

S. B. No. 94
As Introduced

_____ moved to amend as follows:

In line 6 of the title, after "3737.945" insert ", 4505.104,
4511.01" 1
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In line 7 of the title, after "4513.64" insert ", 4513.65"; after
"4513.66" insert ", 4513.69" 3
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In line 20, after "3737.945" insert ", 4505.104, 4511.01"; after
"4513.64" insert ", 4513.65"; after "4513.66" insert ", 4513.69" 5
6

After line 2154, insert: 7

"Sec. 4505.104. (A) A towing service or storage facility 8
that is in possession of a motor vehicle may obtain a 9
certificate of title to the vehicle as provided in division (B) 10
of this section if all of the following apply: 11

(1) The motor vehicle was towed or stored pursuant to 12
section 4513.60, 4513.61, or 4513.66 of the Revised Code. 13

(2) A search was made of the records of an applicable 14
entity listed in division (F)(1) of section 4513.601 of the 15
Revised Code to ascertain the identity of the owner and any 16



lienholder of the motor vehicle. 17

(3) Upon obtaining the identity in division (A)(2) of this 18
section, notice was sent to the last known address of the owner 19
and any lienholder, by certified or express mail with return 20
receipt requested, by certified mail with electronic tracking, 21
or by a commercial carrier service utilizing any form of 22
delivery requiring a signed receipt. The notice shall inform the 23
owner and lienholder that the towing service or storage facility 24
will obtain title to the motor vehicle if not claimed within 25
sixty days after the date the notice was received. 26

(4) The motor vehicle has been left unclaimed for sixty 27
days after one of the following: 28

(a) The date the notice sent under division (A)(3) of this 29
section was received, as evidenced by a receipt signed by any 30
person; 31

(b) The date the towing service or storage facility 32
received notification that the delivery of the notice sent under 33
division (A)(3) of this section was not possible. 34

(5) A sheriff, chief of a law enforcement agency, ~~or~~ state 35
highway patrol trooper, natural resources officer, or wildlife 36
officer, as applicable, has made a determination that the 37
vehicle or items in the vehicle are not necessary to a criminal 38
investigation. 39

(6) An agent of the towing service or storage facility 40
executes an affidavit, in a form established by the registrar of 41
motor vehicles not later than ninety days after September 30, 42
2021, affirming that conditions in divisions (A)(1) to (5) of 43
this section are met. 44

(B) The clerk of court shall issue a certificate of title, 45
free and clear of all liens and encumbrances, to the towing 46
service or storage facility that presents an affidavit that 47
affirms that the conditions in divisions (A)(1) to (5) of this 48
section are met. 49

(C) After obtaining title to a motor vehicle under this 50
section, the towing service or storage facility shall retain any 51
money arising from the disposal of the vehicle. 52

(D) A towing service or storage facility that obtains 53
title to a motor vehicle under this section shall notify the 54
entity that ordered the motor vehicle into storage that the 55
motor vehicle has been so disposed. The towing service or 56
storage facility shall provide the notice on the last business 57
day of the month in which the service or facility obtained title 58
to the motor vehicle. 59

(E) As used in this section, ~~"towing":~~ 60

(1) "Towing service or storage facility" means any for- 61
hire motor carrier that removes a motor vehicle under the 62
authority of section 4513.60, 4513.61, or 4513.66 of the Revised 63
Code and any place to which such a for-hire motor carrier 64
delivers a motor vehicle towed under those sections. 65

(2) "Natural resources officer" means an officer appointed 66
pursuant to section 1501.24 of the Revised Code. 67

(3) "Wildlife officer" means an officer designated 68
pursuant to section 1531.13 of the Revised Code. 69

Sec. 4511.01. As used in this chapter and in Chapter 70
4513. of the Revised Code: 71

(A) "Vehicle" means every device, including a motorized 72

bicycle and an electric bicycle, in, upon, or by which any 73
person or property may be transported or drawn upon a highway, 74
except that "vehicle" does not include any motorized wheelchair, 75
any electric personal assistive mobility device, any low-speed 76
micromobility device, any personal delivery device as defined in 77
section 4511.513 of the Revised Code, any device that is moved 78
by power collected from overhead electric trolley wires or that 79
is used exclusively upon stationary rails or tracks, or any 80
device, other than a bicycle, that is moved by human power. 81

(B) "Motor vehicle" means every vehicle propelled or drawn 82
by power other than muscular power or power collected from 83
overhead electric trolley wires, except motorized bicycles, 84
electric bicycles, road rollers, traction engines, power 85
shovels, power cranes, and other equipment used in construction 86
work and not designed for or employed in general highway 87
transportation, hole-digging machinery, well-drilling machinery, 88
ditch-digging machinery, farm machinery, and trailers designed 89
and used exclusively to transport a boat between a place of 90
storage and a marina, or in and around a marina, when drawn or 91
towed on a street or highway for a distance of no more than ten 92
miles and at a speed of twenty-five miles per hour or less. 93

(C) "Motorcycle" means every motor vehicle, other than a 94
tractor, having a seat or saddle for the use of the operator and 95
designed to travel on not more than three wheels in contact with 96
the ground, including, but not limited to, motor vehicles known 97
as "motor-driven cycle," "motor scooter," "autocycle," "cab- 98
enclosed motorcycle," or "motorcycle" without regard to weight 99
or brake horsepower. 100

(D) "Emergency vehicle" means emergency vehicles of 101
municipal, township, or county departments or public utility 102

corporations when identified as such as required by law, the 103
director of public safety, or local authorities, and motor 104
vehicles when commandeered by a police officer. 105

(E) "Public safety vehicle" means any of the following: 106

(1) Ambulances, including private ambulance companies 107
under contract to a municipal corporation, township, or county, 108
and private ambulances and nontransport vehicles bearing license 109
plates issued under section 4503.49 of the Revised Code; 110

(2) Motor vehicles used by public law enforcement officers 111
or other persons sworn to enforce the criminal and traffic laws 112
of the state; 113

(3) Any motor vehicle when properly identified as required 114
by the director of public safety, when used in response to fire 115
emergency calls or to provide emergency medical service to ill 116
or injured persons, and when operated by a duly qualified person 117
who is a member of a volunteer rescue service or a volunteer 118
fire department, and who is on duty pursuant to the rules or 119
directives of that service. The state fire marshal shall be 120
designated by the director of public safety as the certifying 121
agency for all public safety vehicles described in division (E) 122
(3) of this section. 123

(4) Vehicles used by fire departments, including motor 124
vehicles when used by volunteer fire fighters responding to 125
emergency calls in the fire department service when identified 126
as required by the director of public safety. 127

Any vehicle used to transport or provide emergency medical 128
service to an ill or injured person, when certified as a public 129
safety vehicle, shall be considered a public safety vehicle when 130
transporting an ill or injured person to a hospital regardless 131

of whether such vehicle has already passed a hospital. 132

(5) Vehicles used by the motor carrier enforcement unit 133
for the enforcement of orders and rules of the public utilities 134
commission as specified in section 5503.34 of the Revised Code. 135

(F) "School bus" means every bus designed for carrying 136
more than nine passengers that is owned by a public, private, or 137
governmental agency or institution of learning and operated for 138
the transportation of children to or from a school session or a 139
school function, or owned by a private person and operated for 140
compensation for the transportation of children to or from a 141
school session or a school function, provided "school bus" does 142
not include a bus operated by a municipally owned transportation 143
system, a mass transit company operating exclusively within the 144
territorial limits of a municipal corporation, or within such 145
limits and the territorial limits of municipal corporations 146
immediately contiguous to such municipal corporation, nor a 147
common passenger carrier certified by the public utilities 148
commission unless such bus is devoted exclusively to the 149
transportation of children to and from a school session or a 150
school function, and "school bus" does not include a van or bus 151
used by a licensed child care center or type A family child care 152
home to transport children from the child care center or type A 153
family child care home to a school if the van or bus does not 154
have more than fifteen children in the van or bus at any time. 155

(G) "Bicycle" means every device, other than a device that 156
is designed solely for use as a play vehicle by a child, that is 157
propelled solely by human power upon which a person may ride, 158
and that has two or more wheels, any of which is more than 159
fourteen inches in diameter. 160

(H) "Motorized bicycle" or "moped" means any vehicle 161

having either two tandem wheels or one wheel in the front and 162
two wheels in the rear, that may be pedaled, and that is 163
equipped with a helper motor of not more than fifty cubic 164
centimeters piston displacement that produces not more than one 165
brake horsepower and is capable of propelling the vehicle at a 166
speed of not greater than twenty miles per hour on a level 167
surface. "Motorized bicycle" or "moped" does not include an 168
electric bicycle. 169

(I) "Commercial tractor" means every motor vehicle having 170
motive power designed or used for drawing other vehicles and not 171
so constructed as to carry any load thereon, or designed or used 172
for drawing other vehicles while carrying a portion of such 173
other vehicles, or load thereon, or both. 174

(J) "Agricultural tractor" means every self-propelling 175
vehicle designed or used for drawing other vehicles or wheeled 176
machinery but having no provision for carrying loads 177
independently of such other vehicles, and used principally for 178
agricultural purposes. 179

(K) "Truck" means every motor vehicle, except trailers and 180
semitrailers, designed and used to carry property. 181

(L) "Bus" means every motor vehicle designed for carrying 182
more than nine passengers and used for the transportation of 183
persons other than in a ridesharing arrangement, and every motor 184
vehicle, automobile for hire, or funeral car, other than a 185
taxicab or motor vehicle used in a ridesharing arrangement, 186
designed and used for the transportation of persons for 187
compensation. 188

(M) "Trailer" means every vehicle designed or used for 189
carrying persons or property wholly on its own structure and for 190

being drawn by a motor vehicle, including any such vehicle when 191
formed by or operated as a combination of a "semitrailer" and a 192
vehicle of the dolly type, such as that commonly known as a 193
"trailer dolly," a vehicle used to transport agricultural 194
produce or agricultural production materials between a local 195
place of storage or supply and the farm when drawn or towed on a 196
street or highway at a speed greater than twenty-five miles per 197
hour, and a vehicle designed and used exclusively to transport a 198
boat between a place of storage and a marina, or in and around a 199
marina, when drawn or towed on a street or highway for a 200
distance of more than ten miles or at a speed of more than 201
twenty-five miles per hour. 202

(N) "Semitrailer" means every vehicle designed or used for 203
carrying persons or property with another and separate motor 204
vehicle so that in operation a part of its own weight or that of 205
its load, or both, rests upon and is carried by another vehicle. 206

(O) "Pole trailer" means every trailer or semitrailer 207
attached to the towing vehicle by means of a reach, pole, or by 208
being boomed or otherwise secured to the towing vehicle, and 209
ordinarily used for transporting long or irregular shaped loads 210
such as poles, pipes, or structural members capable, generally, 211
of sustaining themselves as beams between the supporting 212
connections. 213

(P) "Railroad" means a carrier of persons or property 214
operating upon rails placed principally on a private right-of- 215
way. 216

(Q) "Railroad train" means a steam engine or an electric 217
or other motor, with or without cars coupled thereto, operated 218
by a railroad. 219

(R) "Streetcar" means a car, other than a railroad train, 220
for transporting persons or property, operated upon rails 221
principally within a street or highway. 222

(S) "Trackless trolley" means every car that collects its 223
power from overhead electric trolley wires and that is not 224
operated upon rails or tracks. 225

(T) "Explosives" means any chemical compound or mechanical 226
mixture that is intended for the purpose of producing an 227
explosion that contains any oxidizing and combustible units or 228
other ingredients in such proportions, quantities, or packing 229
that an ignition by fire, by friction, by concussion, by 230
percussion, or by a detonator of any part of the compound or 231
mixture may cause such a sudden generation of highly heated 232
gases that the resultant gaseous pressures are capable of 233
producing destructive effects on contiguous objects, or of 234
destroying life or limb. Manufactured articles shall not be held 235
to be explosives when the individual units contain explosives in 236
such limited quantities, of such nature, or in such packing, 237
that it is impossible to procure a simultaneous or a destructive 238
explosion of such units, to the injury of life, limb, or 239
property by fire, by friction, by concussion, by percussion, or 240
by a detonator, such as fixed ammunition for small arms, 241
firecrackers, or safety fuse matches. 242

(U) "Flammable liquid" means any liquid that has a flash 243
point of seventy degrees fahrenheit, or less, as determined by a 244
tagliabue or equivalent closed cup test device. 245

(V) "Gross weight" means the weight of a vehicle plus the 246
weight of any load thereon. 247

(W) "Person" means every natural person, firm, co- 248

partnership, association, or corporation.	249
(X) "Pedestrian" means any natural person afoot.	250
"Pedestrian" includes a personal delivery device as defined in	251
section 4511.513 of the Revised Code unless the context clearly	252
suggests otherwise.	253
(Y) "Driver or operator" means every person who drives or	254
is in actual physical control of a vehicle, trackless trolley,	255
or streetcar.	256
(Z) "Police officer" means every officer authorized to	257
direct or regulate traffic, or to make arrests for violations of	258
traffic regulations.	259
(AA) "Local authorities" means every county, municipal,	260
and other local board or body having authority to adopt police	261
regulations under the constitution and laws of this state.	262
(BB) "Street" or "highway" means the entire width between	263
the boundary lines of every way open to the use of the public as	264
a thoroughfare for purposes of vehicular travel.	265
(CC) "Controlled-access highway" means every street or	266
highway in respect to which owners or occupants of abutting	267
lands and other persons have no legal right of access to or from	268
the same except at such points only and in such manner as may be	269
determined by the public authority having jurisdiction over such	270
street or highway.	271
(DD) "Private road or driveway" means every way or place	272
in private ownership used for vehicular travel by the owner and	273
those having express or implied permission from the owner but	274
not by other persons.	275
(EE) "Roadway" means that portion of a highway improved,	276

designed, or ordinarily used for vehicular travel, except the 277
berm or shoulder. If a highway includes two or more separate 278
roadways the term "roadway" means any such roadway separately 279
but not all such roadways collectively. 280

(FF) "Sidewalk" means that portion of a street between the 281
curb lines, or the lateral lines of a roadway, and the adjacent 282
property lines, intended for the use of pedestrians. 283

(GG) "Laned highway" means a highway the roadway of which 284
is divided into two or more clearly marked lanes for vehicular 285
traffic. 286

(HH) "Through highway" means every street or highway as 287
provided in section 4511.65 of the Revised Code. 288

(II) "State highway" means a highway under the 289
jurisdiction of the department of transportation, outside the 290
limits of municipal corporations, provided that the authority 291
conferred upon the director of transportation in section 5511.01 292
of the Revised Code to erect state highway route markers and 293
signs directing traffic shall not be modified by sections 294
4511.01 to 4511.79 and 4511.99 of the Revised Code. 295

(JJ) "State route" means every highway that is designated 296
with an official state route number and so marked. 297

(KK) "Intersection" means: 298

(1) The area embraced within the prolongation or 299
connection of the lateral curb lines, or, if none, the lateral 300
boundary lines of the roadways of two highways that join one 301
another at, or approximately at, right angles, or the area 302
within which vehicles traveling upon different highways that 303
join at any other angle might come into conflict. The junction 304

of an alley or driveway with a roadway or highway does not 305
constitute an intersection unless the roadway or highway at the 306
junction is controlled by a traffic control device. 307

(2) If a highway includes two roadways that are thirty 308
feet or more apart, then every crossing of each roadway of such 309
divided highway by an intersecting highway constitutes a 310
separate intersection. If both intersecting highways include two 311
roadways thirty feet or more apart, then every crossing of any 312
two roadways of such highways constitutes a separate 313
intersection. 314

(3) At a location controlled by a traffic control signal, 315
regardless of the distance between the separate intersections as 316
described in division (KK)(2) of this section: 317

(a) If a stop line, yield line, or crosswalk has not been 318
designated on the roadway within the median between the separate 319
intersections, the two intersections and the roadway and median 320
constitute one intersection. 321

(b) Where a stop line, yield line, or crosswalk line is 322
designated on the roadway on the intersection approach, the area 323
within the crosswalk and any area beyond the designated stop 324
line or yield line constitute part of the intersection. 325

(c) Where a crosswalk is designated on a roadway on the 326
departure from the intersection, the intersection includes the 327
area that extends to the far side of the crosswalk. 328

(LL) "Crosswalk" means: 329

(1) That part of a roadway at intersections ordinarily 330
included within the real or projected prolongation of property 331
lines and curb lines or, in the absence of curbs, the edges of 332

the traversable roadway;	333
(2) Any portion of a roadway at an intersection or elsewhere, distinctly indicated for pedestrian crossing by lines or other markings on the surface;	334 335 336
(3) Notwithstanding divisions (LL) (1) and (2) of this section, there shall not be a crosswalk where local authorities have placed signs indicating no crossing.	337 338 339
(MM) "Safety zone" means the area or space officially set apart within a roadway for the exclusive use of pedestrians and protected or marked or indicated by adequate signs as to be plainly visible at all times.	340 341 342 343
(NN) "Business district" means the territory fronting upon a street or highway, including the street or highway, between successive intersections within municipal corporations where fifty per cent or more of the frontage between such successive intersections is occupied by buildings in use for business, or within or outside municipal corporations where fifty per cent or more of the frontage for a distance of three hundred feet or more is occupied by buildings in use for business, and the character of such territory is indicated by official traffic control devices.	344 345 346 347 348 349 350 351 352 353
(OO) "Residence district" means the territory, not comprising a business district, fronting on a street or highway, including the street or highway, where, for a distance of three hundred feet or more, the frontage is improved with residences or residences and buildings in use for business.	354 355 356 357 358
(PP) "Urban district" means the territory contiguous to and including any street or highway which is built up with structures devoted to business, industry, or dwelling houses	359 360 361

situated at intervals of less than one hundred feet for a 362
distance of a quarter of a mile or more, and the character of 363
such territory is indicated by official traffic control devices. 364

(QQ) "Traffic control device" means a flagger, sign, 365
signal, marking, or other device used to regulate, warn, or 366
guide traffic, placed on, over, or adjacent to a street, 367
highway, private road open to public travel, pedestrian 368
facility, or shared-use path by authority of a public agency or 369
official having jurisdiction, or, in the case of a private road 370
open to public travel, by authority of the private owner or 371
private official having jurisdiction. 372

(RR) "Traffic control signal" means any highway traffic 373
signal by which traffic is alternately directed to stop and 374
permitted to proceed. 375

(SS) "Railroad sign or signal" means any sign, signal, or 376
device erected by authority of a public body or official or by a 377
railroad and intended to give notice of the presence of railroad 378
tracks or the approach of a railroad train. 379

(TT) "Traffic" means pedestrians, ridden or herded 380
animals, vehicles, streetcars, trackless trolleys, and other 381
devices, either singly or together, while using for purposes of 382
travel any highway or private road open to public travel. 383

(UU) "Right-of-way" means either of the following, as the 384
context requires: 385

(1) The right of a vehicle, streetcar, trackless trolley, 386
or pedestrian to proceed uninterruptedly in a lawful manner in 387
the direction in which it or the individual is moving in 388
preference to another vehicle, streetcar, trackless trolley, or 389
pedestrian approaching from a different direction into its or 390

the individual's path;	391
(2) A general term denoting land, property, or the interest therein, usually in the configuration of a strip, acquired for or devoted to transportation purposes. When used in this context, right-of-way includes the roadway, shoulders or berm, ditch, and slopes extending to the right-of-way limits under the control of the state or local authority.	392 393 394 395 396 397
(VV) "Rural mail delivery vehicle" means every vehicle used to deliver United States mail on a rural mail delivery route.	398 399 400
(WW) "Funeral escort vehicle" means any motor vehicle, including a funeral hearse, while used to facilitate the movement of a funeral procession.	401 402 403
(XX) "Alley" means a street or highway intended to provide access to the rear or side of lots or buildings in urban districts and not intended for the purpose of through vehicular traffic, and includes any street or highway that has been declared an "alley" by the legislative authority of the municipal corporation in which such street or highway is located.	404 405 406 407 408 409 410
(YY) "Freeway" means a divided multi-lane highway for through traffic with all crossroads separated in grade and with full control of access.	411 412 413
(ZZ) "Expressway" means a divided arterial highway for through traffic with full or partial control of access with an excess of fifty per cent of all crossroads separated in grade.	414 415 416
(AAA) "Thruway" means a through highway whose entire roadway is reserved for through traffic and on which roadway	417 418

parking is prohibited. 419

(BBB) "Stop intersection" means any intersection at one or 420
more entrances of which stop signs are erected. 421

(CCC) "Arterial street" means any United States or state 422
numbered route, controlled access highway, or other major radial 423
or circumferential street or highway designated by local 424
authorities within their respective jurisdictions as part of a 425
major arterial system of streets or highways. 426

(DDD) "Ridesharing arrangement" means the transportation 427
of persons in a motor vehicle where such transportation is 428
incidental to another purpose of a volunteer driver and includes 429
ridesharing arrangements known as carpools, vanpools, and 430
buspools. 431

(EEE) "Motorized wheelchair" means any self-propelled 432
vehicle designed for, and used by, a person with a disability 433
and that is incapable of a speed in excess of eight miles per 434
hour. 435

(FFF) "Child care center" and "type A family child care 436
home" have the same meanings as in section 5104.01 of the 437
Revised Code. 438

(GGG) "Multi-wheel agricultural tractor" means a type of 439
agricultural tractor that has two or more wheels or tires on 440
each side of one axle at the rear of the tractor, is designed or 441
used for drawing other vehicles or wheeled machinery, has no 442
provision for carrying loads independently of the drawn vehicles 443
or machinery, and is used principally for agricultural purposes. 444

(HHH) "Operate" means to cause or have caused movement of 445
a vehicle, streetcar, or trackless trolley. 446

(III) "Predicate motor vehicle or traffic offense" means	447
any of the following:	448
(1) A violation of section 4511.03, 4511.051, 4511.12,	449
4511.132, 4511.16, 4511.20, 4511.201, 4511.21, 4511.211,	450
4511.213, 4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28,	451
4511.29, 4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35,	452
4511.36, 4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42,	453
4511.43, 4511.431, 4511.432, 4511.44, 4511.441, 4511.451,	454
4511.452, 4511.46, 4511.47, 4511.48, 4511.481, 4511.49, 4511.50,	455
4511.511, 4511.522, 4511.53, 4511.54, 4511.55, 4511.56, 4511.57,	456
4511.58, 4511.59, 4511.60, 4511.61, 4511.64, 4511.66, 4511.661,	457
4511.68, 4511.70, 4511.701, 4511.71, 4511.711, 4511.712,	458
4511.713, 4511.72, 4511.73, 4511.763, 4511.771, 4511.78, or	459
4511.84 of the Revised Code;	460
(2) A violation of division (A)(2) of section 4511.17,	461
divisions (A) to (D) of section 4511.51, or division (A) of	462
section 4511.74 of the Revised Code;	463
(3) A violation of any provision of sections 4511.01 to	464
4511.76 of the Revised Code for which no penalty otherwise is	465
provided in the section that contains the provision violated;	466
(4) A violation of section 4511.214 of the Revised Code;	467
(5) A violation of a municipal ordinance that is	468
substantially similar to any section or provision set forth or	469
described in division (III)(1), (2), (3), or (4) of this	470
section.	471
(JJJ) "Road service vehicle" means wreckers, utility	472
repair vehicles, and state, county, and municipal service	473
vehicles equipped with visual signals by means of flashing,	474
rotating, or oscillating lights.	475

(KKK) "Beacon" means a highway traffic signal with one or more signal sections that operate in a flashing mode. 476
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(LLL) "Hybrid beacon" means a type of beacon that is intentionally placed in a dark mode between periods of operation where no indications are displayed and, when in operation, displays both steady and flashing traffic control signal indications. 478
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(MMM) "Highway traffic signal" means a power-operated traffic control device by which traffic is warned or directed to take some specific action. "Highway traffic signal" does not include a power-operated sign, steadily illuminated pavement marker, warning light, or steady burning electric lamp. 483
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(NNN) "Median" means the area between two roadways of a divided highway, measured from edge of traveled way to edge of traveled way, but excluding turn lanes. The width of a median may be different between intersections, between interchanges, and at opposite approaches of the same intersection. 488
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(OOO) "Private road open to public travel" means a private toll road or road, including any adjacent sidewalks that generally run parallel to the road, within a shopping center, airport, sports arena, or other similar business or recreation facility that is privately owned but where the public is allowed to travel without access restrictions. "Private road open to public travel" includes a gated toll road but does not include a road within a private gated property where access is restricted at all times, a parking area, a driving aisle within a parking area, or a private grade crossing. 493
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(PPP) "Shared-use path" means a bikeway outside the traveled way and physically separated from motorized vehicular 503
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traffic by an open space or barrier and either within the 505
highway right-of-way or within an independent alignment. A 506
shared-use path also may be used by pedestrians, including 507
skaters, joggers, users of manual and motorized wheelchairs, and 508
other authorized motorized and non-motorized users. A shared-use 509
path does not include any trail that is intended to be used 510
primarily for mountain biking, hiking, equestrian use, or other 511
similar uses, or any other single track or natural surface trail 512
that has historically been reserved for nonmotorized use. 513

(QQQ) "Highway maintenance vehicle" means a vehicle used 514
in snow and ice removal or road surface maintenance, including a 515
snow plow, traffic line striper, road sweeper, mowing machine, 516
asphalt distributing vehicle, or other such vehicle designed for 517
use in specific highway maintenance activities. 518

(RRR) "Waste collection vehicle" means a vehicle used in 519
the collection of garbage, refuse, trash, or recyclable 520
materials. 521

(SSS) "Electric bicycle" means a "class 1 electric 522
bicycle," a "class 2 electric bicycle," or a "class 3 electric 523
bicycle" as defined in this section. 524

(TTT) "Class 1 electric bicycle" means a bicycle that is 525
equipped with fully operable pedals and an electric motor of 526
less than seven hundred fifty watts that provides assistance 527
only when the rider is pedaling and ceases to provide assistance 528
when the bicycle reaches the speed of twenty miles per hour. 529

(UUU) "Class 2 electric bicycle" means a bicycle that is 530
equipped with fully operable pedals and an electric motor of 531
less than seven hundred fifty watts that may provide assistance 532
regardless of whether the rider is pedaling and is not capable 533

of providing assistance when the bicycle reaches the speed of 534
twenty miles per hour. 535

(VVV) "Class 3 electric bicycle" means a bicycle that is 536
equipped with fully operable pedals and an electric motor of 537
less than seven hundred fifty watts that provides assistance 538
only when the rider is pedaling and ceases to provide assistance 539
when the bicycle reaches the speed of twenty-eight miles per 540
hour. 541

(WWW) "Low-speed micromobility device" means a device 542
weighing less than one hundred pounds that has handlebars, is 543
propelled by an electric motor or human power, and has an 544
attainable speed on a paved level surface of not more than 545
twenty miles per hour when propelled by the electric motor. 546

(XXX) "Natural resources officer" means an officer 547
appointed pursuant to section 1501.24 of the Revised Code. 548

(YYY) "Wildlife officer" means an officer designated 549
pursuant to section 1531.13 of the Revised Code." 550

In line 2160, after "trooper," insert "natural resources officer, or 551
wildlife officer," 552

In line 2161, strike through "or" and insert ",""; after "chief" 553
insert ", or department of natural resources, as applicable," 554

In line 2165, strike through "or" 555

In line 2166, after "trooper" insert ", or officer" 556

In line 2167, strike through the first "or"; after "trooper's" 557
insert ", or officer's" 558

In line 2171, strike through the second "or" and insert ",""; after 559
"chief" insert ", or department" 560

In line 2179, strike through "or"	561
In line 2180, strike through "state highway patrol"; after "trooper"	562
insert " <u>, or officer</u> "	563
In line 2183, strike through "or state highway patrol"; after "trooper"	564
insert " <u>, or officer</u> "	565
In line 2184, strike through "or state highway patrol"; after "trooper"	566
insert " <u>, or officer</u> "	567
In line 2186, strike through "or state highway patrol"; after "trooper"	568
insert " <u>, or officer</u> "	569
In line 2188, strike through "or"	570
In line 2189, after "chief" insert " <u>, or department</u> "	571
In line 2191, strike through "or a state highway patrol"	572
In line 2192, after "trooper" insert " <u>, or officer</u> "	573
In line 2195, strike through "or" and insert "└"; after "chief"	574
insert " <u>, or department</u> "	575
In line 2197, strike through "or" and insert "└"; after "chief"	576
insert " <u>, or department</u> "	577
In line 2201, strike through the first "or" and insert "└"; strike through "or by a state"	578
	579
In line 2202, strike through "highway patrol"; after "trooper"	580
insert " <u>, or officer</u> "	581
In line 2203, strike through "or" and insert "└"	582
In line 2204, after "chief" insert " <u>, or department</u> "	583
In line 2232, strike through "or a state highway patrol"; after "trooper,"	584
insert " <u>or officer,</u> "	585

In line 2252, strike through "or" and insert " <u> </u> "	586
In line 2253, after "chief," insert " <u>or department,</u> "	587
In line 2258, strike through "or" and insert " <u> </u> "; after "chief" insert " <u>, or department</u> "	588 589
In line 2261, strike through "or" and insert " <u> </u> "; after "chief" insert " <u>, or department</u> "	590 591
In line 2265, strike through "or" and insert " <u> </u> "; after "chief" insert " <u>, or department</u> "	592 593
In line 2266, strike through "or" and insert " <u> </u> "; after "chief's" insert " <u>, or department's</u> "	594 595
In line 2289, after "district" insert " <u>, or the department of natural resources</u> "	596 597
In line 2294, strike through "or"; after "township," insert " <u>or department</u> "	598 599
In line 2295, after "chief," insert " <u>department,</u> "	600
In line 2303, strike through "Any moneys" and insert " <u>(D) (1) Except as provided in division (D) (2) of this section, money</u> "	601 602
After line 2308, insert:	603
<u>"(2) Any money accrued by the department of natural resources pursuant to division (A) or (B) of this section that is in excess of the expenses resulting from the removal and storage of the vehicle shall be credited as follows:</u>	604 605 606 607
<u>(a) To the wildlife fund created under section 1531.17 of the Revised Code if the unclaimed motor vehicle was removed from property under the control or jurisdiction of the division of wildlife;</u>	608 609 610 611

(b) To the state park fund created under section 1546.21 612
of the Revised Code if the unclaimed motor vehicle was removed 613
from property under the control or jurisdiction of the 614
department of natural resources other than property under the 615
control or jurisdiction of the division of wildlife." 616

In line 2309, strike through ""Abandoned" and insert "(A) As used in 617
this section, "abandoned" 618

In line 2311, strike through "(A)" and insert "(1)" 619

In line 2317, strike through "(B)" and insert "(2)" 620

In line 2318, strike through "(C)" and insert "(3)" 621

In line 2321, strike through "(D)" and insert "(4)" 622

In line 2322, strike through "(E)" and insert "(5)" 623

In line 2324, before "The" insert "(B)" 624

In line 2329, after "trooper," insert "natural resources officer, or 625
wildlife officer," 626

In line 2330, strike through "or" and insert "┘"; after "chief" 627
insert ", or department of natural resources" 628

In line 2335, strike through the second "or" and insert "┘"; after 629
"chief" insert ", or department" 630

In line 2341, strike through "or" 631

In line 2342, after "corporation," insert "or department," 632

In line 2344, strike through "or"; after "corporation" insert ", or 633
department" 634

In line 2347, after "agency" insert "or department" 635

In line 2349, after "agency" insert "or department" 636

In line 2360, after "agency" insert "or department" 637

In line 2361, strike through "Any moneys" and insert: 638

"(C) (1) Except as provided in division (C) (2) of this section, any money" 639
640

After line 2365, insert: 641

"(2) Any money arising from the disposal of an abandoned junk motor vehicle by the department of natural resources shall be deposited as follows: 642
643
644

(a) To the wildlife fund created under section 1531.17 of the Revised Code if the abandoned junk motor vehicle was removed from property under the control or jurisdiction of the division of wildlife; 645
646
647
648

(b) To the state park fund created under section 1546.21 of the Revised Code if the abandoned junk motor vehicle was removed from property under the control or jurisdiction of the department of natural resources other than property under the control or jurisdiction of the division of wildlife." 649
650
651
652
653

In line 2366, before "Notwithstanding" insert "(D)" 654

In line 2367, strike through "(C), (D)," 655

In line 2368, strike through "and (E)" and insert "(A) (3), (4), and (5)" 656
657

In line 2383, after "district" insert ", or to the department of natural resources" 658
659

In line 2398, after "corporation" insert ", or department" 660

In line 2402, strike through "or"; after "corporation" insert ", or department" 661
662

After line 2403, insert:

663

"Sec. 4513.65. (A) For purposes of this section, "junk motor vehicle" means any motor vehicle meeting the requirements of divisions ~~(B), (C), (D), and (E)~~ (A) (2), (3), (4), and (5) of section 4513.63 of the Revised Code that is left uncovered in the open on private property for more than seventy-two hours with the permission of the person having the right to the possession of the property, except if the person is operating a junk yard or scrap metal processing facility licensed under authority of sections 4737.05 to 4737.12 of the Revised Code, or regulated under authority of a political subdivision; or if the property on which the motor vehicle is left is not subject to licensure or regulation by any governmental authority, unless the person having the right to the possession of the property can establish that the motor vehicle is part of a bona fide commercial operation; or if the motor vehicle is a collector's vehicle.

No political subdivision shall prevent a person from storing or keeping, or restrict a person in the method of storing or keeping, any collector's vehicle on private property with the permission of the person having the right to the possession of the property; except that a political subdivision may require a person having such permission to conceal, by means of buildings, fences, vegetation, terrain, or other suitable obstruction, any unlicensed collector's vehicle stored in the open.

The sheriff of a county, or chief of a law enforcement agency of a municipal corporation or port authority, or conservancy district within the sheriff's or chief's respective territorial jurisdiction, a state highway patrol trooper, a

natural resources officer, a wildlife officer, a board of 693
township trustees, the legislative authority of a municipal 694
corporation or port authority, or the zoning authority of a 695
township or a municipal corporation, may send notice, by 696
certified mail with return receipt requested, to the person 697
having the right to the possession of the property on which a 698
junk motor vehicle is left, that within ten days of receipt of 699
the notice, the junk motor vehicle either shall be covered by 700
being housed in a garage or other suitable structure, or shall 701
be removed from the property. 702

No person shall willfully leave a junk motor vehicle 703
uncovered in the open for more than ten days after receipt of a 704
notice as provided in this section. The fact that a junk motor 705
vehicle is so left is prima-facie evidence of willful failure to 706
comply with the notice, and each subsequent period of thirty 707
days that a junk motor vehicle continues to be so left 708
constitutes a separate offense. 709

(B) Whoever violates this section is guilty of a minor 710
misdemeanor." 711

In line 2479, after "section" insert ";" 712

(e) A natural resources officer or a wildlife officer" 713

After line 2481, insert: 714

"Sec. 4513.69. (A) A storage facility shall ensure that 715
the facility remains open during both of the following periods 716
of time to allow a vehicle owner or lienholder to retrieve a 717
vehicle in the possession of the storage facility: 718

(1) Any time during which a towing service is towing a 719
vehicle pursuant to section 4513.601 of the Revised Code and the 720

vehicle will be held by the storage facility; 721

(2) Between nine o'clock in the morning and noon on the 722
day after any day during which the storage facility accepted for 723
storage a vehicle towed under section 4513.60, 4513.601, or 724
4513.61 of the Revised Code. 725

(B) (1) A storage facility that accepts for storage 726
vehicles towed under section 4513.60, 4513.601, or 4513.61 of 727
the Revised Code shall ensure that a notice is conspicuously 728
posted at the entrance to the storage facility that states the 729
telephone number at which the owner or lienholder of a vehicle 730
may contact the owner or a representative of the storage 731
facility for the purpose of determining whether the person may 732
retrieve a vehicle or personal items when the storage facility 733
is closed. The storage facility also shall provide that 734
telephone number to the sheriff of a county or chief of a law 735
enforcement agency of a municipal corporation, township, port 736
authority, conservancy district, or township or joint police 737
district, or the department of natural resources, as applicable. 738
The storage facility shall ensure that a process is in place for 739
purposes of answering calls at all times day or night. 740

(2) After receiving a call from the owner or lienholder of 741
a vehicle who seeks to recover a vehicle that was towed pursuant 742
to section 4513.601 of the Revised Code, the storage facility 743
shall ensure that, within three hours of receiving the phone 744
call, a representative of the storage facility is available to 745
release the vehicle upon being presented with proof of ownership 746
of the vehicle, which may be evidenced by a certificate of title 747
to the vehicle, a certificate of registration for the motor 748
vehicle, or a lease agreement, and payment of an after-hours 749
vehicle retrieval fee established under section 4921.25 of the 750

Revised Code along with all other applicable fees. 751

(3) If a storage facility receives a call from a person 752
who seeks to recover personal items from a vehicle that was 753
towed pursuant to section 4513.60 or 4513.61 of the Revised Code 754
and the storage facility is not open to the public, the storage 755
facility shall notify the person that an after-hours retrieval 756
fee applies and shall state the amount of the fee as established 757
by the public utilities commission in rules adopted under 758
section 4921.25 of the Revised Code. The storage facility shall 759
allow the person to retrieve personal items in accordance with 760
division (D) (2) of section 4513.60 or division (C) (2) of section 761
4513.61 of the Revised Code, but shall not charge an after-hours 762
retrieval fee unless notice is provided in accordance with this 763
division. 764

(C) No storage facility shall fail to comply with division 765
(A) or (B) of this section." 766

In line 2719, after "3737.945" insert ", 4505.104, 4511.01"; after 767
"4513.64" insert ", 4513.65" 768

In line 2720, after "4513.66" insert ", 4513.69" 769

The motion was _____ agreed to.

SYNOPSIS 770

Vehicles towed by the Department of Natural Resources 771

R.C. 4505.104, 4511.01, 4513.61, 4513.62, 4513.63, 772
4513.64, 4513.65, 4513.66, and 4513.69 773

Generally allows natural resource officers and wildlife	774
officers employed by the Department of Natural Resources (ODNR)	775
to order the towing and storage of the following vehicles within	776
ODNR's jurisdiction:	777
1. An abandoned junk motor vehicle;	778
2. A motor vehicle that has come into ODNR's possession as	779
a result of law enforcement duties;	780
3. A motor vehicle that has been left on public streets or	781
other public property under ODNR's jurisdiction for more than 48	782
hours; and	783
4. A vehicle that has been in an accident.	784
Requires money accrued by ODNR from the disposal of an	785
unclaimed motor vehicle or of an abandoned junk motor vehicle to	786
be credited as follows:	787
1. To the Wildlife Fund if the vehicle was removed from	788
property under the control or jurisdiction of the Division of	789
Wildlife; or	790
2. To the State Park Fund vehicle if the vehicle was	791
removed from ODNR property other than property under the control	792
or jurisdiction of the Division of Wildlife.	793
Authorizes ODNR to provide the required notice to a person	794
who willfully leaves an abandoned junk vehicle on private	795
property and to a person who allows a junk motor vehicle to	796
remain on their property.	797