall sell or 1792  
otherwise transfer a new or used off-highway motorcycle or 1793  
all-purpose vehicle without obtaining a certificate of title to 1794  
the new or used motorcycle or vehicle, in accordance with this 1795  
chapter, and delivering the certificate of title or memorandum 1796  
certificate of title to the purchaser or transferee. 1797

(B)(1) A person who is not a dealer engaged in the business 1798  
of selling new or used off-highway motorcycles or all-purpose 1799  
vehicles and who, on and after the effective date of this section, 1800  
owns an off-highway motorcycle or all-purpose vehicle, may choose 1801  
to obtain a certificate of title to the motorcycle or vehicle. The 1802  
person shall comply with this chapter in order to obtain the 1803  
certificate of title. 1804

(2) If a person who is not a dealer engaged in the business 1805  
of selling new or used off-highway motorcycles or all-purpose 1806  
vehicles and who owns an off-highway motorcycle or all-purpose 1807  
vehicle obtains a certificate of title to the motorcycle or 1808

vehicle, that person shall not sell or otherwise transfer the 1809  
motorcycle or vehicle without delivering to the purchaser or 1810  
transferee a certificate of title with such assignment thereon as 1811  
is necessary to show title in the purchaser or transferee, and no 1812  
person shall subsequently purchase or otherwise acquire the 1813  
motorcycle or vehicle without obtaining a certificate of title to 1814  
the motorcycle or vehicle in the person's own name. 1815

Sec. 4519.53. No person who acquires an off-highway 1816  
motorcycle or all-purpose vehicle from the owner thereof, if the 1817  
owner is a manufacturer, importer, or dealer, acquires any right, 1818  
title, claim, or interest in or to the off-highway motorcycle or 1819  
all-purpose vehicle until the person has been issued a certificate 1820  
of title to the off-highway motorcycle or all-purpose vehicle, or 1821  
delivered a manufacturer's or importer's certificate for it. no 1822  
waiver or estoppel operates in favor of such person against a 1823  
person having possession of such certificate of title, or 1824  
manufacturer's or importer's certificate for the off-highway 1825  
motorcycle or all-purpose vehicle, for a valuable consideration. 1826

No court in any case at law or in equity shall recognize the 1827  
right, title, claim, or interest of any person in or to any 1828  
off-highway motorcycle or all-purpose vehicle sold or disposed of, 1829  
or mortgaged or encumbered, unless evidenced by one of the 1830  
following: 1831

(A) A certificate of title or a manufacturer's or importer's 1832  
certificate issued in accordance with this chapter; 1833

(B) Admission in the pleadings or stipulation of the parties. 1834  
1835

Sec. 4519.54. No manufacturer, importer, dealer, or other 1836  
person shall sell or otherwise dispose of a new off-highway 1837  
motorcycle or all-purpose vehicle to a dealer to be used by the 1838  
dealer for purposes of display and resale, without delivering to 1839

the dealer a manufacturer's or importer's certificate executed in 1840  
accordance with this section, and with such assignments thereon as 1841  
are necessary to show title in the purchaser. no dealer shall 1842  
purchase or acquire a new off-highway motorcycle or all-purpose 1843  
vehicle without obtaining from the seller the manufacturer's or 1844  
importer's certificate. 1845

A manufacturer's or importer's certificate of the origin of 1846  
an off-highway motorcycle or all-purpose vehicle shall contain the 1847  
following information, in such form and together with such further 1848  
information as the registrar of motor vehicles may require: 1849

(A) A description of the off-highway motorcycle or 1850  
all-purpose vehicle, including its make, year, series or model, if 1851  
any, body type, and manufacturer's vehicle identification number; 1852

(B) Certification of the date of transfer of the off-highway 1853  
motorcycle or all-purpose vehicle to a distributor or dealer or 1854  
other transferee, and the name and address of the transferee; 1855

(C) Certification that this was the first transfer of the new 1856  
off-highway motorcycle or all-purpose vehicle in ordinary trade 1857  
and commerce; 1858

(D) The signature and address of a representative of the 1859  
transferor. 1860

An assignment of a manufacturer's or importer's certificate 1861  
before a notary public or other officer empowered to administer 1862  
oaths shall be printed on the reverse side of the manufacturer's 1863  
or importer's certificate in a form to be prescribed by the 1864  
registrar. The assignment form shall include the name and address 1865  
of the transferee, a certification that the off-highway motorcycle 1866  
or all-purpose vehicle is new, and a warranty that the title at 1867  
the time of delivery is subject only to such liens and 1868  
encumbrances as are set forth and described in full in the 1869  
assignment. 1870

Sec. 4519.55. Application for a certificate of title for an 1871  
off-highway motorcycle or all-purpose vehicle shall be made upon a 1872  
form prescribed by the registrar of motor vehicles and shall be 1873  
sworn to before a notary public or other officer empowered to 1874  
administer oaths. the application shall be filed with the clerk of 1875  
the court of common pleas of the county in which the applicant 1876  
resides if the applicant is a resident of this state or, if not a 1877  
resident, in the county in which the transaction is consummated. 1878  
The application shall be accompanied by the fee prescribed in 1879  
section 4519.59 of the Revised Code and, if a certificate of title 1880  
previously has been issued for the off-highway motorcycle or 1881  
all-purpose vehicle, the application also shall be accompanied by 1882  
the certificate of title duly assigned, unless otherwise provided 1883  
in this chapter. If a certificate of title previously has not been 1884  
issued for the off-highway motorcycle or all-purpose vehicle, the 1885  
application, unless otherwise provided in this chapter, shall be 1886  
accompanied by a manufacturer's or importer's certificate; by a 1887  
sworn statement of ownership; or by a certificate of title, bill 1888  
of sale, or other evidence of ownership required by law of another 1889  
state from which the off-highway motorcycle or all-purpose vehicle 1890  
was brought into this state. The registrar, in accordance with 1891  
Chapter 119. of the Revised Code, shall prescribe the types of 1892  
additional documentation sufficient to establish proof of 1893  
ownership, including, but not limited to, receipts from the 1894  
purchase of parts or components, photographs, and affidavits of 1895  
other persons. For purposes of the transfer of a certificate of 1896  
title, if the clerk is satisfied that a secured party has duly 1897  
discharged a lien notation, but has not canceled the lien notation 1898  
with the clerk of the county of origin, the clerk may cancel the 1899  
lien notation of the automated title processing system and notify 1900  
the clerk of the county of origin. 1901

In the case of the sale of an off-highway motorcycle or 1902

all-purpose vehicle by a dealer to a general purchaser or user, 1903  
the certificate of title shall be obtained in the name of the 1904  
purchaser by the dealer upon application signed by the purchaser. 1905  
in all other cases the certificate shall be obtained by the 1906  
purchaser. in all cases of transfer of an off-highway motorcycle 1907  
or all-purpose vehicle, the application for certificate of title 1908  
shall be filed within thirty days after the later of the date of 1909  
purchase or assignment of ownership of the off-highway motorcycle 1910  
or all-purpose vehicle. If the application for certificate of 1911  
title is not filed within thirty days after the later of the date 1912  
of purchase or assignment of ownership of the off-highway 1913  
motorcycle or all-purpose vehicle, the clerk shall charge a late 1914  
filing fee of five dollars in addition to the fee prescribed by 1915  
section 4519.59 of the Revised Code. The clerk shall retain the 1916  
entire amount of each late filing fee. 1917

Except in the case of an off-highway motorcycle or 1918  
all-purpose vehicle purchased prior to the effective date of this 1919  
section, the clerk shall refuse to accept an application for 1920  
certificate of title unless the applicant either tenders with the 1921  
application payment of all taxes levied by or pursuant to chapter 1922  
5739. or 5741. of the Revised Code, or submits either of the 1923  
following: 1924

(A) A receipt issued by the tax commissioner or a clerk of 1925  
courts showing payment of the tax; 1926

(B) An exemption certificate, in any form prescribed by the 1927  
tax commissioner, that specifies why the purchase is not subject 1928  
to the tax imposed by Chapter 5739. or 5741. of the Revised Code. 1929

Payment of the tax shall be made in accordance with division 1930  
(E) of section 4505.06 of the Revised Code and any rules issued by 1931  
the tax commissioner. When a dealer submits payment of the tax to 1932  
the clerk, the dealer shall retain any discount to which the 1933

dealer is entitled under section 5739.12 of the Revised Code. The 1934  
clerk shall issue a receipt in the form prescribed by the tax 1935  
commissioner to any applicant who tenders payment of the tax with 1936  
the application for a certificate of title. If the application for 1937  
a certificate of title is for an off-highway motorcycle or 1938  
all-purpose vehicle purchased prior to the effective date of this 1939  
section, the clerk shall accept the application without payment of 1940  
the taxes levied by or pursuant to Chapter 5739. or 5741. of the 1941  
Revised Code or presentation of either of the items listed in 1942  
division (A) or (B) of this section. 1943

For receiving and disbursing such taxes paid to the clerk, 1944  
the clerk may retain a poundage fee of one and one-hundredth per 1945  
cent of the taxes collected, which shall be paid into the 1946  
certificate of title administration fund created by section 325.33 1947  
of the Revised Code. In the case of casual sales of off-highway 1948  
motorcycles or all-purpose vehicles that are subject to the tax 1949  
imposed by Chapter 5739. or 5741. of the Revised Code, the 1950  
purchase price for the purpose of determining the tax shall be the 1951  
purchase price on an affidavit executed and filed with the clerk 1952  
by the seller on a form to be prescribed by the registrar, which 1953  
shall be prima-facie evidence of the price for the determination 1954  
of the tax. in addition to the information required by section 1955  
4519.57 of the Revised Code, each certificate of title shall 1956  
contain in bold lettering the following notification and 1957  
statements: "WARNING TO TRANSFEROR AND TRANSFEREE (SELLER AND 1958  
BUYER): You are required by law to state the true selling price. A 1959  
false statement is in violation of section 2921.13 of the Revised 1960  
Code and is punishable by six months imprisonment or a fine of up 1961  
to one thousand dollars, or both. All transfers are audited by the 1962  
department of taxation. The seller and buyer must provide any 1963  
information requested by the department of taxation. The buyer may 1964  
be assessed any additional tax found to be due." 1965

The clerk shall forward all payments of taxes, less poundage fees, to the treasurer of state in a manner to be prescribed by the tax commissioner and shall furnish such information to the commissioner as the commissioner may require. 1966  
1967  
1968  
1969

Sec. 4519.56. (A) An application for a certificate of title shall be sworn to before a notary public or other officer empowered to administer oaths by the lawful owner or purchaser of the off-highway motorcycle or all-purpose vehicle and shall contain at least the following information in a form and together with any other information the registrar of motor vehicles may require: 1970  
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1972  
1973  
1974  
1975  
1976

(1) Name, address, and social security number or employer's tax identification number of the applicant; 1977  
1978

(2) Statement of how the off-highway motorcycle or all-purpose vehicle was acquired; 1979  
1980

(3) Name and address of the previous owner; 1981

(4) A statement of all liens, mortgages, or other encumbrances on the off-highway motorcycle or all-purpose vehicle, and the name and address of each holder thereof; 1982  
1983  
1984

(5) If there are no outstanding liens, mortgages, or other encumbrances, a statement of that fact; 1985  
1986

(6) A description of the off-highway motorcycle or all-purpose vehicle, including the make, year, series or model, if any, body type, and manufacturer's vehicle identification number. 1987  
1988  
1989

If the off-highway motorcycle or all-purpose vehicle contains a permanent identification number placed thereon by the manufacturer, this number shall be used as the vehicle identification number. Except as provided in division (B) of this section, if the application for a certificate of title refers to an off-highway motorcycle or all-purpose vehicle that contains 1990  
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1992  
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such a permanent identification number, but for which no 1996  
certificate of title has been issued previously by this state, the 1997  
application shall be accompanied by a physical inspection 1998  
certificate as described in that division. 1999

If there is no manufacturer's vehicle identification number 2000  
or if the manufacturer's vehicle identification number has been 2001  
removed or obliterated, the registrar, upon receipt of a 2002  
prescribed application and proof of ownership, but prior to 2003  
issuance of a certificate of title, shall assign a vehicle 2004  
identification number for the off-highway motorcycle or 2005  
all-purpose vehicle. This assigned vehicle identification number 2006  
shall be permanently affixed to or imprinted upon the off-highway 2007  
motorcycle or all-purpose vehicle by the state highway patrol. The 2008  
state highway patrol shall assess a fee of fifty dollars for 2009  
affixing the number to the off-highway motorcycle or all-purpose 2010  
vehicle and shall deposit each such fee in the state highway 2011  
safety fund established by section 4501.06 of the Revised Code. 2012

(B) Except in the case of a new off-highway motorcycle or 2013  
all-purpose vehicle sold by a dealer licensed under Chapter 4517. 2014  
of the Revised Code title to which is evidenced by a 2015  
manufacturer's or importer's certificate, if the application for a 2016  
certificate of title refers to an off-highway motorcycle or 2017  
all-purpose vehicle that contains a permanent identification 2018  
number placed thereon by the manufacturer, but for which no 2019  
certificate of title previously has been issued by this state, the 2020  
application shall be accompanied by a physical inspection 2021  
certificate issued by the department of public safety verifying 2022  
the make, year, series or model, if any, body type, and 2023  
manufacturer's vehicle identification number of the off-highway 2024  
motorcycle or all-purpose vehicle for which the certificate of 2025  
title is desired. The physical inspection certificate shall be in 2026  
such form as is designated by the registrar. The physical 2027

inspection shall be made at a deputy registrar's office or at an 2028  
established place of business operated by a licensed motor vehicle 2029  
dealer. The deputy registrar or motor vehicle dealer may charge a 2030  
maximum fee of one dollar and fifty cents for conducting the 2031  
physical inspection. 2032

The clerk of the court of common pleas shall charge a fee of 2033  
one dollar and fifty cents for the processing of each physical 2034  
inspection certificate. The clerk shall retain fifty cents of the 2035  
one dollar and fifty cents so charged and shall pay the remaining 2036  
one dollar to the registrar by monthly returns, which shall be 2037  
forwarded to the registrar not later than the fifth day of the 2038  
month next succeeding that in which the certificate is received by 2039  
the clerk. The registrar shall pay such remaining sums into the 2040  
state bureau of motor vehicles fund established by section 4501.25 2041  
of the Revised Code. 2042

Sec. 4519.57. The clerk of the court of common pleas shall 2043  
issue certificates of title for off-highway motorcycles and 2044  
all-purpose vehicles over the clerk's official seal. The front 2045  
side of each certificate of title shall contain the information 2046  
required in the application therefor as prescribed by section 2047  
4519.56 of the Revised Code, spaces for the dates of notation and 2048  
cancellation of two liens, mortgages, or encumbrances, and any 2049  
other pertinent information as may be required by the registrar of 2050  
motor vehicles, but shall contain neither the social security 2051  
number nor taxpayer identification number of the applicant. The 2052  
reverse side of each certificate of title shall contain all of the 2053  
information specified in division (F) of section 4505.07 of the 2054  
Revised Code. An assignment of certificate of title before a 2055  
notary public or other officer empowered to administer oaths shall 2056  
appear on the reverse side of each certificate of title in the 2057  
form to be prescribed by the registrar of motor vehicles. the 2058  
assignment form shall include a warranty that the signer is the 2059

owner of the off-highway motorcycle or all-purpose vehicle and 2060  
that there are no mortgages, liens, or encumbrances on the 2061  
off-highway motorcycle or all-purpose vehicle except as are noted 2062  
on the face of the certificate of title. 2063

Certificates of title also shall bear a statement that liens 2064  
applicable to the off-highway motorcycle or all-purpose vehicle 2065  
other than the two for which there are spaces on the titles may 2066  
exist and, if so, are entered into the automated title processing 2067  
system for motor vehicle titles. 2068

Sec. 4519.58. The clerk of the court of common pleas shall 2069  
issue certificates of title in duplicate. one copy shall be 2070  
retained and filed by the clerk in the clerk's office, and the 2071  
information contained in it shall be transmitted to the registrar 2072  
of motor vehicles on the day it is issued. the clerk shall sign 2073  
and affix the clerk's seal to the original certificate of title 2074  
and, if there are no liens on the off-highway motorcycle or 2075  
all-purpose vehicle, shall deliver the certificate to the 2076  
applicant or the selling dealer. Except as otherwise provided in 2077  
this section, if there are one or more liens on the off-highway 2078  
motorcycle or all-purpose vehicle, the certificate of title shall 2079  
be delivered to the holder of the first lien. If the certificate 2080  
of title is obtained by a dealer on behalf of the applicant and 2081  
there are one or more liens on the off-highway motorcycle or 2082  
all-purpose vehicle, the clerk shall issue a certificate of title 2083  
and may issue a memorandum certificate of title. The certificate 2084  
of title and memorandum certificate of title, if issued, shall be 2085  
delivered to the holder of the first lien or the selling dealer, 2086  
who shall deliver the certificate of title to the holder of the 2087  
first lien and the memorandum certificate of title to the 2088  
applicant. The selling dealer also may make arrangements with the 2089  
clerk to have the clerk deliver the memorandum certificate of 2090  
title to the applicant. 2091

The registrar shall prescribe a uniform method of numbering certificates of title. the numbering shall be in such manner that the county of issuance is indicated. numbers shall be assigned to certificates of title in the manner prescribed by the registrar. the clerk shall file all certificates of title according to the rules to be prescribed by the registrar, and the clerk shall maintain in the clerk's office indexes for the certificates of title. 2092  
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The clerk need not retain on file any current certificates of title, current duplicate certificates of title, current memorandum certificates of title, or current salvage certificates of title or supporting evidence thereof covering any off-highway motorcycle or all-purpose vehicle for a period longer than seven years after the date of their filing; thereafter the same may be destroyed. The clerk need not retain on file any inactive records including certificates of title, duplicate certificates of title, memorandum certificates of title, or supporting evidence thereof covering any off-highway motorcycle or all-purpose vehicle for a period longer than five years after the date of their filing; thereafter, the same may be destroyed. The clerk shall retain the active index and all active records in the data base of the computer in the clerk's office, and shall retain in the data base a record and index of all inactive titles for ten years. If the clerk provides a written copy of any information contained in the data base, the copy shall be considered the original for purposes of the clerk certifying the record of the information for use in any legal proceeding. 2100  
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Sec. 4519.59. (A) The clerk of the court of common pleas shall charge a fee of five dollars for each certificate of title, duplicate certificate of title, memorandum certificate of title, and notation of any lien on a certificate of title. The clerk shall retain two dollars and twenty-five cents of the fee charged

for each certificate of title, four dollars and seventy-five cents 2124  
of the fee charged for each duplicate certificate of title, all of 2125  
the fees charged for each memorandum certificate, and four dollars 2126  
and twenty-five cents of the fee charged for each notation of a 2127  
lien. 2128

The remaining two dollars and seventy-five cents charged for 2129  
the certificate of title, the remaining twenty-five cents charged 2130  
for the duplicate certificate of title, and the remaining 2131  
seventy-five cents charged for the notation of any lien on a 2132  
certificate of title shall be paid to the registrar of motor 2133  
vehicles by monthly returns, which shall be forwarded to the 2134  
registrar not later than the fifth day of the month next 2135  
succeeding that in which the certificate is forwarded or that in 2136  
which the registrar is notified of a lien or cancellation thereof. 2137

(B)(1) The registrar shall pay twenty-five cents of the 2138  
amount received for each certificate of title and all of the 2139  
amounts received for each notation of any lien and each duplicate 2140  
certificate of title into the state bureau of motor vehicles fund 2141  
established in section 4501.25 of the Revised Code. 2142

(2) Fifty cents of the amount received for each certificate 2143  
of title shall be paid by the registrar as follows: 2144

(a) Four cents shall be paid into the state treasury to the 2145  
credit of the motor vehicle dealers board fund created in section 2146  
4505.09 of the Revised Code, for use as described in division 2147  
(B)(2)(a) of that section. 2148

(b) Twenty-one cents shall be paid into the general revenue 2149  
fund; 2150

(c) Twenty-five cents shall be paid into the state treasury 2151  
to the credit of the motor vehicle sales audit fund created in 2152  
section 4505.09 of the Revised Code, for use as described in 2153  
division (B)(2)(c) of that section. 2154

(3) Two dollars of the amount received by the registrar for 2155  
each certificate of title shall be paid into the state treasury to 2156  
the credit of the automated title processing fund created in 2157  
section 4505.09 of the Revised Code, for use as described in 2158  
division (B)(3)(a) of that section. 2159

Sec. 4519.60. In the event of the transfer of ownership of an 2160  
off-highway motorcycle or all-purpose vehicle by operation of law, 2161  
as upon inheritance, devise or bequest, order in bankruptcy, 2162  
insolvency, replevin, or execution of sale, or when repossession 2163  
is had upon default in performance of the terms of a security 2164  
agreement as provided in Chapter 1309. Of the Revised Code, the 2165  
clerk of the court of common pleas of the county in which the last 2166  
certificate of title to the off-highway motorcycle or all-purpose 2167  
vehicle was issued, upon the surrender of the prior certificate of 2168  
title or the manufacturer's or importer's certificate, or, when 2169  
that is not possible, upon presentation to the clerk of 2170  
satisfactory proof of ownership and rights of possession to such 2171  
off-highway motorcycle or all-purpose vehicle, and upon payment of 2172  
the fee prescribed in section 4519.59 Of the Revised Code, and 2173  
presentation of an application for certificate of title, may issue 2174  
to the applicant a certificate of title to the off-highway 2175  
motorcycle or all-purpose vehicle. Only an affidavit by the person 2176  
or agent of the person to whom possession of the off-highway 2177  
motorcycle or all-purpose vehicle has passed, setting forth the 2178  
facts entitling the person to such possession and ownership, 2179  
together with a copy of the journal entry, court order, or 2180  
instrument upon which the claim of possession and ownership is 2181  
founded, is satisfactory proof of ownership and right of 2182  
possession. If the applicant cannot produce such proof of 2183  
ownership, the applicant may apply directly to the registrar of 2184  
motor vehicles and submit the evidence the applicant has, and the 2185  
registrar, upon finding the evidence sufficient, may authorize the 2186

clerk to issue a certificate of title. If, from the records in the 2187  
office of the clerk, there appears to be any lien on the 2188  
off-highway motorcycle or all-purpose vehicle, the certificate of 2189  
title shall contain a statement of the lien unless the application 2190  
is accompanied by proper evidence of its extinction. 2191

Sec. 4519.61. (A) Each owner of an off-highway motorcycle or 2192  
all-purpose vehicle and each person mentioned as owner in the last 2193  
certificate of title, when the off-highway motorcycle or 2194  
all-purpose vehicle is dismantled, destroyed, or changed in such 2195  
manner that it loses its character as an off-highway motorcycle or 2196  
all-purpose vehicle, or changed in such manner that it is not the 2197  
off-highway motorcycle or all-purpose vehicle described in the 2198  
certificate of title, shall surrender the certificate of title to 2199  
the clerk of the court of common pleas who issued it, and 2200  
thereupon the clerk, with the consent of the holders of any liens 2201  
noted thereon, shall enter a cancellation upon the clerk's records 2202  
and shall notify the registrar of motor vehicles of the 2203  
cancellation. 2204

Upon the cancellation of a certificate of title in the manner 2205  
prescribed by this section, the clerk and the registrar may cancel 2206  
and destroy all certificates and all memorandum certificates in 2207  
that chain of title. 2208

(B) Where an Ohio certificate of title or salvage certificate 2209  
of title to an off-highway motorcycle or all-purpose vehicle is 2210  
assigned to a salvage dealer, the dealer shall not be required to 2211  
obtain an Ohio certificate of title or a salvage certificate of 2212  
title to the off-highway motorcycle or all-purpose vehicle in the 2213  
dealer's own name if the dealer dismantles or destroys the 2214  
OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE, completes the 2215  
assignment on the certificate of title or salvage certificate of 2216  
title, indicates the number of the dealer's motor vehicle salvage 2217  
dealer's license thereon, marks "FOR DESTRUCTION" across the face 2218

of the certificate of title or salvage certificate of title, and 2219  
surrenders the certificate of title or salvage certificate of 2220  
title to the clerk of the court of common pleas as provided in 2221  
division (A) of this section. If the salvage dealer retains the 2222  
OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE for resale, the 2223  
salvage dealer shall make application for a salvage certificate of 2224  
title to the OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE in the 2225  
salvage dealer's own name as provided in division (C)(1) of this 2226  
section. 2227

(C)(1) When an insurance company declares it economically 2228  
impractical to repair the OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE 2229  
VEHICLE and has paid an agreed price for the purchase of the 2230  
OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE to any insured or 2231  
claimant owner, the insurance company shall receive the 2232  
certificate of title and OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE 2233  
VEHICLE and proceed as follows. Within thirty days the insurance 2234  
company shall deliver the certificate of title to the clerk of the 2235  
court of common pleas and shall make application for a salvage 2236  
certificate of title. The clerk shall issue the salvage 2237  
certificate of title on a form, prescribed by the registrar, that 2238  
shall be easily distinguishable from the original certificate of 2239  
title and shall bear the same number and information as the 2240  
original certificate of title. Except as provided in division 2241  
(C)(2) of this section, the salvage certificate of title shall be 2242  
assigned by the insurance company to a salvage dealer or any other 2243  
person for use as evidence of ownership upon the sale or other 2244  
disposition of the OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE, 2245  
and the salvage certificate of title shall be TRANSFERABLE to any 2246  
other person. The clerk of the court of common pleas shall charge 2247  
a fee of four dollars for the cost of processing each salvage 2248  
certificate of title. 2249

(2) If an insurance company considers an OFF-HIGHWAY 2250

MOTORCYCLE OR ALL-PURPOSE VEHICLE as described in division (C)(1) 2251  
of this section to be impossible to restore to normal operation, 2252  
the insurance company may assign the certificate of title to the 2253  
off-highway motorcycle or all-purpose vehicle to a salvage dealer 2254  
or scrap metal processing facility and send the assigned 2255  
certificate of title to the clerk of the court of common pleas of 2256  
the county in which the salvage dealer or scrap metal processing 2257  
facility is located. The insurance company shall mark the face of 2258  
the certificate of title "FOR DESTRUCTION" and shall deliver a 2259  
photocopy of the certificate of title to the salvage dealer or 2260  
scrap metal processing facility for its records. 2261

(3) If an insurance company declares it economically 2262  
impractical to repair an off-highway motorcycle of all-purpose 2263  
vehicle, agrees to pay to the insured or claimant owner an amount 2264  
in settlement of a claim against a policy of motor vehicle 2265  
insurance covering the OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE 2266  
VEHICLE, and agrees to permit the insured or claimant owner to 2267  
retain possession of the OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE 2268  
VEHICLE, the insurance company shall not pay the insured or 2269  
claimant owner any amount in settlement of the insurance claim 2270  
until the owner obtains a salvage certificate of title to the 2271  
vehicle and furnishes a copy of the salvage certificate of title 2272  
to the insurance company. 2273

(D) When a self-insured organization, rental or leasing 2274  
company, or secured creditor becomes the owner of an OFF-HIGHWAY 2275  
MOTORCYCLE OR ALL-PURPOSE VEHICLE that is burned, damaged, or 2276  
dismantled and is determined to be economically impractical to 2277  
repair, the self-insured organization, rental or leasing company, 2278  
or secured creditor shall do one of the following: 2279

(1) Mark the face of the certificate of title to the 2280  
OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE "FOR DESTRUCTION" 2281  
and surrender the certificate of title to the clerk of the court 2282

of common pleas for cancellation as described in division (A) of 2283  
this section. The self-insured organization, rental or leasing 2284  
company, or secured creditor thereupon shall deliver the 2285  
OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE, together with a 2286  
photocopy of the certificate of title, to a salvage dealer or 2287  
scrap metal processing facility and shall cause the OFF-HIGHWAY 2288  
MOTORCYCLE OR ALL-PURPOSE VEHICLE to be dismantled, flattened, 2289  
crushed, or destroyed. 2290

(2) Obtain a salvage certificate of title to the OFF-HIGHWAY 2291  
MOTORCYCLE OR ALL-PURPOSE VEHICLE in the name of the self-insured 2292  
organization, rental or leasing company, or secured creditor, as 2293  
provided in division (C)(1) of this section, and then sell or 2294  
otherwise dispose of the OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE 2295  
VEHICLE. If the off-highway motorcycle or all-purpose vehicle is 2296  
sold, the self-insured organization, rental or leasing company, or 2297  
secured creditor shall obtain a salvage certificate of title to 2298  
the OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE in the name of 2299  
the purchaser from the clerk of the court of common pleas of the 2300  
county in which the purchaser resides. 2301

(E) If an OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE 2302  
titled with a salvage certificate of title is restored for 2303  
operation, application shall be made to the clerk of the court of 2304  
common pleas for a certificate of title after inspection by the 2305  
state highway patrol. The inspection shall include establishing 2306  
proof of ownership and an inspection of the motor number and 2307  
vehicle identification number of the off-highway motorcycle or 2308  
all-purpose vehicle and of documentation or receipts for the 2309  
materials used in restoration by the owner of the off-highway 2310  
motorcycle or all-purpose vehicle being inspected, which 2311  
documentation or receipts shall be presented at the time of 2312  
inspection. Upon successful completion of the inspection, the 2313  
state highway patrol shall issue to the owner a completed 2314

inspection form. The clerk, upon submission of the completed 2315  
inspection form and surrender of the salvage certificate of title, 2316  
shall issue a certificate of title for a fee prescribed by the 2317  
registrar. The certificate of title shall be in the same form as 2318  
the original certificate of title, shall bear the same number as 2319  
the salvage certificate of title and the original certificate of 2320  
title, and shall bear the words "REBUILT SALVAGE" in black 2321  
boldface letters on its face. Every subsequent certificate of 2322  
title, memorandum certificate of title, or certified copy of a 2323  
certificate of title or memorandum certificate of title issued for 2324  
the OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE also shall bear 2325  
the words "REBUILT SALVAGE" in black boldface letters on its face. 2326  
The exact location on the face of the certificate of title of the 2327  
words "REBUILT SALVAGE" shall be determined by the registrar, who 2328  
shall develop an automated procedure within the automated title 2329  
processing system to comply with this division. The clerk shall 2330  
use reasonable care in performing the duties imposed on the clerk 2331  
by this division in issuing a certificate of title pursuant to 2332  
this division, but the clerk is not liable for errors or omissions 2333  
of the clerk of courts, the clerk's deputies, or the automated 2334  
title processing system in the performance of such duties. A fee 2335  
of fifty dollars shall be assessed by the state highway patrol for 2336  
each inspection made pursuant to this division. 2337

(F) No OFF-HIGHWAY MOTORCYCLE OR ALL-PURPOSE VEHICLE the 2338  
certificate of title to which has been marked "FOR DESTRUCTION" 2339  
and surrendered to the clerk of the court of common pleas shall be 2340  
used for anything except parts and scrap metal. 2341

Sec. 4519.62. In the event of a lost or destroyed certificate 2342  
of title, application shall be made to the clerk of the court of 2343  
common pleas of the county where the certificate of title was 2344  
issued, by the owner of the off-highway motorcycle or all-purpose 2345  
vehicle, or the holder of a lien thereon, for a certified copy of 2346

the certificate, upon a form prescribed by the registrar of motor 2347  
vehicles and accompanied by the fee prescribed by section 4519.59 2348  
Of the Revised Code. The application shall be signed and sworn to 2349  
by the person making the application, and the clerk shall issue a 2350  
certified copy of the certificate of title to the person entitled 2351  
to receive it under this chapter. The certified copy shall be 2352  
plainly marked across its face with the word "duplicate," and any 2353  
subsequent purchaser of the off-highway motorcycle or all-purpose 2354  
vehicle in the chain of title originating through the certified 2355  
copy acquires only such rights in the off-highway motorcycle or 2356  
all-purpose vehicle as the original holder of the certified copy 2357  
had. Any purchaser of the off-highway motorcycle or all-purpose 2358  
vehicle, at the time of purchase, may require the seller of the 2359  
same to indemnify the purchaser and all subsequent purchasers of 2360  
the off-highway motorcycle or all-purpose vehicle against any loss 2361  
that the purchaser or subsequent purchasers may suffer by reason 2362  
of any claim presented upon the original certificate. In the event 2363  
of the recovery of the original certificate of title by said 2364  
owner, the owner shall surrender forthwith the original 2365  
certificate of title to the clerk for cancellation. 2366

2367  
The holder of a certificate of title for an off-highway 2368  
motorcycle or all-purpose vehicle upon which is noted an existing 2369  
lien, encumbrance, or mortgage, may make application at any time 2370  
to the clerk who issued the certificate of title for a memorandum 2371  
certificate, which application shall be made in the form 2372  
prescribed by the registrar and signed and sworn to by the 2373  
applicant. Upon receipt of the application, if it appears to be 2374  
correct, together with the fee prescribed by section 4519.59 Of 2375  
the Revised Code, the clerk shall issue to the applicant a 2376  
memorandum certificate for the off-highway motorcycle or 2377  
all-purpose vehicle. In the event the memorandum certificate is 2378  
lost or destroyed, the holder thereof may obtain a certified copy 2379

of the same on a form prescribed by the registrar and accompanied 2380  
by the fee prescribed in section 4519.59 Of the Revised Code. The 2381  
memorandum certificate is not assignable and constitutes no 2382  
evidence of title or of right to transfer or encumber the 2383  
off-highway motorcycle or all-purpose vehicle described therein. 2384

Sec. 4519.63. The registrar of motor vehicles or the clerk of 2385  
the court of common pleas, upon the application of any person and 2386  
payment of the proper fees, may prepare and furnish title 2387  
information regarding off-highway motorcycles and all-purpose 2388  
vehicles in the form and subject to any territorial division or 2389  
other classification as they may direct. The registrar or the 2390  
clerk may search the records of the bureau of motor vehicles and 2391  
the clerk regarding off-highway motorcycles and all-purpose 2392  
vehicles and make reports thereof, and make copies of their title 2393  
information and attestations thereof. 2394

Fees therefor shall be charged and collected as follows: 2395

(A) For lists containing three thousand titles or more, 2396  
twenty-five dollars per thousand or part thereof; 2397

(B) For searches of the records and written reports thereof, 2398  
two dollars for each name, number, or fact searched or reported 2399  
on; 2400

(C) For copies of records and attestations thereof, two 2401  
dollars per copy. The registrar and clerk may certify copies of 2402  
records generated by an automated title processing system. 2403

Such copies shall be taken as prima-facie evidence of the 2404  
facts therein stated in any court of the state. The registrar and 2405  
the clerk shall furnish information on any title without charge to 2406  
state highway patrol troopers, sheriffs, chiefs of police, or the 2407  
attorney general. The clerk also may provide a copy of a 2408  
certificate of title to a public agency without charge. 2409

Those fees collected by the registrar as provided in this 2410  
section shall be paid to the treasurer of state to the credit of 2411  
the state bureau of motor vehicles fund established in section 2412  
4501.25 Of the Revised Code. Those fees collected by the clerk as 2413  
provided in this section shall be paid to the certificate of title 2414  
administration fund created by section 325.33 of the Revised Code. 2415

Sec. 4519.64. Manufacturers and importers of off-highway 2416  
motorcycles or all-purpose vehicles shall appoint and authorize 2417  
agents who shall sign manufacturer's or importer's certificates. 2418  
The registrar of motor vehicles may require that a certified copy 2419  
of a list containing the names and the facsimile signatures of the 2420  
authorized agents be furnished to the registrar and be forwarded 2421  
to each clerk of the court of common pleas in the respective 2422  
counties within the state, and the registrar may prescribe the 2423  
form of authorization to be used by the manufacturers or importers 2424  
and the method of certification of the names of the agents. 2425

Sec. 4519.65. The clerk of the court of common pleas and the 2426  
clerk's deputies may administer oaths on any application or 2427  
affidavit required by this chapter. 2428

Sec. 4519.66. No person shall do any of the following: 2429

(A) Operate in this state an off-highway motorcycle or 2430  
all-purpose vehicle without having a certificate of title for the 2431  
off-highway motorcycle or all-purpose vehicle, if such a 2432  
certificate is required by this chapter to be issued for the 2433  
off-highway motorcycle or all-purpose vehicle; 2434

(B) Operate in this state an off-highway motorcycle or 2435  
all-purpose vehicle if a certificate of title to the off-highway 2436  
motorcycle or all-purpose vehicle has been issued and then has 2437  
been canceled; 2438

(C) Fail to surrender any certificate of title upon 2439  
cancellation of the same by the registrar of motor vehicles and 2440

<u>notice thereof as prescribed in this chapter;</u>	2441
(D) <u>Fail to surrender the certificate of title to the clerk</u>	2442
<u>of the court of common pleas as provided in this chapter, in case</u>	2443
<u>of the destruction or dismantling of, or change in, the</u>	2444
<u>off-highway motorcycle or all-purpose vehicle described in the</u>	2445
<u>certificate of title;</u>	2446
(E) <u>Violate sections 4519.51 to 4519.70 Of the Revised Code</u>	2447
<u>for which no penalty is otherwise provided or any lawful rules</u>	2448
<u>promulgated pursuant to those sections.</u>	2449
Sec. 4519.67. <u>No person shall do any of the following:</u>	2450
(A) <u>Procure or attempt to procure a certificate of title to</u>	2451
<u>an off-highway motorcycle or all-purpose vehicle, or pass or</u>	2452
<u>attempt to pass a certificate of title or any assignment thereof</u>	2453
<u>to an off-highway motorcycle or all-purpose vehicle, knowing or</u>	2454
<u>having reason to believe that the off-highway motorcycle or</u>	2455
<u>all-purpose vehicle has been stolen;</u>	2456
(B) <u>Sell or offer for sale in this state an off-highway</u>	2457
<u>motorcycle or all-purpose vehicle on which the manufacturer's or</u>	2458
<u>assigned vehicle identification number has been destroyed,</u>	2459
<u>removed, covered, altered, or defaced with knowledge of the</u>	2460
<u>destruction, removal, covering, alteration, or defacement of the</u>	2461
<u>manufacturer's or assigned vehicle identification number.</u>	2462
(C) <u>Sell or transfer an off-highway motorcycle or all-purpose</u>	2463
<u>vehicle without delivering to the purchaser or transferee thereof</u>	2464
<u>a certificate of title, or a manufacturer's or importer's</u>	2465
<u>certificate thereto, assigned to the purchaser as provided for in</u>	2466
<u>this chapter.</u>	2467
Sec. 4519.68. (A)(1) <u>Chapter 1309. Of the Revised Code does</u>	2468
<u>not permit or require the deposit, filing, or other record of a</u>	2469
<u>security interest covering an off-highway motorcycle or</u>	2470
<u>all-purpose vehicle, except as provided in division (A)(2) of this</u>	2471

section. 2472

(2) Sections 1309.01 to 1309.50 of the Revised Code apply to 2473  
a security interest in an off-highway motorcycle or all-purpose 2474  
vehicle held as inventory, as defined in division (D) of section 2475  
1309.07 of the Revised Code, for sale by a dealer. The security 2476  
interest has priority over creditors of the dealer as provided in 2477  
sections 1309.01 to 1309.50 of the Revised Code without notation 2478  
of the security interest on a certificate of title or without the 2479  
retention of a manufacturer's or importer's certificate. 2480

(B) Subject to division (A) of this section, any security 2481  
agreement covering a security interest in an off-highway 2482  
motorcycle or all-purpose vehicle, if a notation of the agreement 2483  
has been made by the clerk of the court of common pleas on the 2484  
face of the certificate of title, is valid as against the 2485  
creditors of the debtor, whether armed with process or not, and 2486  
against subsequent purchasers, secured parties, and other 2487  
lienholders or claimants. All security interests, liens, 2488  
mortgages, and encumbrances noted upon a certificate of title take 2489  
priority according to the order of time in which they are noted 2490  
thereon by the clerk. Exposure for sale of any off-highway 2491  
motorcycle or all-purpose vehicle by its owner, with the knowledge 2492  
or with the knowledge and consent of the holder of any security 2493  
interest, lien, mortgage, or encumbrance thereon, does not render 2494  
the security interest, lien, mortgage, or encumbrance ineffective 2495  
as against the creditors of the owner, or against holders of 2496  
subsequent security interests, liens, mortgages, or encumbrances 2497  
upon the off-highway motorcycle or all-purpose vehicle. 2498

The secured party, upon presentation of the security 2499  
agreement to the clerk of the court of common pleas of the county 2500  
in which the certificate of title was issued, together with the 2501  
certificate of title and the fee prescribed by section 4519.59 Of 2502  
the Revised Code, may have a notation of the security interest 2503

made on the face of the certificate of title and, if such a 2504  
notation is made, another notation of the lien shall be entered 2505  
into the automated title processing system for motor vehicle 2506  
titles. The clerk, over the clerk's signature and seal of office, 2507  
shall issue a new original certificate of title from the automated 2508  
title processing system that indicates the security interest and 2509  
the date of the security interest. 2510

When the security interest is discharged, the holder thereof 2511  
shall note the discharge over the holder's signature on the face 2512  
of the certificate of title or over the holder's signature on a 2513  
form prescribed by the registrar of motor vehicles when there is 2514  
no space for the discharge on the face of the certificate of 2515  
title. Prior to delivering the certificate to the owner, the 2516  
holder or the holder's agent shall present it and any additional 2517  
information the clerk requires to the clerk to have the clerk note 2518  
the cancellation of the security interest on the face of the 2519  
certificate of title and upon the records of the clerk. If the 2520  
cancellation appears to be genuine, the clerk shall note the 2521  
cancellation on the certificate of title and also shall note the 2522  
cancellation on the clerk's records and notify the registrar, who 2523  
shall note the cancellation. If a security interest that is 2524  
discharged does not appear on the face of the certificate of title 2525  
but instead was entered into the automated title processing system 2526  
for motor vehicles, the clerk shall enter the cancellation into 2527  
the automated title processing system and also shall note the 2528  
cancellation on a form prescribed by the registrar. 2529

Sec. 4519.69. If the application for a certificate of title 2530  
refers to an off-highway motorcycle or all-purpose vehicle last 2531  
previously registered in another state, the application shall be 2532  
accompanied by a physical inspection certificate issued by the 2533  
department of public safety verifying the make, year, series or 2534  
model, if any, body type, and manufacturer's identification number 2535

of the off-highway motorcycle or all-purpose vehicle for which the 2536  
certificate of title is desired. The physical inspection 2537  
certificate shall be in such form as is designated by the 2538  
registrar of motor vehicles. The physical inspection of the 2539  
off-highway motorcycle or all-purpose vehicle shall be made at a 2540  
deputy registrar's office, or at an established place of business 2541  
operated by a licensed motor vehicle dealer. Additionally, the 2542  
PHYSICAL inspection of a salvage off-highway motorcycle or 2543  
all-purpose vehicle owned by an insurance company may be made at 2544  
an established place of business operated by a salvage motor 2545  
vehicle dealer licensed under Chapter 4738. of the Revised Code. 2546  
The deputy registrar, the motor vehicle dealer, or the salvage 2547  
motor vehicle dealer may charge a maximum fee of one dollar and 2548  
fifty cents for conducting the physical inspection. 2549

The clerk of the court of common pleas shall charge a fee of 2550  
one dollar and fifty cents for the processing of each physical 2551  
inspection certificate. The clerk shall retain fifty cents of the 2552  
one dollar and fifty cents so charged and shall pay the remaining 2553  
one dollar to the registrar by monthly returns, which shall be 2554  
forwarded to the registrar not later than the fifth day of the 2555  
month next succeeding that in which the certificate is received by 2556  
the clerk. The registrar shall pay such remaining sums into the 2557  
state treasury to the credit of the state bureau of motor vehicles 2558  
fund established in section 4501.25 of the Revised Code. 2559

Sec. 4519.70. (A)(1) No minor under eighteen years of age 2560  
shall purchase or otherwise acquire an off-highway motorcycle or 2561  
all-purpose vehicle and obtain a certificate of title for the 2562  
motorcycle or vehicle unless the application for the certificate 2563  
of title is accompanied by a form prescribed by the registrar of 2564  
motor vehicles that is signed by a parent of the minor, the 2565  
minor's guardian, or other person having custody of the minor 2566  
authorizing the purchase or acquisition of the off-highway 2567

motorcycle or all-purpose vehicle. 2568

(2) No minor under eighteen years of age shall sell or 2569  
otherwise dispose of an off-highway motorcycle or all-purpose 2570  
vehicle for which a certificate of title has been issued under 2571  
this chapter unless a parent of the minor, the minor's guardian, 2572  
or other person having custody of the minor furnishes to the buyer 2573  
or person acquiring the motorcycle or vehicle, at the time of the 2574  
sale or disposition, a form prescribed by the registrar that is 2575  
signed by the parent, guardian, or other person authorizing the 2576  
sale or disposition of the off-highway motorcycle or all-purpose 2577  
vehicle. 2578

(B) At the time an application for a certificate of title for 2579  
an off-highway motorcycle or all-purpose vehicle described in 2580  
division (A) of this section is submitted, the adult who signed 2581  
the form authorizing the sale, disposition, purchase, or 2582  
acquisition of the motorcycle or vehicle by the minor shall be 2583  
present and shall provide identification establishing that the 2584  
adult is the individual whose signature appears on the form. The 2585  
registrar shall prescribe, by rule, the types of identification 2586  
that are acceptable for the purposes of this division. If the 2587  
adult who signed the form does not provide identification as 2588  
required by this division, the application shall be refused. 2589

(C) No right, title, claim to, or interest in an off-highway 2590  
motorcycle or all-purpose vehicle shall be acquired by or from a 2591  
minor unless the application for a certificate of title for the 2592  
motorcycle or vehicle is accompanied by the form required by this 2593  
section. 2594

(D) No clerk of a court of common pleas shall be held liable 2595  
in any civil action that arises under the law of this state for 2596  
injury or loss to persons or property caused when a person has 2597  
obtained a certificate of title in violation of this section, 2598  
unless the clerk failed to use reasonable diligence in 2599

ascertaining the age of the minor or the identity of the adult who 2600  
signed the form authorizing the sale, disposition, purchase, or 2601  
acquisition of the off-highway motorcycle or all-purpose vehicle 2602  
by the minor. 2603

**Sec. 4519.99.** (A) Whoever violates division (A) of section 2604  
4519.02, or division (A), (B), or (C) of section 4519.05, of the 2605  
Revised Code shall be fined not more than twenty-five dollars for 2606  
a first offense; for each subsequent offense such person shall be 2607  
fined not less than twenty-five nor more than fifty dollars. 2608

(B) Whoever violates section 4519.06 of the Revised Code 2609  
shall be fined not more than fifty dollars for a first offense; 2610  
for each subsequent offense such person shall be fined not less 2611  
than fifty nor more than two hundred dollars. 2612

(C) Whoever violates division ~~(E)~~(B) of section 4519.20, or 2613  
section 4519.22, of the Revised Code shall be fined not more than 2614  
fifty dollars for a first offense; for each subsequent offense 2615  
within one year of a first offense such person shall be fined not 2616  
less than fifteen nor more than one hundred dollars or imprisoned 2617  
not more than three days, or both. 2618

(D) Whoever violates section 4519.40 or 4519.44 of the 2619  
Revised Code shall be fined not less than fifty nor more than five 2620  
hundred dollars or imprisoned not less than three nor more than 2621  
thirty days, or both. 2622

(E) Whoever violates section 4519.45 of the Revised Code 2623  
shall be fined not less than one hundred nor more than five 2624  
hundred dollars. 2625

(F) Whoever violates section 4519.66 Of the Revised Code 2626  
shall be fined not more than two hundred dollars, or imprisoned 2627  
not more than ninety days, or both. 2628

(G) Whoever violates section 4519.67 Of the Revised Code 2629

shall be fined not more than five thousand dollars, or imprisoned 2630  
in the county jail or workhouse not less than six months nor more 2631  
than one year or in the penitentiary not less than one nor more 2632  
than five years, or both. 2633

(H) Whoever violates section 4519.52 Of the Revised Code 2634  
shall be fined fifty dollars. 2635

**Section 2.** That existing sections 325.33, 4501.01, 4503.10, 2636  
4505.06, 4505.09, 4511.85, 4517.01, 4519.01, 4519.02, 4519.03, 2637  
4519.031, 4519.04, 4519.05, 4519.06, 4519.08, 4519.09, 4519.11, 2638  
4519.20, 4519.21, 4519.22, 4519.40, 4519.41, 4519.42, 4519.43, 2639  
4519.44, 4519.45, 4519.46, 4519.47, 4519.48, and 4519.99 of the 2640  
Revised Code are hereby repealed. 2641

**Section 3.** Sections 1 and 2 of this act shall take effect 2642  
January 1, 1999. 2643

**Section 4.** Section 4503.10 of the Revised Code is presented 2644  
in this act as a composite of the section as amended by both Am. 2645  
H.B. 141 and Am. Sub. S.B. 60 of the 122nd General Assembly, with 2646  
the new language of neither of the acts shown in capital letters. 2647  
This is in recognition of the principle stated in division (B) of 2648  
section 1.52 of the Revised Code that such amendments are to be 2649  
harmonized where not substantively irreconcilable and constitutes 2650  
a legislative finding that such is the resulting version in effect 2651  
prior to the effective date of this act. 2652