

H.B. 125
As Introduced

Topic: Township officer jurisdiction

_____ moved to amend as follows:

In line 1 of the title, delete the first "and" and insert a 1
comma; after "1907.02" insert ", and 4513.39" 2

In line 4 of the title, after "ordinances" insert ", to 3
clarify that certain township officers do not have the authority 4
to enforce traffic and motor vehicle equipment violations on 5
interstate highways," 6

In line 10, delete "and" and insert a comma; after "1907.02" 7
insert ", and 4513.39" 8

Between lines 137 and 138, insert: 9

"**Sec. 4513.39.** (A) The state highway patrol and sheriffs or 10
their deputies shall exercise, to the exclusion of all other peace 11
officers except within municipal corporations and except as 12
specified in division (B) of this section and division (E) of 13
section 2935.03 of the Revised Code, the power to make arrests for 14
violations on all state highways, of sections 4503.11, 4503.21, 15
4511.14 to 4511.16, 4511.20 to 4511.23, 4511.26 to 4511.40, 16
4511.42 to 4511.48, 4511.58, 4511.59, 4511.62 to 4511.71, 4513.03 17
to 4513.13, 4513.15 to 4513.22, 4513.24 to 4513.34, 4549.01, 18
4549.08 to 4549.12, and 4549.62 of the Revised Code. 19

(B) A member of the police force of a township police district created under section 505.48 of the Revised Code or of a joint police district created under section 505.482 of the Revised Code, and a township constable appointed pursuant to section 509.01 of the Revised Code, who has received a certificate from the Ohio peace officer training commission under section 109.75 of the Revised Code, shall exercise the power to make arrests for violations of those sections listed in division (A) of this section, other than sections 4513.33 and 4513.34 of the Revised Code, as follows:

(1) If the population of the township that created the township or joint police district served by the member's police force or the township that is served by the township constable is fifty thousand or less, the member or constable shall exercise that power on those portions of all state highways, including those highways that are part of the national highway system but that are not part of the interstate system, that are located within the township or joint police district, in the case of a member of a township or joint police district police force, or within the unincorporated territory of the township, in the case of a township constable;

(2) If the population of the township that created the township or joint police district served by the member's police force or the township that is served by the township constable is greater than fifty thousand, the member or constable shall exercise that power on those portions of all state highways, including any highway that is a part of the interstate highway system or otherwise a part of the national highway system, that are located within the township or joint police district, in the case of a member of a township or joint police district police force, or within the unincorporated territory of the township, in

the case of a township constable.

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(C) No member of the police force of a township police district created under section 505.48 of the Revised Code, member of a joint police district created under section 505.482 of the Revised Code, or township constable appointed pursuant to section 509.01 of the Revised Code, shall enforce a law of this state, an ordinance of a municipal corporation, or a resolution of a township governing the operation of, or the equipment requirements for, a motor vehicle on any highway that is part of the interstate system if the population of the township that created the township or joint police district served by the member's police force or the township that is served by the township constable is fifty thousand or less."

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In line 138, delete "and" and insert a comma; after "1907.02" insert ", and 4513.39"

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The motion was _____ agreed to.