

**As Introduced**

**136th General Assembly  
Regular Session  
2025-2026**

**H. B. No. 54**

**Representative Stewart**

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**A BILL**

To amend sections 154.01, 717.02, 4501.01, 4511.01, 1  
4511.031, 4511.09, 4511.091, 4511.092, 4511.094, 2  
4511.11, 4511.13, 4511.131, 4511.132, 4511.18, 3  
4511.204, 4511.211, 4511.214, 4511.432, 4511.46, 4  
4511.48, 4511.512, 4511.61, 4511.62, 4511.64, 5  
4511.65, 4511.68, 4511.701, 4511.712, 4519.401, 6  
5501.20, 5513.01, 5515.01, 5515.02, 5515.99, 7  
5517.02, 5517.021, 5525.03, 5525.04, 5525.08, 8  
5525.14, and 5571.01; to enact sections 4511.15, 9  
5515.09, 5515.10, 5517.012, 5517.06, and 10  
5525.141; and to repeal sections 4511.351 and 11  
4511.491 of the Revised Code to make 12  
appropriations for programs related to 13  
transportation for the biennium beginning July 14  
1, 2025, and ending June 30, 2027, and to 15  
provide authorization and conditions for the 16  
operation of those programs. 17

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

**Section 101.01.** That sections 154.01, 717.02, 4501.01, 18  
4511.01, 4511.031, 4511.09, 4511.091, 4511.092, 4511.094, 19  
4511.11, 4511.13, 4511.131, 4511.132, 4511.18, 4511.204, 20

4511.211, 4511.214, 4511.432, 4511.46, 4511.48, 4511.512, 21  
4511.61, 4511.62, 4511.64, 4511.65, 4511.68, 4511.701, 4511.712, 22  
4519.401, 5501.20, 5513.01, 5515.01, 5515.02, 5515.99, 5517.02, 23  
5517.021, 5525.03, 5525.04, 5525.08, 5525.14, and 5571.01 be 24  
amended and sections 4511.15, 5515.09, 5515.10, 5517.012, 25  
5517.06, and 5525.141 of the Revised Code be enacted to read as 26  
follows: 27

**Sec. 154.01.** As used in this chapter: 28

(A) "Commission" means the Ohio public facilities 29  
commission created in section 151.02 of the Revised Code. 30

(B) "Obligations" means bonds, notes, or other evidences 31  
of obligation, including interest coupons pertaining thereto, 32  
issued pursuant to Chapter 154. of the Revised Code. 33

(C) "Bond proceedings" means the order or orders, 34  
resolution or resolutions, trust agreement, indenture, lease, 35  
and other agreements, amendments and supplements to the 36  
foregoing, or any combination thereof, authorizing or providing 37  
for the terms and conditions applicable to, or providing for the 38  
security of, obligations issued pursuant to Chapter 154. of the 39  
Revised Code, and the provisions contained in such obligations. 40

(D) "State agencies" means the state of Ohio and officers, 41  
boards, commissions, departments, divisions, or other units or 42  
agencies of the state. 43

(E) "Governmental agency" means state agencies, state 44  
supported and assisted institutions of higher education, 45  
municipal corporations, counties, townships, school districts, 46  
and any other political subdivision or special district in this 47  
state established pursuant to law, and, except where otherwise 48  
indicated, also means the United States or any department, 49

division, or agency thereof, and any agency, commission, or 50  
authority established pursuant to an interstate compact or 51  
agreement. 52

(F) "Institutions of higher education" and "state 53  
supported or state assisted institutions of higher education" 54  
means the state universities identified in section 3345.011 of 55  
the Revised Code, the northeast Ohio medical university, state 56  
universities or colleges at any time created, community college 57  
districts, university branch districts, and technical college 58  
districts at any time established or operating under Chapter 59  
3354., 3355., or 3357. of the Revised Code, and other 60  
institutions for education, including technical education, 61  
beyond the high school, receiving state support or assistance 62  
for their expenses of operation. 63

(G) "Governing body" means: 64

(1) In the case of institutions of higher education, the 65  
board of trustees, board of directors, commission, or other body 66  
vested by law with the general management, conduct, and control 67  
of one or more institutions of higher education; 68

(2) In the case of a county, the board of county 69  
commissioners or other legislative body; in the case of a 70  
municipal corporation, the council or other legislative body; in 71  
the case of a township, the board of township trustees; in the 72  
case of a school district, the board of education; 73

(3) In the case of any other governmental agency, the 74  
officer, board, commission, authority or other body having the 75  
general management thereof or having jurisdiction or authority 76  
in the particular circumstances. 77

(H) "Person" means any person, firm, partnership, 78

association, or corporation. 79

(I) "Bond service charges" means principal, including 80  
mandatory sinking fund requirements for retirement of 81  
obligations, and interest, and redemption premium, if any, 82  
required to be paid by the state on obligations. If not 83  
prohibited by the applicable bond proceedings, bond service 84  
charges may include costs relating to credit enhancement 85  
facilities that are related to and represent, or are intended to 86  
provide a source of payment of or limitation on, other bond 87  
service charges. 88

(J) "Capital facilities" means buildings, structures, and 89  
other improvements, and equipment, real estate, and interests in 90  
real estate therefor, within the state, and any one, part of, or 91  
combination of the foregoing, to serve the general purposes for 92  
which the issuing authority is authorized to issue obligations 93  
pursuant to Chapter 154. of the Revised Code, including, but not 94  
limited to, highways, drives, roadways, parking facilities, 95  
walks, lighting, machinery, furnishings, utilities, landscaping, 96  
wharves, docks, piers, reservoirs, dams, tunnels, bridges, 97  
retaining walls, riprap, culverts, ditches, channels, 98  
watercourses, retention basins, standpipes and water storage 99  
facilities, waste treatment and disposal facilities, heating, 100  
air conditioning and communications facilities, inns, lodges, 101  
cabins, camping sites, golf courses, boat and bathing 102  
facilities, athletic and recreational facilities, and site 103  
improvements. 104

(K) "Costs of capital facilities" means the costs of 105  
acquiring, constructing, reconstructing, rehabilitating, 106  
remodeling, renovating, enlarging, improving, equipping, or 107  
furnishing capital facilities, and the financing thereof, 108

including the cost of clearance and preparation of the site and 109  
of any land to be used in connection with capital facilities, 110  
the cost of any indemnity and surety bonds and premiums on 111  
insurance, all related direct administrative expenses and 112  
allocable portions of direct costs of the commission or issuing 113  
authority and department of administrative services, or other 114  
designees of the commission under section 154.17 of the Revised 115  
Code, cost of engineering and architectural services, designs, 116  
plans, specifications, surveys, and estimates of cost, legal 117  
fees, fees and expenses of trustees, depositories, and paying 118  
agents for the obligations, cost of issuance of the obligations 119  
and financing charges and fees and expenses of financial 120  
advisers and consultants in connection therewith, interest on 121  
obligations, including but not limited to, interest from the 122  
date of their issuance to the time when interest is to be 123  
covered from sources other than proceeds of obligations, amounts 124  
necessary to establish reserves as required by the bond 125  
proceedings, costs of audits, the reimbursement of all moneys 126  
advanced or applied by or borrowed from any governmental agency, 127  
whether to or by the commission or others, from whatever source 128  
provided, for the payment of any item or items of cost of the 129  
capital facilities, any share of the cost undertaken by the 130  
commission pursuant to arrangements made with governmental 131  
agencies under division (H) of section 154.06 of the Revised 132  
Code, and all other expenses necessary or incident to planning 133  
or determining feasibility or practicability with respect to 134  
capital facilities, and such other expenses as may be necessary 135  
or incident to the acquisition, construction, reconstruction, 136  
rehabilitation, remodeling, renovation, enlargement, 137  
improvement, equipment, and furnishing of capital facilities, 138  
the financing thereof and the placing of the same in use and 139  
operation, including any one, part of, or combination of such 140

classes of costs and expenses. 141

(L) "Public service facilities" means inns, lodges, 142  
hotels, cabins, camping sites, scenic trails, picnic sites, 143  
restaurants, commissaries, golf courses, boating and bathing 144  
facilities and other similar facilities in state parks. 145

(M) "State parks" means: 146

(1) State reservoirs described and identified in section 147  
1546.11 of the Revised Code; 148

(2) All lands or interests therein of the state identified 149  
as administered by the division of parks and watercraft in the 150  
"inventory of state owned lands administered by the department 151  
of natural resources as of June 1, 1963," as recorded in the 152  
journal of the director, which inventory was prepared by the 153  
real estate section of the department and is supported by maps 154  
now on file in said real estate section; 155

(3) All lands or interests in lands of the state 156  
designated after June 1, 1963, as state parks in the journal of 157  
the director with the approval of the director of natural 158  
resources. 159

State parks do not include any lands or interest in lands 160  
of the state administered jointly by two or more divisions of 161  
the department of natural resources. The designation of lands as 162  
state parks under divisions (M) (1) to (3) of this section is 163  
conclusive and such lands shall be under the control of and 164  
administered by the division of parks and watercraft. No order 165  
or proceeding designating lands as state parks or park purchase 166  
areas is subject to any appeal or review by any officer, board, 167  
commission, or court. 168

(N) "Bond service fund" means the applicable fund created 169

for and pledged to the payment of bond service charges under 170  
section 154.20, 154.21, 154.22, or 154.23 of the Revised Code, 171  
including all moneys and investments, and earnings from 172  
investments, credited and to be credited thereto. 173

(O) "Improvement fund" means the applicable fund created 174  
for the payment of costs of capital facilities under section 175  
123.201, 154.20, 154.21, or 154.22 of the Revised Code, 176  
including all moneys and investments, and earnings from 177  
investments, credited and to be credited thereto. 178

(P) "Special funds" or "funds" means, except where the 179  
context does not permit, the bond service funds, the 180  
improvements funds, and any other funds for similar or different 181  
purposes created under bond proceedings, including all moneys 182  
and investments, and earnings from investments, credited and to 183  
be credited thereto. 184

(Q) "Year" unless the context indicates a different 185  
meaning or intent, means a calendar year beginning on the first 186  
day of January and ending on the thirty-first day of December. 187

(R) "Fiscal year" means the period of twelve months 188  
beginning on the first day of July and ending on the thirtieth 189  
day of June. 190

(S) "Issuing authority" means the treasurer of state or 191  
the officer or employee who by law performs the functions of 192  
that office. 193

(T) "Credit enhancement facilities" has the same meaning 194  
as in section 133.01 of the Revised Code. 195

(U) "Ohio cultural facility" and "Ohio sports facility" 196  
have the same meanings as in section 123.28 of the Revised Code. 197

|                                                                  |     |
|------------------------------------------------------------------|-----|
| <b>Sec. 717.02.</b> (A) As used in this section:                 | 198 |
| (1) "Energy conservation measure" means the construction         | 199 |
| of, installation or modification of an installation in, or       | 200 |
| remodeling of, a new or existing building or infrastructure, to  | 201 |
| reduce energy consumption. It includes:                          | 202 |
| (a) Insulation of the building structure and of systems          | 203 |
| within the building;                                             | 204 |
| (b) Storm windows and doors, multiglazed windows and             | 205 |
| doors, heat-absorbing or heat-reflective glazed and coated       | 206 |
| window and door systems, additional glazing, reductions in glass | 207 |
| area, and other window and door system modifications that reduce | 208 |
| energy consumption;                                              | 209 |
| (c) Automatic energy control systems;                            | 210 |
| (d) Heating, ventilating, or air conditioning system             | 211 |
| modifications or replacements;                                   | 212 |
| (e) Caulking and weatherstripping;                               | 213 |
| (f) Replacement or modification of lighting fixtures to          | 214 |
| increase the energy efficiency of the system without increasing  | 215 |
| the overall illumination of a facility, unless such an increase  | 216 |
| in illumination is necessary to conform to the applicable state  | 217 |
| or local building code for the proposed lighting system;         | 218 |
| (g) Energy recovery systems;                                     | 219 |
| (h) Cogeneration systems that produce steam or forms of          | 220 |
| energy such as heat, as well as electricity, for use primarily   | 221 |
| within a building or complex of buildings;                       | 222 |
| (i) Acquiring, constructing, furnishing, equipping,              | 223 |
| improving the site of, or otherwise improving a central utility  | 224 |



plant to provide heating and cooling services to a building or 225  
building infrastructure together with distribution piping and 226  
ancillary distribution controls, equipment, and related 227  
facilities from the central utility plant to the building or 228  
building infrastructure; 229

(j) Meter replacement, installation of an automatic meter 230  
reading system, or any other construction, modification, 231  
installation, or remodeling of water, electric, gas, or any 232  
other municipally supplied utility system; 233

(k) Any other construction, modification, installation, or 234  
remodeling approved by the legislative authority of the 235  
municipal corporation as an energy conservation measure. 236

(2) "Infrastructure" includes, but is not limited to, a 237  
water, gas, or electric utility, renewable energy system or 238  
technology, highway traffic ~~control~~-signal, or any other asset 239  
owned, operated, or maintained by a municipal corporation. 240

(B) For the purpose of evaluating buildings owned by a 241  
municipal corporation for energy conservation measures, a 242  
legislative authority of a municipal corporation may contract 243  
with an architect, professional engineer, energy services 244  
company, contractor, or other person experienced in the design 245  
and implementation of energy conservation measures for an energy 246  
conservation report. The report shall include all of the 247  
following: 248

(1) Analyses of the energy needs of the buildings owned by 249  
that municipal corporation and recommendations for building 250  
installations, modifications of existing installations, or 251  
building remodeling that would significantly reduce energy 252  
consumption in the buildings; 253

|                                                                  |     |
|------------------------------------------------------------------|-----|
| (2) Estimates of all costs of the recommended                    | 254 |
| installations, modifications, or remodeling, including costs of  | 255 |
| design, engineering, installation, maintenance, and repair;      | 256 |
| (3) Estimates of the amounts by which energy consumption         | 257 |
| could be reduced;                                                | 258 |
| (4) The interest rate used to estimate the costs of any          | 259 |
| energy conservation measures that are to be financed by the      | 260 |
| municipal corporation;                                           | 261 |
| (5) The average system life of the energy conservation           | 262 |
| measures;                                                        | 263 |
| (6) Estimates of the likely savings that will result from        | 264 |
| the reduction in energy consumption over the average system life | 265 |
| of the energy conservation measures, including the methods used  | 266 |
| to estimate the savings;                                         | 267 |
| (7) A certification under the seal of a registered               | 268 |
| professional engineer that the energy conservation report uses   | 269 |
| reasonable methods of analysis and estimation.                   | 270 |
| (C) (1) A municipal corporation desiring to implement            | 271 |
| energy conservation measures may proceed under any of the        | 272 |
| following methods:                                               | 273 |
| (a) Procure the energy conservation measures in any manner       | 274 |
| authorized by the municipal corporation's charter, ordinances,   | 275 |
| or any other existing authority;                                 | 276 |
| (b) Advertise for bids using a report or any part of an          | 277 |
| energy conservation report prepared under division (B) of this   | 278 |
| section, and, except as otherwise provided in this section,      | 279 |
| comply with competitive bidding requirements;                    | 280 |
| (c) Notwithstanding any requirement in the Revised Code          | 281 |

that requires competitive bidding or specifies bidding 282  
procedures, request proposals from at least three vendors for 283  
the implementation of energy conservation measures. A request 284  
for proposals shall require the vendor that is awarded a 285  
contract under division (C) (2) (b) of this section to prepare an 286  
energy conservation report in accordance with division (B) of 287  
this section. 288

Prior to sending any vendor a copy of any request for 289  
proposals, the legislative authority shall advertise its intent 290  
to request proposals for the installation of energy conservation 291  
measures in a newspaper of general circulation in the municipal 292  
corporation once a week for two consecutive weeks. The notice 293  
shall state that the legislative authority intends to request 294  
proposals for the installation of energy conservation measures, 295  
indicate the date on which the request for proposals will be 296  
mailed to vendors, which shall be at least ten days after the 297  
second publication in the newspaper, and state that any vendor 298  
interested in receiving the request for proposals shall submit 299  
written notice to the legislative authority not later than noon 300  
of the day on which the request for proposals is to be mailed. 301

(2) (a) Upon receiving bids under division (C) (1) (b) of 302  
this section, the legislative authority shall analyze them and 303  
select the lowest and best bid or bids most likely to result in 304  
the greatest energy savings considering the cost of the project 305  
and the legislative authority's ability to pay for the 306  
improvements with current revenues or by financing the 307  
improvements. 308

(b) Upon receiving proposals under division (C) (1) (c) of 309  
this section, the legislative authority shall analyze the 310  
proposals and the vendors' qualifications and select the most 311

qualified vendor to prepare an energy conservation report in 312  
accordance with division (B) of this section. After receipt and 313  
review of the energy conservation report, the legislative 314  
authority may award a contract to the selected vendor to install 315  
the energy conservation measures that are most likely to result 316  
in the greatest energy savings considering the cost of the 317  
project and the legislative authority's ability to pay for the 318  
improvements with current revenues or by financing the 319  
improvements. 320

(c) The awarding of a contract to install energy 321  
conservation measures under division (C) (2) (a) or (b) of this 322  
section shall be conditioned upon a finding by the contracting 323  
authority that the amount of money spent on energy conservation 324  
measures is not likely to exceed the amount of money the 325  
municipal corporation would save in energy, operating, 326  
maintenance, and avoided capital costs over the average system 327  
life of the energy conservation measures as specified in the 328  
energy conservation report. In making such a finding, the 329  
contracting authority may take into account the increased costs 330  
due to inflation as shown in the energy conservation report. 331  
Nothing in this division prohibits a municipal corporation from 332  
rejecting all bids or proposals under division (C) (1) (b) or (c) 333  
of this section or from selecting more than one bid or proposal. 334

(D) The legislative authority of a municipal corporation 335  
may enter into an installment payment contract for the purchase 336  
and installation of energy conservation measures. Provisions of 337  
installment payment contracts that deal with interest charges 338  
and financing terms shall not be subject to competitive bidding 339  
requirements and shall be on the following terms: 340

(1) Not less than a specified percentage of the costs of 341

the contract shall be paid within two years from the date of 342  
purchase, as determined and approved by the legislative 343  
authority of a municipal corporation. 344

(2) The remaining balance of the costs of the contract 345  
shall be paid within the lesser of the average system life of 346  
the energy conservation measures as specified in the energy 347  
conservation report or thirty years. 348

(E) The legislative authority of a municipal corporation 349  
may issue the notes of the municipal corporation specifying the 350  
terms of a purchase of energy conservation measures under this 351  
section and securing any deferred payments provided for in 352  
division ~~(C)~~ (D) of this section. The notes shall be payable at 353  
the times provided and bear interest at a rate not exceeding the 354  
rate determined as provided in section 9.95 of the Revised Code. 355  
The notes may contain an option for prepayment and shall not be 356  
subject to Chapter 133. of the Revised Code. Revenues derived 357  
from local taxes or otherwise, for the purpose of conserving 358  
energy or for defraying the current operating expenses of the 359  
municipal corporation, may be pledged and applied to the payment 360  
of interest and the retirement of the notes. The notes may be 361  
sold at private sale or given to the contractor under an 362  
installment payment contract authorized by division ~~(C)~~ (D) of 363  
this section. 364

(F) Debt incurred under this section shall not be included 365  
in the calculation of the net indebtedness of a municipal 366  
corporation under section 133.05 of the Revised Code. 367

**Sec. 4501.01.** As used in this chapter and Chapters 4503., 368  
4505., 4507., 4509., 4510., ~~4511.~~ 4513., 4515., and 4517. of 369  
the Revised Code, and in the penal laws, except as otherwise 370  
provided: 371

(A) "Vehicles" means everything on wheels or runners, 372  
including motorized bicycles, but does not mean electric 373  
personal assistive mobility devices, low-speed micromobility 374  
devices, vehicles that are operated exclusively on rails or 375  
tracks or from overhead electric trolley wires, and vehicles 376  
that belong to any police department, municipal fire department, 377  
or volunteer fire department, or that are used by such a 378  
department in the discharge of its functions. 379

(B) "Motor vehicle" means any vehicle, including mobile 380  
homes and recreational vehicles, that is propelled or drawn by 381  
power other than muscular power or power collected from overhead 382  
electric trolley wires. "Motor vehicle" does not include utility 383  
vehicles as defined in division (VV) of this section, under- 384  
speed vehicles as defined in division (XX) of this section, 385  
mini-trucks as defined in division (BBB) of this section, 386  
motorized bicycles, electric bicycles, road rollers, traction 387  
engines, power shovels, power cranes, and other equipment used 388  
in construction work and not designed for or employed in general 389  
highway transportation, well-drilling machinery, ditch-digging 390  
machinery, farm machinery, and trailers that are designed and 391  
used exclusively to transport a boat between a place of storage 392  
and a marina, or in and around a marina, when drawn or towed on 393  
a public road or highway for a distance of no more than ten 394  
miles and at a speed of twenty-five miles per hour or less. 395

(C) "Agricultural tractor" and "traction engine" mean any 396  
self-propelling vehicle that is designed or used for drawing 397  
other vehicles or wheeled machinery, but has no provisions for 398  
carrying loads independently of such other vehicles, and that is 399  
used principally for agricultural purposes. 400

(D) "Commercial tractor," except as defined in division 401

(C) of this section, means any motor vehicle that has motive 402  
power and either is designed or used for drawing other motor 403  
vehicles, or is designed or used for drawing another motor 404  
vehicle while carrying a portion of the other motor vehicle or 405  
its load, or both. 406

(E) "Passenger car" means any motor vehicle that is 407  
designed and used for carrying not more than nine persons and 408  
includes any motor vehicle that is designed and used for 409  
carrying not more than fifteen persons in a ridesharing 410  
arrangement. 411

(F) "Collector's vehicle" means any motor vehicle or 412  
agricultural tractor or traction engine that is of special 413  
interest, that has a fair market value of one hundred dollars or 414  
more, whether operable or not, and that is owned, operated, 415  
collected, preserved, restored, maintained, or used essentially 416  
as a collector's item, leisure pursuit, or investment, but not 417  
as the owner's principal means of transportation. "Licensed 418  
collector's vehicle" means a collector's vehicle, other than an 419  
agricultural tractor or traction engine, that displays current, 420  
valid license tags issued under section 4503.45 of the Revised 421  
Code, or a similar type of motor vehicle that displays current, 422  
valid license tags issued under substantially equivalent 423  
provisions in the laws of other states. 424

(G) "Historical motor vehicle" means any motor vehicle 425  
that is over twenty-five years old and is owned solely as a 426  
collector's item and for participation in club activities, 427  
exhibitions, tours, parades, and similar uses, but that in no 428  
event is used for general transportation. 429

(H) "Noncommercial motor vehicle" means any motor vehicle, 430  
including a farm truck as defined in section 4503.04 of the 431

Revised Code, that is designed by the manufacturer to carry a 432  
load of no more than one ton and is used exclusively for 433  
purposes other than engaging in business for profit. 434

(I) "Bus" means any motor vehicle that has motor power and 435  
is designed and used for carrying more than nine passengers, 436  
except any motor vehicle that is designed and used for carrying 437  
not more than fifteen passengers in a ridesharing arrangement. 438

(J) "Commercial car" or "truck" means any motor vehicle 439  
that has motor power and is designed and used for carrying 440  
merchandise or freight, or that is used as a commercial tractor. 441

(K) ~~"Bicycle" means every device, other than a device that~~ 442  
~~is designed solely for use as a play vehicle by a child, that is~~ 443  
~~propelled solely by human power upon which a person may ride,~~ 444  
~~and that has two or more wheels, any of which is more than~~ 445  
~~fourteen inches in diameter~~has the same meaning as in section 446  
4511.01 of the Revised Code. 447

(L) "Motorized bicycle" or "moped" means any vehicle that 448  
either has two tandem wheels or one wheel in the front and two 449  
wheels in the rear, that may be pedaled, and that is equipped 450  
with a helper motor of not more than fifty cubic centimeters 451  
piston displacement that produces no more than one brake 452  
horsepower and is capable of propelling the vehicle at a speed 453  
of no greater than twenty miles per hour on a level surface. 454  
"Motorized bicycle" or "moped" does not include an electric 455  
bicycle. 456

(M) "Trailer" means any vehicle without motive power that 457  
is designed or used for carrying property or persons wholly on 458  
its own structure and for being drawn by a motor vehicle, and 459  
includes any such vehicle that is formed by or operated as a 460



combination of a semitrailer and a vehicle of the dolly type 461  
such as that commonly known as a trailer dolly, a vehicle used 462  
to transport agricultural produce or agricultural production 463  
materials between a local place of storage or supply and the 464  
farm when drawn or towed on a public road or highway at a speed 465  
greater than twenty-five miles per hour, and a vehicle that is 466  
designed and used exclusively to transport a boat between a 467  
place of storage and a marina, or in and around a marina, when 468  
drawn or towed on a public road or highway for a distance of 469  
more than ten miles or at a speed of more than twenty-five miles 470  
per hour. "Trailer" does not include a manufactured home or 471  
travel trailer. 472

(N) "Noncommercial trailer" means any trailer, except a 473  
travel trailer or trailer that is used to transport a boat as 474  
described in division (B) of this section, but, where 475  
applicable, includes a vehicle that is used to transport a boat 476  
as described in division (M) of this section, that has a gross 477  
weight of no more than ten thousand pounds, and that is used 478  
exclusively for purposes other than engaging in business for a 479  
profit, such as the transportation of personal items for 480  
personal or recreational purposes. 481

(O) "Mobile home" means a building unit or assembly of 482  
closed construction that is fabricated in an off-site facility, 483  
is more than thirty-five body feet in length or, when erected on 484  
site, is three hundred twenty or more square feet, is built on a 485  
permanent chassis, is transportable in one or more sections, and 486  
does not qualify as a manufactured home as defined in division 487  
(C) (4) of section 3781.06 of the Revised Code or as an 488  
industrialized unit as defined in division (C) (3) of section 489  
3781.06 of the Revised Code. 490

(P) "Semitrailer" means any vehicle of the trailer type 491  
that does not have motive power and is so designed or used with 492  
another and separate motor vehicle that in operation a part of 493  
its own weight or that of its load, or both, rests upon and is 494  
carried by the other vehicle furnishing the motive power for 495  
propelling itself and the vehicle referred to in this division, 496  
and includes, for the purpose only of registration and taxation 497  
under those chapters, any vehicle of the dolly type, such as a 498  
trailer dolly, that is designed or used for the conversion of a 499  
semitrailer into a trailer. 500

(Q) "Recreational vehicle" means a vehicular portable 501  
structure that meets all of the following conditions: 502

(1) It is designed for the sole purpose of recreational 503  
travel. 504

(2) It is not used for the purpose of engaging in business 505  
for profit. 506

(3) It is not used for the purpose of engaging in 507  
intrastate commerce. 508

(4) It is not used for the purpose of commerce as defined 509  
in 49 C.F.R. 383.5, as amended. 510

(5) It is not regulated by the public utilities commission 511  
pursuant to Chapter 4905., 4921., or 4923. of the Revised Code. 512

(6) It is classed as one of the following: 513

(a) "Travel trailer" or "house vehicle" means a nonself- 514  
propelled recreational vehicle that does not exceed an overall 515  
length of forty feet, exclusive of bumper and tongue or 516  
coupling. "Travel trailer" includes a tent-type fold-out camping 517  
trailer as defined in section 4517.01 of the Revised Code. 518

(b) "Motor home" means a self-propelled recreational 519  
vehicle that has no fifth wheel and is constructed with 520  
permanently installed facilities for cold storage, cooking and 521  
consuming of food, and for sleeping. 522

(c) "Truck camper" means a nonself-propelled recreational 523  
vehicle that does not have wheels for road use and is designed 524  
to be placed upon and attached to a motor vehicle. "Truck 525  
camper" does not include truck covers that consist of walls and 526  
a roof, but do not have floors and facilities enabling them to 527  
be used as a dwelling. 528

(d) "Fifth wheel trailer" means a vehicle that is of such 529  
size and weight as to be movable without a special highway 530  
permit, that is constructed with a raised forward section that 531  
allows a bi-level floor plan, and that is designed to be towed 532  
by a vehicle equipped with a fifth-wheel hitch ordinarily 533  
installed in the bed of a truck. 534

(e) "Park trailer" means a vehicle that is commonly known 535  
as a park model recreational vehicle, meets the American 536  
national standard institute standard A119.5 (1988) for park 537  
trailers, is built on a single chassis, has a gross trailer area 538  
of four hundred square feet or less when set up, is designed for 539  
seasonal or temporary living quarters, and may be connected to 540  
utilities necessary for the operation of installed features and 541  
appliances. 542

(R) "Pneumatic tires" means tires of rubber and fabric or 543  
tires of similar material, that are inflated with air. 544

(S) "Solid tires" means tires of rubber or similar elastic 545  
material that are not dependent upon confined air for support of 546  
the load. 547

(T) "Solid tire vehicle" means any vehicle that is 548  
equipped with two or more solid tires. 549

(U) "Farm machinery" means all machines and tools that are 550  
used in the production, harvesting, and care of farm products, 551  
and includes trailers that are used to transport agricultural 552  
produce or agricultural production materials between a local 553  
place of storage or supply and the farm, agricultural tractors, 554  
threshing machinery, hay-baling machinery, corn shellers, 555  
hammermills, and machinery used in the production of 556  
horticultural, agricultural, and vegetable products. 557

(V) "Owner" includes any person or firm, other than a 558  
manufacturer or dealer, that has title to a motor vehicle, 559  
except that, in sections 4505.01 to 4505.19 of the Revised Code, 560  
"owner" includes in addition manufacturers and dealers. 561

(W) "Manufacturer" and "dealer" include all persons and 562  
firms that are regularly engaged in the business of 563  
manufacturing, selling, displaying, offering for sale, or 564  
dealing in motor vehicles, at an established place of business 565  
that is used exclusively for the purpose of manufacturing, 566  
selling, displaying, offering for sale, or dealing in motor 567  
vehicles. A place of business that is used for manufacturing, 568  
selling, displaying, offering for sale, or dealing in motor 569  
vehicles shall be deemed to be used exclusively for those 570  
purposes even though snowmobiles or all-purpose vehicles are 571  
sold or displayed for sale thereat, even though farm machinery 572  
is sold or displayed for sale thereat, or even though repair, 573  
accessory, gasoline and oil, storage, parts, service, or paint 574  
departments are maintained thereat, or, in any county having a 575  
population of less than seventy-five thousand at the last 576  
federal census, even though a department in a place of business 577

is used to dismantle, salvage, or rebuild motor vehicles by 578  
means of used parts, if such departments are operated for the 579  
purpose of furthering and assisting in the business of 580  
manufacturing, selling, displaying, offering for sale, or 581  
dealing in motor vehicles. Places of business or departments in 582  
a place of business used to dismantle, salvage, or rebuild motor 583  
vehicles by means of using used parts are not considered as 584  
being maintained for the purpose of assisting or furthering the 585  
manufacturing, selling, displaying, and offering for sale or 586  
dealing in motor vehicles. 587

(X) "Operator" includes any person who drives or operates 588  
a motor vehicle upon the public highways. 589

(Y) "Chauffeur" means any operator who operates a motor 590  
vehicle, other than a taxicab, as an employee for hire; or any 591  
operator whether or not the owner of a motor vehicle, other than 592  
a taxicab, who operates such vehicle for transporting, for gain, 593  
compensation, or profit, either persons or property owned by 594  
another. Any operator of a motor vehicle who is voluntarily 595  
involved in a ridesharing arrangement is not considered an 596  
employee for hire or operating such vehicle for gain, 597  
compensation, or profit. 598

(Z) "State" includes the territories and federal districts 599  
of the United States, and the provinces of Canada. 600

(AA) "Public roads and highways" for vehicles includes all 601  
public thoroughfares, bridges, and culverts. 602

(BB) "Manufacturer's number" means the manufacturer's 603  
original serial number that is affixed to or imprinted upon the 604  
chassis or other part of the motor vehicle. 605

(CC) "Motor number" means the manufacturer's original 606

number that is affixed to or imprinted upon the engine or motor 607  
of the vehicle. 608

(DD) "Distributor" means any person who is authorized by a 609  
motor vehicle manufacturer to distribute new motor vehicles to 610  
licensed motor vehicle dealers at an established place of 611  
business that is used exclusively for the purpose of 612  
distributing new motor vehicles to licensed motor vehicle 613  
dealers, except when the distributor also is a new motor vehicle 614  
dealer, in which case the distributor may distribute at the 615  
location of the distributor's licensed dealership. 616

(EE) "Ridesharing arrangement" means the transportation of 617  
persons in a motor vehicle where the transportation is 618  
incidental to another purpose of a volunteer driver and includes 619  
ridesharing arrangements known as carpools, vanpools, and 620  
buspools. 621

(FF) "Apportionable vehicle" means any vehicle that is 622  
used or intended for use in two or more international 623  
registration plan member jurisdictions that allocate or 624  
proportionally register vehicles, that is used for the 625  
transportation of persons for hire or designed, used, or 626  
maintained primarily for the transportation of property, and 627  
that meets any of the following qualifications: 628

(1) Is a power unit having a gross vehicle weight in 629  
excess of twenty-six thousand pounds; 630

(2) Is a power unit having three or more axles, regardless 631  
of the gross vehicle weight; 632

(3) Is a combination vehicle with a gross vehicle weight 633  
in excess of twenty-six thousand pounds. 634

"Apportionable vehicle" does not include recreational 635

vehicles, vehicles displaying restricted plates, city pick-up 636  
and delivery vehicles, or vehicles owned and operated by the 637  
United States, this state, or any political subdivisions 638  
thereof. 639

(GG) "Chartered party" means a group of persons who 640  
contract as a group to acquire the exclusive use of a passenger- 641  
carrying motor vehicle at a fixed charge for the vehicle in 642  
accordance with the carrier's tariff, lawfully on file with the 643  
United States department of transportation, for the purpose of 644  
group travel to a specified destination or for a particular 645  
itinerary, either agreed upon in advance or modified by the 646  
chartered group after having left the place of origin. 647

(HH) "International registration plan" means a reciprocal 648  
agreement of member jurisdictions that is endorsed by the 649  
American association of motor vehicle administrators, and that 650  
promotes and encourages the fullest possible use of the highway 651  
system by authorizing apportioned registration of fleets of 652  
vehicles and recognizing registration of vehicles apportioned in 653  
member jurisdictions. 654

(II) "Restricted plate" means a license plate that has a 655  
restriction of time, geographic area, mileage, or commodity, and 656  
includes license plates issued to farm trucks under division (J) 657  
of section 4503.04 of the Revised Code. 658

(JJ) "Gross vehicle weight," with regard to any commercial 659  
car, trailer, semitrailer, or bus that is taxed at the rates 660  
established under section 4503.042 or 4503.65 of the Revised 661  
Code, means the unladen weight of the vehicle fully equipped 662  
plus the maximum weight of the load to be carried on the 663  
vehicle. 664

(KK) "Combined gross vehicle weight" with regard to any 665  
combination of a commercial car, trailer, and semitrailer, that 666  
is taxed at the rates established under section 4503.042 or 667  
4503.65 of the Revised Code, means the total unladen weight of 668  
the combination of vehicles fully equipped plus the maximum 669  
weight of the load to be carried on that combination of 670  
vehicles. 671

(LL) "Chauffeured limousine" means a motor vehicle that is 672  
designed to carry nine or fewer passengers and is operated for 673  
hire pursuant to a prearranged contract for the transportation 674  
of passengers on public roads and highways along a route under 675  
the control of the person hiring the vehicle and not over a 676  
defined and regular route. "Prearranged contract" means an 677  
agreement, made in advance of boarding, to provide 678  
transportation from a specific location in a chauffeured 679  
limousine. "Chauffeured limousine" does not include any vehicle 680  
that is used exclusively in the business of funeral directing. 681

(MM) "Manufactured home" has the same meaning as in 682  
division (C) (4) of section 3781.06 of the Revised Code. 683

(NN) "Acquired situs," with respect to a manufactured home 684  
or a mobile home, means to become located in this state by the 685  
placement of the home on real property, but does not include the 686  
placement of a manufactured home or a mobile home in the 687  
inventory of a new motor vehicle dealer or the inventory of a 688  
manufacturer, remanufacturer, or distributor of manufactured or 689  
mobile homes. 690

(OO) "Electronic" includes electrical, digital, magnetic, 691  
optical, electromagnetic, or any other form of technology that 692  
entails capabilities similar to these technologies. 693



(PP) "Electronic record" means a record generated, 694  
communicated, received, or stored by electronic means for use in 695  
an information system or for transmission from one information 696  
system to another. 697

(QQ) "Electronic signature" means a signature in 698  
electronic form attached to or logically associated with an 699  
electronic record. 700

(RR) "Financial transaction device" has the same meaning 701  
as in division (A) of section 113.40 of the Revised Code. 702

(SS) "Electronic motor vehicle dealer" means a motor 703  
vehicle dealer licensed under Chapter 4517. of the Revised Code 704  
whom the registrar of motor vehicles determines meets the 705  
criteria designated in section 4503.035 of the Revised Code for 706  
electronic motor vehicle dealers and designates as an electronic 707  
motor vehicle dealer under that section. 708

(TT) "Electric personal assistive mobility device" means a 709  
self-balancing two non-tandem wheeled device that is designed to 710  
transport only one person, has an electric propulsion system of 711  
an average of seven hundred fifty watts, and when ridden on a 712  
paved level surface by an operator who weighs one hundred 713  
seventy pounds has a maximum speed of less than twenty miles per 714  
hour. 715

(UU) "Limited driving privileges" means the privilege to 716  
operate a motor vehicle that a court grants under section 717  
4510.021 of the Revised Code to a person whose driver's or 718  
commercial driver's license or permit or nonresident operating 719  
privilege has been suspended. 720

(VV) "Utility vehicle" means a self-propelled vehicle 721  
designed with a bed, principally for the purpose of transporting 722

material or cargo in connection with construction, agricultural, 723  
forestry, grounds maintenance, lawn and garden, materials 724  
handling, or similar activities. 725

(WW) "Low-speed vehicle" means a three- or four-wheeled 726  
motor vehicle with an attainable speed in one mile on a paved 727  
level surface of more than twenty miles per hour but not more 728  
than twenty-five miles per hour and with a gross vehicle weight 729  
rating less than three thousand pounds. 730

(XX) "Under-speed vehicle" means a three- or four-wheeled 731  
vehicle, including a vehicle commonly known as a golf cart, with 732  
an attainable speed on a paved level surface of not more than 733  
twenty miles per hour and with a gross vehicle weight rating 734  
less than three thousand pounds. 735

(YY) "Motor-driven cycle or motor scooter" means any 736  
vehicle designed to travel on not more than three wheels in 737  
contact with the ground, with a seat for the driver and floor 738  
pad for the driver's feet, and is equipped with a motor with a 739  
piston displacement between fifty and one hundred cubic 740  
centimeters piston displacement that produces not more than five 741  
brake horsepower and is capable of propelling the vehicle at a 742  
speed greater than twenty miles per hour on a level surface. 743

(ZZ) "Motorcycle" means a motor vehicle with motive power 744  
having a seat or saddle for the use of the operator, designed to 745  
travel on not more than three wheels in contact with the ground, 746  
and having no occupant compartment top or occupant compartment 747  
top that can be installed or removed by the user. 748

(AAA) "Cab-enclosed motorcycle" means a motor vehicle with 749  
motive power having a seat or saddle for the use of the 750  
operator, designed to travel on not more than three wheels in 751

contact with the ground, and having an occupant compartment top 752  
or an occupant compartment top that is installed. 753

(BBB) "Mini-truck" means a vehicle that has four wheels, 754  
is propelled by an electric motor with a rated power of seven 755  
thousand five hundred watts or less or an internal combustion 756  
engine with a piston displacement capacity of six hundred sixty 757  
cubic centimeters or less, has a total dry weight of nine 758  
hundred to two thousand two hundred pounds, contains an enclosed 759  
cabin and a seat for the vehicle operator, resembles a pickup 760  
truck or van with a cargo area or bed located at the rear of the 761  
vehicle, and was not originally manufactured to meet federal 762  
motor vehicle safety standards. 763

(CCC) "Autocycle" means a three-wheeled motorcycle that is 764  
manufactured to comply with federal safety requirements for 765  
motorcycles and that is equipped with safety belts, a steering 766  
wheel, and seating that does not require the operator to 767  
straddle or sit astride to ride the motorcycle. 768

(DDD) "Plug-in hybrid electric motor vehicle" means a 769  
passenger car powered in part by a battery cell energy system 770  
that can be recharged via an external source of electricity. 771

(EEE) "Hybrid motor vehicle" means a passenger car powered 772  
by an internal propulsion system consisting of both of the 773  
following: 774

(1) A combustion engine; 775

(2) A battery cell energy system that cannot be recharged 776  
via an external source of electricity but can be recharged by 777  
other vehicle mechanisms that capture and store electric energy. 778

(FFF) "Low-speed micromobility device" means a device 779  
weighing less than one hundred pounds that has handlebars, is 780

propelled by an electric motor or human power, and has an 781  
attainable speed on a paved level surface of not more than 782  
twenty miles per hour when propelled by the electric motor. 783

(GGG) "Specialty license plate" means a license plate, 784  
authorized by the general assembly, that displays a combination 785  
of words, markings, logos, or other graphic artwork that is in 786  
addition to the words, images, and distinctive numbers and 787  
letters required by section 4503.22 of the Revised Code. 788

(HHH) "Battery electric motor vehicle" means a passenger 789  
car powered wholly by a battery cell energy system that can be 790  
recharged via an external source of electricity. 791

(III) "Adaptive mobility vehicle" means either a new 792  
passenger car or bus purchased from a new motor vehicle dealer 793  
or a used passenger car or bus, provided that such passenger car 794  
or bus is designed, modified, or equipped to enable an 795  
individual with a disability to operate or to be transported in 796  
the passenger car or bus, in accordance with 49 C.F.R. part 568 797  
or 595, and contains at least one of the following: 798

(1) An electronic or mechanical lift that enables a person 799  
to enter or exit the motor vehicle while occupying a wheelchair 800  
or scooter; 801

(2) An electronic or mechanical wheelchair ramp; 802

(3) A system to secure a wheelchair or scooter in order to 803  
allow a person to operate or be transported safely while 804  
occupying that wheelchair or scooter. 805

**Sec. 4511.01.** As used in this chapter and in Chapter 4513. 806  
of the Revised Code: 807

(A) "Vehicle" means every device, ~~including a motorized~~ 808

~~bicycle and an electric bicycle,~~ in, upon, or by which any 809  
person or property may be transported or drawn upon a highway,~~—~~ 810  
~~except that "vehicle".~~ "Vehicle" does not include any motorized 811  
wheelchair, any electric personal assistive mobility device, any 812  
low-speed micromobility device, any personal delivery device as 813  
defined in section 4511.513 of the Revised Code, any device that 814  
is moved by power collected from overhead electric trolley wires 815  
or that is used exclusively upon stationary rails or tracks, or 816  
any device,~~other than a bicycle,~~ that is moved by human power. 817

(B) "Motor vehicle" means every vehicle propelled or drawn 818  
by power other than muscular power or power collected from 819  
overhead electric trolley wires, except motorized bicycles, 820  
electric bicycles, road rollers, traction engines, power 821  
shovels, power cranes, and other equipment used in construction 822  
work and not designed for or employed in general highway 823  
transportation, hole-digging machinery, well-drilling machinery, 824  
ditch-digging machinery, farm machinery, and trailers designed 825  
and used exclusively to transport a boat between a place of 826  
storage and a marina, or in and around a marina, when drawn or 827  
towed on a street or highway for a distance of no more than ten 828  
miles and at a speed of twenty-five miles per hour or less. 829

(C) "Motorcycle" means every motor vehicle, other than a 830  
tractor, having a seat or saddle for the use of the operator and 831  
designed to travel on not more than three wheels in contact with 832  
the ground, including, but not limited to, motor vehicles known 833  
as "motor-driven cycle," "motor scooter," "autocycle," "cab- 834  
enclosed motorcycle," or "motorcycle" without regard to weight 835  
or brake horsepower. 836

(D) "Emergency vehicle" means emergency vehicles of 837  
municipal, township, or county departments or public utility 838

corporations when identified as such as required by law, the 839  
director of public safety, or local authorities, and motor 840  
vehicles when commandeered by a police officer. 841

(E) "Public safety vehicle" means any of the following: 842

(1) Ambulances, including private ambulance companies 843  
under contract to a municipal corporation, township, or county, 844  
and private ambulances and nontransport vehicles bearing license 845  
plates issued under section 4503.49 of the Revised Code; 846

(2) Motor vehicles used by public law enforcement officers 847  
or other persons sworn to enforce the criminal and traffic laws 848  
of the state; 849

(3) Any motor vehicle when properly identified as required 850  
by the director of public safety, when used in response to fire 851  
emergency calls or to provide emergency medical service to ill 852  
or injured persons, and when operated by a duly qualified person 853  
who is a member of a volunteer rescue service or a volunteer 854  
fire department, and who is on duty pursuant to the rules or 855  
directives of that service. The state fire marshal shall be 856  
designated by the director of public safety as the certifying 857  
agency for all public safety vehicles described in division (E) 858  
(3) of this section. 859

(4) Vehicles used by fire departments, including motor 860  
vehicles when used by volunteer fire fighters responding to 861  
emergency calls in the fire department service when identified 862  
as required by the director of public safety. 863

Any vehicle used to transport or provide emergency medical 864  
service to an ill or injured person, when certified as a public 865  
safety vehicle, shall be considered a public safety vehicle when 866  
transporting an ill or injured person to a hospital regardless 867

of whether such vehicle has already passed a hospital. 868

(5) Vehicles used by the motor carrier enforcement unit 869  
for the enforcement of orders and rules of the public utilities 870  
commission as specified in section 5503.34 of the Revised Code. 871

(F) "School bus" means every bus designed for carrying 872  
more than nine passengers that is owned by a public, private, or 873  
governmental agency or institution of learning and operated for 874  
the transportation of children to or from a school session or a 875  
school function, or owned by a private person and operated for 876  
compensation for the transportation of children to or from a 877  
school session or a school function, ~~provided "school~~. "School 878  
bus" does not include a bus operated by a municipally owned 879  
transportation system, a mass transit company operating 880  
exclusively within the territorial limits of a municipal 881  
corporation, or within such limits and the territorial limits of 882  
municipal corporations immediately contiguous to such municipal 883  
corporation, nor a common passenger carrier certified by the 884  
public utilities commission unless such bus is devoted 885  
exclusively to the transportation of children to and from a 886  
school session or a school function~~;~~ and "school bus" does not 887  
include a van or bus used by a licensed child care center or 888  
type A family child care home to transport children from the 889  
child care center or type A family child care home to a school 890  
if the van or bus does not have more than fifteen children in 891  
the van or bus at any time. 892

(G) "Bicycle" means ~~every device, other than a device that~~ 893  
~~is designed solely for use as a play vehicle by a child, that is~~ 894  
~~propelled solely by human power upon which a person may ride,~~ 895  
~~and that has two or more wheels, any of which is more than~~ 896  
~~fourteen inches in diameter~~ a pedal-powered vehicle upon which a 897

human operator sits, including an electric bicycle. 898

(H) "Motorized bicycle" or "moped" means any vehicle 899  
having either two tandem wheels or one wheel in the front and 900  
two wheels in the rear, that may be pedaled, and that is 901  
equipped with a helper motor of not more than fifty cubic 902  
centimeters piston displacement that produces not more than one 903  
brake horsepower and is capable of propelling the vehicle at a 904  
speed of not greater than twenty miles per hour on a level 905  
surface. "Motorized bicycle" or "moped" does not include an 906  
electric bicycle. 907

(I) "Commercial tractor" means every motor vehicle having 908  
motive power designed or used for drawing other vehicles and not 909  
so constructed as to carry any load thereon, or designed or used 910  
for drawing other vehicles while carrying a portion of such 911  
other vehicles, or load thereon, or both. 912

(J) "Agricultural tractor" ~~means and~~ "traction engine" 913  
mean every self-propelling vehicle designed or used for drawing 914  
other vehicles or wheeled machinery but having no provision for 915  
carrying loads independently of such other vehicles, and used 916  
principally for agricultural purposes. 917

(K) "Truck" means every motor vehicle, except trailers and 918  
semitrailers, designed and used to carry property. 919

(L) "Bus" means every motor vehicle designed for carrying 920  
more than nine passengers and used for the transportation of 921  
persons other than in a ridesharing arrangement, and every motor 922  
vehicle, automobile for hire, or funeral car, other than a 923  
taxicab or motor vehicle used in a ridesharing arrangement, 924  
designed and used for the transportation of persons for 925  
compensation. 926



(M) "Trailer" means every vehicle designed or used for 927  
carrying persons or property wholly on its own structure and for 928  
being drawn by a motor vehicle, including any such vehicle when 929  
formed by or operated as a combination of a "semitrailer" and a 930  
vehicle of the dolly type, such as that commonly known as a 931  
"trailer dolly," a vehicle used to transport agricultural 932  
produce or agricultural production materials between a local 933  
place of storage or supply and the farm when drawn or towed on a 934  
street or highway at a speed greater than twenty-five miles per 935  
hour, and a vehicle designed and used exclusively to transport a 936  
boat between a place of storage and a marina, or in and around a 937  
marina, when drawn or towed on a street or highway for a 938  
distance of more than ten miles or at a speed of more than 939  
twenty-five miles per hour. 940

(N) "Semitrailer" means every vehicle designed or used for 941  
carrying persons or property with another and separate motor 942  
vehicle so that in operation a part of its own weight or that of 943  
its load, or both, rests upon and is carried by another vehicle. 944

(O) "Pole trailer" means every trailer or semitrailer 945  
attached to the towing vehicle by means of a reach, pole, or by 946  
being boomed or otherwise secured to the towing vehicle, and 947  
ordinarily used for transporting long or irregular shaped loads 948  
such as poles, pipes, or structural members capable, generally, 949  
of sustaining themselves as beams between the supporting 950  
connections. 951

(P) "Railroad" means a carrier of persons or property 952  
operating upon rails or tracks placed principally on a private 953  
right-of-way. 954

(Q) "~~Railroad train~~Train" means ~~a steam engine or an~~ 955  
~~electric or other motor, with or without cars coupled thereto,~~ 956

~~operated by a railroad~~ one or more locomotives coupled, with or 957  
without cars, that operates on rails or tracks and to which all 958  
other traffic is required by law to yield the right-of-way at 959  
highway-rail grade crossings. 960

(R) "Streetcar" means a car, other than a ~~railroad~~ train, 961  
for transporting persons or property, operated upon rails 962  
principally within a street or highway. 963

(S) "Trackless trolley" means every car that collects its 964  
power from overhead electric trolley wires and that is not 965  
operated upon rails or tracks. 966

(T) "Explosives" means any chemical compound or mechanical 967  
mixture that is intended for the purpose of producing an 968  
explosion that contains any oxidizing and combustible units or 969  
other ingredients in such proportions, quantities, or packing 970  
that an ignition by fire, by friction, by concussion, by 971  
percussion, or by a detonator of any part of the compound or 972  
mixture may cause such a sudden generation of highly heated 973  
gases that the resultant gaseous pressures are capable of 974  
producing destructive effects on contiguous objects, or of 975  
destroying life or limb. Manufactured articles shall not be held 976  
to be explosives when the individual units contain explosives in 977  
such limited quantities, of such nature, or in such packing, 978  
that it is impossible to procure a simultaneous or a destructive 979  
explosion of such units, to the injury of life, limb, or 980  
property by fire, by friction, by concussion, by percussion, or 981  
by a detonator, such as fixed ammunition for small arms, 982  
firecrackers, or safety fuse matches. 983

(U) "Flammable liquid" means any liquid that has a flash 984  
point of seventy degrees fahrenheit, or less, as determined by a 985  
tagliabue or equivalent closed cup test device. 986

(V) "Gross weight" means the weight of a vehicle plus the 987  
weight of any load thereon. 988

(W) "Person" means every natural person, firm, co- 989  
partnership, association, or corporation. 990

(X) "Pedestrian" means any ~~natural person~~ a foot on foot, in 991  
a motorized or non-motorized wheelchair, or using another 992  
equivalent device, such as skates or a skateboard. "Pedestrian" 993  
includes a personal delivery device as defined in section 994  
4511.513 of the Revised Code unless the context clearly suggests 995  
otherwise. 996

(Y) "Driver or operator" means every person who drives or 997  
is in actual physical control of a vehicle, trackless trolley, 998  
or streetcar. 999

(Z) "Police officer" means every officer authorized to 1000  
direct or regulate traffic, or to make arrests for violations of 1001  
traffic regulations. 1002

(AA) "Local authorities" means every county, municipal, 1003  
and other local board or body having authority to adopt police 1004  
regulations under the constitution and laws of this state. 1005

(BB) "Street" or "highway" means ~~the entire width between~~ 1006  
~~the boundary lines of every way open to the use of the public as~~ 1007  
~~a thoroughfare for purposes of vehicular~~ a general term for 1008  
denoting a public way for purposes of travel by vehicles, 1009  
streetcars, trackless trolleys, and vulnerable road users, 1010  
including the entire area within the right-of-way. 1011

(CC) "Controlled-access highway" means every street or 1012  
highway in respect to which owners or occupants of abutting 1013  
lands and other persons have no legal right of access to or from 1014  
the same except at such points only and in such manner as may be 1015

determined by the public authority having jurisdiction over such 1016  
street or highway. 1017

(DD) "Private road ~~or driveway~~" means every way or place 1018  
in private ownership used for vehicular travel by the owner and 1019  
those having express or implied permission from the owner but 1020  
not by other persons. 1021

(EE) "Roadway" means that portion of a highway improved, 1022  
designed, or ordinarily used for vehicular travel and parking 1023  
lanes, except not including the berm, sidewalk, or shoulder, 1024  
even if the berm, sidewalk, or shoulder is used by a person 1025  
operating a human-powered vehicle. If a highway includes two or 1026  
more separate roadways the term "roadway" means any such roadway 1027  
separately but not all such roadways collectively. 1028

(FF) "Sidewalk" means that portion of a street between the 1029  
curb lines, or the lateral lines of a roadway, and the adjacent 1030  
property lines or easements of private property, that is paved 1031  
or improved, and is intended for the use of pedestrians. 1032

(GG) "Laned highway" means a highway the roadway of which 1033  
is divided into two or more clearly marked lanes for vehicular 1034  
traffic. 1035

(HH) "Through highway" means every street or highway as 1036  
provided in section 4511.65 of the Revised Code. 1037

(II) "State highway" means a highway under the 1038  
jurisdiction of the department of transportation, outside the 1039  
limits of municipal corporations, provided that the authority 1040  
conferred upon the director of transportation in section 5511.01 1041  
of the Revised Code to erect state highway route markers and 1042  
signs directing traffic shall not be modified by sections 1043  
4511.01 to 4511.79 and 4511.99 of the Revised Code. 1044

(JJ) "State route" means every highway that is designated 1045  
with an official state route number and so marked. 1046

(KK) "Intersection" means: 1047

(1) The area embraced within the prolongation or 1048  
connection of the lateral curb lines, or, if none, the lateral 1049  
boundary lines of the roadways of two highways that join one 1050  
another at, or approximately at, right angles, or the area 1051  
within which vehicles traveling upon different highways that 1052  
join at any other angle might come into conflict. The junction 1053  
of an alley ~~or,~~  driveway, or site roadway open to public travel 1054  
with a public roadway or highway does not constitute an 1055  
intersection, unless the public roadway or highway at the 1056  
junction is controlled by a traffic control device. 1057

(2) If a highway includes two roadways ~~that are thirty~~ 1058  
~~feet or more apart~~ separated by a median, then every crossing of 1059  
each roadway of such divided highway by an intersecting highway 1060  
constitutes a separate intersection if the opposing left-turn 1061  
paths cross and there is sufficient interior storage for the 1062  
design vehicle. If both intersecting highways include two 1063  
~~roadways thirty feet or more apart, then every crossing of any~~ 1064  
~~two roadways of such highways constitutes a separate~~ 1065  
~~intersection~~ As used in this division, "design vehicle" means the 1066  
longest vehicle permitted to operate on that roadway. 1067

(3) At a location controlled by a highway traffic control ~~control~~ 1068  
signal, regardless of the distance between the separate 1069  
intersections as described in division (KK) (2) of this section: 1070

(a) If a stop line, yield line, or crosswalk has not been 1071  
designated on the roadway within the median between the separate 1072  
intersections, the two intersections and the roadway and median 1073

constitute one intersection. 1074

(b) Where a stop line, yield line, or crosswalk ~~line is~~ 1075  
designated on the roadway on the intersection approach, the area 1076  
within the crosswalk and any area beyond the designated stop 1077  
line or yield line constitute part of the intersection. 1078

(c) Where a crosswalk is designated on a roadway on the 1079  
departure from the intersection, the intersection includes the 1080  
area that extends to the far side of the crosswalk. 1081

(LL) "Crosswalk" means: 1082

(1) That part of a roadway at ~~intersections ordinarily an~~ 1083  
intersection included within the real or projected prolongation 1084  
of property lines and curb lines connections of the lateral 1085  
lines of the sidewalks on opposite sides of the highway measured 1086  
from the curbs, or, in the absence of curbs, from the edges of 1087  
the traversable roadway, and in the absence of a sidewalk on one 1088  
side of the roadway, the part of a roadway included within the 1089  
extension of the lateral lines of the sidewalk at right angles 1090  
to the center line; 1091

(2) Any portion of a roadway at an intersection or 1092  
elsewhere, distinctly indicated for pedestrian crossing by lines 1093  
or other markings on the surface, which might be supplemented by 1094  
contrasting pavement texture, style, or color; 1095

(3) Notwithstanding divisions (LL)(1) and (2) of this 1096  
section, ~~there shall not be a~~ "crosswalk" does not include an 1097  
area where local authorities have placed signs indicating no 1098  
crossing. 1099

(MM) "Safety zone" means the area or space officially set 1100  
apart within a roadway for the exclusive use of pedestrians and 1101  
protected or marked or indicated by adequate signs as to be 1102

plainly visible at all times. 1103

(NN) "Business district" means the territory fronting upon 1104  
a street or highway, including the street or highway, between 1105  
successive intersections within municipal corporations where 1106  
fifty per cent or more of the frontage between such successive 1107  
intersections is occupied by buildings in use for business, or 1108  
within or outside municipal corporations where fifty per cent or 1109  
more of the frontage for a distance of three hundred feet or 1110  
more is occupied by buildings in use for business, and the 1111  
character of such territory is indicated by official traffic 1112  
control devices. 1113

(OO) "Residence district" means the territory, not 1114  
comprising a business district, fronting on a street or highway, 1115  
including the street or highway, where, for a distance of three 1116  
hundred feet or more, the frontage is improved with residences 1117  
or residences and buildings in use for business. 1118

(PP) "Urban district" means the territory contiguous to 1119  
and including any street or highway which is built up with 1120  
structures devoted to business, industry, or dwelling houses 1121  
situated at intervals of less than one hundred feet for a 1122  
distance of a quarter of a mile or more, and the character of 1123  
such territory is indicated by official traffic control devices. 1124

(QQ) "Traffic control device" means a flagger, sign, 1125  
signal, marking, channelization device, or other device ~~used to~~ 1126  
~~regulate, warn, or guide traffic, placed on, over, or adjacent~~ 1127  
that uses colors, shapes, symbols, words, sounds, or tactile 1128  
information for the primary purpose of communicating a 1129  
regulatory, warning, or guidance message to road users on a 1130  
street, highway, ~~private road~~ site roadway open to public 1131  
travel, pedestrian facility, ~~or shared-use path by authority of~~ 1132

~~a public agency or official having jurisdiction, or, in the case~~ 1133  
~~of a private road open to public travel, by authority of the~~ 1134  
~~private owner or private official having jurisdiction~~bikeway, or 1135  
pathway. 1136

(RR) "Traffic control signal" means ~~any~~a highway traffic 1137  
signal ~~by which~~placed at an intersection, movable bridge, fire 1138  
station, midblock crosswalk, alternating one-way sections of a 1139  
single lane road, private driveway, or other location that 1140  
requires conflicting traffic is alternately to be directed to 1141  
stop and permitted to proceed in an orderly manner. "Traffic 1142  
control signal" includes a vehicular signal indication, a 1143  
pedestrian signal indication, and a bicycle symbol signal 1144  
indication. "Traffic control signal" does not include an 1145  
emergency-vehicle hybrid beacon or a pedestrian hybrid beacon. 1146

(SS) "Railroad sign or signal" means any sign, signal, or 1147  
device erected by authority of a public body or official or by a 1148  
railroad and intended to give notice of the presence of railroad 1149  
tracks or the approach of a ~~railroad~~-train. 1150

(TT) "Traffic" means pedestrians, ridden or herded 1151  
animals, vehicles, streetcars, trackless trolleys, and other 1152  
devices, either singly or together, while using for purposes of 1153  
travel any highway or ~~private road~~site roadway open to public 1154  
travel. 1155

(UU) "Right-of-way" means either of the following, as the 1156  
context requires: 1157

(1) The right of a vehicle, streetcar, trackless trolley, 1158  
or pedestrian to proceed uninterruptedly in a lawful manner in 1159  
the direction in which it or the individual is moving in 1160  
preference to another vehicle, streetcar, trackless trolley, or 1161



pedestrian approaching from a different direction into its or 1162  
the individual's path; 1163

(2) A general term denoting land, property, or the 1164  
interest therein, usually in the configuration of a strip, 1165  
acquired for or devoted to transportation purposes. When used in 1166  
this context, right-of-way includes the roadway, shoulders or 1167  
berm, ditch, and slopes extending to the right-of-way limits 1168  
under the control of the state or local authority. 1169

(VV) "Rural mail delivery vehicle" means every vehicle 1170  
used to deliver United States mail on a rural mail delivery 1171  
route. 1172

(WW) "Funeral escort vehicle" means any motor vehicle, 1173  
including a funeral hearse, while used to facilitate the 1174  
movement of a funeral procession. 1175

(XX) "Alley" means a street or highway intended to provide 1176  
access to the rear or side of lots or buildings in urban 1177  
districts and not intended for the purpose of through vehicular 1178  
traffic, and includes any street or highway that has been 1179  
declared an "alley" by the legislative authority of the 1180  
municipal corporation in which such street or highway is 1181  
located. 1182

(YY) "Freeway" means a divided multi-lane highway for 1183  
through traffic with all crossroads separated in grade and with 1184  
full control of access. 1185

(ZZ) "Expressway" means a divided arterial street or 1186  
highway for through traffic with full or partial control of 1187  
access with an excess of fifty per cent of all crossroads 1188  
separated in grade. 1189

(AAA) "Thruway" means a through highway whose entire 1190

roadway is reserved for through traffic and on which roadway 1191  
parking is prohibited. 1192

(BBB) "Stop intersection" means any intersection at one or 1193  
more entrances of which stop signs are erected. 1194

(CCC) "Arterial street or highway" means ~~any United States~~ 1195  
~~or state numbered route, controlled access highway, or other~~ 1196  
~~major radial or circumferential~~ a street or highway primarily 1197  
used by through traffic, usually on a continuous route or a 1198  
street or highway designated by local authorities within their 1199  
~~respective jurisdictions as part of a major~~ an arterial system- 1200  
~~of streets or highways.~~ 1201

(DDD) "Ridesharing arrangement" means the transportation 1202  
of persons in a motor vehicle where such transportation is 1203  
incidental to another purpose of a volunteer driver and includes 1204  
ridesharing arrangements known as carpools, vanpools, and 1205  
buspools. 1206

(EEE) "Motorized wheelchair" means any self-propelled 1207  
vehicle designed for, and used by, a person with a disability 1208  
and that is incapable of a speed in excess of eight miles per 1209  
hour. 1210

(FFF) "Child care center" and "type A family child care 1211  
home" have the same meanings as in section 5104.01 of the 1212  
Revised Code. 1213

(GGG) "Multi-wheel agricultural tractor" means a type of 1214  
agricultural tractor that has two or more wheels or tires on 1215  
each side of one axle at the rear of the tractor, is designed or 1216  
used for drawing other vehicles or wheeled machinery, has no 1217  
provision for carrying loads independently of the drawn vehicles 1218  
or machinery, and is used principally for agricultural purposes. 1219

(HHH) "Operate" means to cause or have caused movement of 1220  
a vehicle, streetcar, or trackless trolley. 1221

(III) "Predicate motor vehicle or traffic offense" means 1222  
any of the following: 1223

(1) A violation of section 4511.03, 4511.051, 4511.12, 1224  
4511.132, 4511.16, 4511.20, 4511.201, 4511.21, 4511.211, 1225  
4511.213, 4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28, 1226  
4511.29, 4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35, 1227  
4511.36, 4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42, 1228  
4511.43, 4511.431, 4511.432, 4511.44, 4511.441, 4511.451, 1229  
4511.452, 4511.46, 4511.47, 4511.48, 4511.481, 4511.49, 4511.50, 1230  
4511.511, 4511.522, 4511.53, 4511.54, 4511.55, 4511.56, 4511.57, 1231  
4511.58, 4511.59, 4511.60, 4511.61, 4511.64, 4511.66, 4511.661, 1232  
4511.68, 4511.70, 4511.701, 4511.71, 4511.711, 4511.712, 1233  
4511.713, 4511.72, 4511.73, 4511.763, 4511.771, 4511.78, or 1234  
4511.84 of the Revised Code; 1235

(2) A violation of division (A) (2) of section 4511.17, 1236  
divisions (A) to (D) of section 4511.51, or division (A) of 1237  
section 4511.74 of the Revised Code; 1238

(3) A violation of any provision of sections 4511.01 to 1239  
4511.76 of the Revised Code for which no penalty otherwise is 1240  
provided in the section that contains the provision violated; 1241

(4) A violation of section 4511.214 of the Revised Code; 1242

(5) A violation of a municipal ordinance that is 1243  
substantially similar to any section or provision set forth or 1244  
described in division (III) (1), (2), (3), or (4) of this 1245  
section. 1246

(JJJ) "Road service vehicle" means wreckers, utility 1247  
repair vehicles, and state, county, and municipal service 1248

vehicles equipped with visual signals by means of flashing, 1249  
rotating, or oscillating lights. 1250

(KKK) "Beacon" means a highway traffic signal with one or 1251  
more signal sections that operate in a flashing mode. 1252

(LLL) "Hybrid beacon" means a special type of beacon that 1253  
is intentionally placed in a dark mode where no indications are 1254  
displayed between periods of operation ~~where no indications are~~ 1255  
~~displayed and, when in operation~~ operated, displays both steady 1256  
and flashing highway traffic control ~~control~~ signal indications. "Hybrid 1257  
beacon" includes both of the following: 1258

(1) An emergency-vehicle hybrid beacon used to warn and 1259  
control traffic at an otherwise unsignalized location to assist 1260  
authorized emergency vehicles in entering or crossing a street 1261  
or highway; 1262

(2) A pedestrian hybrid beacon used to warn and control 1263  
traffic at an otherwise unsignalized location to assist 1264  
pedestrians in crossing a street or highway at a marked 1265  
crosswalk. 1266

(MMM) "Highway traffic signal" means a power-operated 1267  
traffic control device by which traffic is warned or directed to 1268  
take some specific action. "Highway traffic signal" includes a 1269  
beacon, an in-road warning light, a lane-use control signal, and 1270  
a traffic control signal. "Highway traffic signal" does not 1271  
include a power-operated sign, steadily illuminated pavement 1272  
marker, gate, flashing light signal, warning light, or steady 1273  
burning electric lamp. 1274

(NNN) "Median" means the portion of a highway separating 1275  
opposing directions of the traveled way or the area between two 1276  
roadways of a divided highway, measured from edge of traveled 1277

way to edge of traveled way, ~~but excluding~~. The median excludes 1278  
turn lanes. The width of a median may be different between 1279  
intersections, ~~between~~ interchanges, and at opposite approaches 1280  
of the same intersection. 1281

(OOO) "~~Private road~~ Site roadway open to public travel" 1282  
means a ~~private toll road or road, including any adjacent~~ 1283  
~~sidewalks that generally run parallel to the road, within~~ 1284  
roadway or bikeway on site of a shopping center, office park, 1285  
airport, school, university, sports arena, recreational park, or 1286  
other similar business, government, or recreation facility that 1287  
is publicly or privately owned but where the public is allowed 1288  
to travel without full-time access restrictions. "~~Private road~~ 1289  
Site roadway open to public travel" ~~includes a gated toll road~~ 1290  
~~but does not include a road within a private gated property~~ 1291  
roadway where access is restricted at all times by gates or 1292  
guards to residents, employees, or other specifically authorized 1293  
persons, a parking area, a driving aisle within a parking area, 1294  
or a private highway-rail grade crossing. 1295

(PPP) "Shared-use path" means a bikeway outside the 1296  
traveled way and physically separated from motorized vehicular 1297  
traffic by an open space or barrier and either within the 1298  
highway right-of-way or within an independent alignment. A 1299  
shared-use path also may be used by pedestrians, including 1300  
skaters, joggers, users of manual and motorized wheelchairs, and 1301  
other authorized motorized and non-motorized users. A shared-use 1302  
path does not include any trail that is intended to be used 1303  
primarily for mountain biking, hiking, equestrian use, or other 1304  
similar uses, or any other single track or natural surface trail 1305  
that has historically been reserved for nonmotorized use. 1306

(QQQ) "Highway maintenance vehicle" means a vehicle used 1307

in snow and ice removal or road surface maintenance, including a 1308  
snow plow, traffic line striper, road sweeper, mowing machine, 1309  
asphalt distributing vehicle, or other such vehicle designed for 1310  
use in specific highway maintenance activities. 1311

(RRR) "Waste collection vehicle" means a vehicle used in 1312  
the collection of garbage, refuse, trash, or recyclable 1313  
materials. 1314

(SSS) "Electric bicycle" means a "class 1 electric 1315  
bicycle," a "class 2 electric bicycle," or a "class 3 electric 1316  
bicycle" as defined in this section. 1317

(TTT) "Class 1 electric bicycle" means a bicycle that is 1318  
equipped with fully operable pedals and an electric motor of 1319  
less than seven hundred fifty watts that provides assistance 1320  
only when the rider is pedaling and ceases to provide assistance 1321  
when the bicycle reaches the speed of twenty miles per hour. 1322

(UUU) "Class 2 electric bicycle" means a bicycle that is 1323  
equipped with fully operable pedals and an electric motor of 1324  
less than seven hundred fifty watts that may provide assistance 1325  
regardless of whether the rider is pedaling and is not capable 1326  
of providing assistance when the bicycle reaches the speed of 1327  
twenty miles per hour. 1328

(VVV) "Class 3 electric bicycle" means a bicycle that is 1329  
equipped with fully operable pedals and an electric motor of 1330  
less than seven hundred fifty watts that provides assistance 1331  
only when the rider is pedaling and ceases to provide assistance 1332  
when the bicycle reaches the speed of twenty-eight miles per 1333  
hour. 1334

(WWW) "Low-speed micromobility device" means a device 1335  
weighing less than one hundred pounds that has handlebars, is 1336

propelled by an electric motor or human power, and has an 1337  
attainable speed on a paved level surface of not more than 1338  
twenty miles per hour when propelled by the electric motor. 1339

(XXX) "Natural resources officer" means an officer 1340  
appointed pursuant to section 1501.24 of the Revised Code. 1341

(YYY) "Wildlife officer" means an officer designated 1342  
pursuant to section 1531.13 of the Revised Code. 1343

(ZZZ) "In-road warning light" means a special type of 1344  
highway traffic signal that is installed in the roadway surface 1345  
to warn road users that they are approaching a condition on or 1346  
adjacent to the roadway that might not be readily apparent and 1347  
might require the road users to reduce speed or come to a 1348  
complete stop. 1349

(AAAA) "Lane-use control signal" means a signal face or 1350  
comparable display on a full-matrix changeable message sign that 1351  
displays indications to permit or prohibit the use of specific 1352  
lanes of a roadway or a shoulder where driving is sometimes 1353  
authorized or to indicate the impending prohibition of such use. 1354

(BBBB) "Bicycle box" means a designated area on the 1355  
approach to a signalized intersection, between an advance 1356  
motorist stop line and the crosswalk or intersection, that is 1357  
intended to provide bicyclists a visible location to wait in 1358  
front of stopped motorists during the red signal phase. 1359

(CCCC) "Two-stage bicycle turn box" means a designated 1360  
area at an intersection that is intended to provide bicyclists a 1361  
place to wait for traffic to clear before proceeding in a 1362  
different direction of travel. 1363

(DDDD) "Bicycle lane" means a portion of a roadway that 1364  
has been designated for preferential or exclusive use by 1365

bicyclists and is often delineated from the adjacent general- 1366  
purpose lanes by longitudinal pavement markings and either a 1367  
bicycle lane symbol, words, or signs. "Bicycle lane" includes 1368  
all of the following: 1369

(1) A buffer-separated bicycle lane, which is separated 1370  
from the adjacent general-purpose lanes by a pattern of standard 1371  
longitudinal pavement markings that are wider than a normal or 1372  
wide-lane pavement marking; 1373

(2) A counter-flow bicycle lane, which is a one- 1374  
directional bicycle lane that provides a lawful path of travel 1375  
for bicycles in the opposite direction from the general traffic 1376  
on a roadway that otherwise requires the general traffic to 1377  
travel in only one direction. A counter-flow bicycle lane is 1378  
designated by the traffic control devices used for other bicycle 1379  
lanes; 1380

(3) A separated bicycle lane, which is an exclusive 1381  
facility for bicyclists that is located within or directly 1382  
adjacent to the roadway and is physically separated from the 1383  
motor vehicle traffic with a vertical element. 1384

(EEEE) "Bicycle signal face" means a signal face that 1385  
displays only bicycle symbol signal indications in accordance 1386  
with section 4511.15 of the Revised Code, that exclusively 1387  
controls a bicyclist's movement from a designated bicycle lane 1388  
or from a separate facility, and that displays signal 1389  
indications that are applicable only to a bicyclist's movement. 1390

(FFFF) "Bicycle signal sign" means a sign meant to inform 1391  
road users that the signal indications in the bicycle signal 1392  
face are intended only for bicyclists, and to inform bicyclists 1393  
which bicyclist movements are controlled by that bicycle signal 1394



face. 1395

(GGGG) "Bikeway" means any road, street, path, or way that 1396  
in some manner is specifically designated for bicycle travel, 1397  
regardless of whether the facility is designated for the 1398  
exclusive use of bicycles or if it is shared with other modes of 1399  
transportation. 1400

(HHHH) "Busway" means a traveled way that is used 1401  
exclusively by buses. 1402

(IIII) "Driveway" means an access from a roadway to a 1403  
building, site, or abutting property. 1404

(JJJJ) "Roundabout" means a circular intersection with a 1405  
yield control at each entry, which permits a vehicle on the 1406  
circulatory roadway to proceed, with deflection of the 1407  
approaching vehicles counter-clockwise around a central island. 1408

(KKKK) "Shoulder" means a longitudinal area contiguous 1409  
with the traveled way that is used for accommodating vehicles 1410  
that are stopped for an emergency and for lateral support of 1411  
base and surface courses; graded for emergency stopping; either 1412  
paved or unpaved; and when paved, may be open for part-time 1413  
travel by some or all vehicles or may also be available for use 1414  
by pedestrians or bicycles in the absence of other pedestrian or 1415  
bicycle facilities. 1416

(LLLL) "Autocycle," "cab-enclosed motorcycle," 1417  
"electronic," "farm machinery," "motor-driven cycle or motor 1418  
scooter," "limited driving privileges," and "state" have the 1419  
same meanings as in section 4501.01 of the Revised Code. 1420

**Sec. 4511.031.** (A) (1) No person shall possess a portable 1421  
signal preemption device. 1422

(2) No person shall use a portable signal preemption 1423  
device to affect the operation of the highway traffic control 1424  
signal. 1425

(B) Division (A)(1) of this section does not apply to any 1426  
of the following persons and division (A)(2) of this section 1427  
does not apply to any of the following persons when responding 1428  
to an emergency call: 1429

(1) A peace officer, as defined in division (A)(1), (12), 1430  
(14), or (19) of section 109.71 of the Revised Code; 1431

(2) A state highway patrol trooper; 1432

(3) A person while occupying a public safety vehicle as 1433  
defined in division (E)(1), (3), or (4) of section 4511.01 of 1434  
the Revised Code. 1435

(C) Whoever violates division (A)(1) of this section is 1436  
guilty of a misdemeanor of the fourth degree. Whoever violates 1437  
division (A)(2) of this section is guilty of a misdemeanor of 1438  
the first degree. 1439

(D) As used in this section, "portable signal preemption 1440  
device" means a device that, if activated by a person, is 1441  
capable of changing a highway traffic control signal to green 1442  
out of sequence. 1443

**Sec. 4511.09.** The department of transportation shall adopt 1444  
a manual for a uniform system of traffic control devices, 1445  
including signs denoting names of streets and highways, for use 1446  
upon any street, highway, bikeway, or ~~private road~~ site roadway 1447  
open to public travel within this state. Such uniform system 1448  
shall correlate with, and so far as possible conform to, the 1449  
system approved by the federal highway administration. 1450

**Sec. 4511.091.** (A) The driver of any motor vehicle that 1451  
has been checked by radar, or by any electrical or mechanical 1452  
timing device to determine the speed of the motor vehicle over a 1453  
measured distance of a highway or a measured distance of a 1454  
private road ~~or driveway~~, and found to be in violation of any of 1455  
the provisions of section 4511.21 or 4511.211 of the Revised 1456  
Code, may be arrested until a warrant can be obtained, provided 1457  
the arresting officer has observed the recording of the speed of 1458  
the motor vehicle by the radio microwaves, electrical or 1459  
mechanical timing device, or has received a radio message from 1460  
the officer who observed the speed of the motor vehicle recorded 1461  
by the radio microwaves, electrical or mechanical timing device; 1462  
provided, in case of an arrest based on such a message, the 1463  
radio message has been dispatched immediately after the speed of 1464  
the motor vehicle was recorded and the arresting officer is 1465  
furnished a description of the motor vehicle for proper 1466  
identification and the recorded speed. 1467

(B) If the driver of a motor vehicle being driven on a 1468  
public street or highway of this state is observed violating any 1469  
provision of this chapter other than section 4511.21 or 4511.211 1470  
of the Revised Code by a law enforcement officer situated at any 1471  
location, including in any type of airborne aircraft or airship, 1472  
that law enforcement officer may send a radio message to another 1473  
law enforcement officer, and the other law enforcement officer 1474  
may arrest the driver of the motor vehicle until a warrant can 1475  
be obtained or may issue the driver a citation for the 1476  
violation; provided, if an arrest or citation is based on such a 1477  
message, the radio message is dispatched immediately after the 1478  
violation is observed and the law enforcement officer who 1479  
observes the violation furnishes to the law enforcement officer 1480  
who makes the arrest or issues the citation a description of the 1481

alleged violation and the motor vehicle for proper 1482  
identification. 1483

(C) (1) No person shall be arrested, charged, or convicted 1484  
of a violation of any provision of divisions (B) to (O) of 1485  
section 4511.21 or section 4511.211 of the Revised Code or a 1486  
substantially similar municipal ordinance based on a peace 1487  
officer's unaided visual estimation of the speed of a motor 1488  
vehicle, trackless trolley, or streetcar. This division does not 1489  
do any of the following: 1490

(a) Preclude the use by a peace officer of a stopwatch, 1491  
radar, laser, or other electrical, mechanical, or digital device 1492  
to determine the speed of a motor vehicle; 1493

(b) Apply regarding any violation other than a violation 1494  
of divisions (B) to (O) of section 4511.21 or section 4511.211 1495  
of the Revised Code or a substantially similar municipal 1496  
ordinance; 1497

(c) Preclude a peace officer from testifying that the 1498  
speed of operation of a motor vehicle, trackless trolley, or 1499  
streetcar was at a speed greater or less than a speed described 1500  
in division (A) of section 4511.21 of the Revised Code, the 1501  
admission into evidence of such testimony, or preclude a 1502  
conviction of a violation of that division based in whole or in 1503  
part on such testimony. 1504

(2) As used in this division, "peace officer" has the same 1505  
meaning as in section 2935.01 of the Revised Code. 1506

**Sec. 4511.092.** As used in sections 4511.092 to 4511.0914 1507  
of the Revised Code: 1508

(A) "Designated party" means the person whom the 1509  
registered owner of a motor vehicle, upon receipt of a ticket 1510

based upon images recorded by a traffic law photo-monitoring 1511  
device that indicate a traffic law violation, identifies as the 1512  
person who was operating the vehicle of the registered owner at 1513  
the time of the violation. 1514

(B) "Law enforcement officer" means a sheriff, deputy 1515  
sheriff, marshal, deputy marshal, police officer of a police 1516  
department of any municipal corporation, police constable of any 1517  
township, or police officer of a township or joint police 1518  
district, who is employed on a permanent, full-time basis by the 1519  
law enforcement agency of a local authority that assigns such 1520  
person to the location of a traffic law photo-monitoring device. 1521

(C) "Local authority" means a municipal corporation, 1522  
county, or township. 1523

(D) "Motor vehicle leasing dealer" has the same meaning as 1524  
in section 4517.01 of the Revised Code. 1525

(E) "Motor vehicle renting dealer" has the same meaning as 1526  
in section 4549.65 of the Revised Code. 1527

(F) "Recorded images" means any of the following images 1528  
recorded by a traffic law photo-monitoring device that show, on 1529  
at least one image or on a portion of the videotape, the rear of 1530  
a motor vehicle and the letters and numerals on the rear license 1531  
plate of the vehicle: 1532

(1) Two or more photographs, microphotographs, electronic 1533  
images, or digital images; 1534

(2) Videotape. 1535

(G) "Registered owner" means all of the following: 1536

(1) Any person or entity identified by the bureau of motor 1537  
vehicles or any other state motor vehicle registration bureau, 1538

department, or office as the owner of a motor vehicle; 1539

(2) The lessee of a motor vehicle under a lease of six 1540  
months or longer; 1541

(3) The renter of a motor vehicle pursuant to a written 1542  
rental agreement with a motor vehicle renting dealer. 1543

(H) "System location" means the approach to an 1544  
intersection or area of roadway toward which a traffic law 1545  
photo-monitoring device is directed and is in operation. 1546

(I) "Ticket" means any traffic ticket, citation, summons, 1547  
or other ticket issued in response to an alleged traffic law 1548  
violation detected by a traffic law photo-monitoring device, 1549  
that represents a civil violation. 1550

(J) "Traffic law photo-monitoring device" means an 1551  
electronic system consisting of a photographic, video, or 1552  
electronic camera and a means of sensing the presence of a motor 1553  
vehicle that automatically produces recorded images. 1554

(K) "Traffic law violation" means either of the following: 1555

(1) A violation of section 4511.12 of the Revised Code 1556  
based on the failure to comply with section 4511.13 of the 1557  
Revised Code or a substantially equivalent municipal ordinance 1558  
that occurs at an intersection due to failure to obey a highway 1559  
traffic ~~control~~-signal; 1560

(2) A violation of section 4511.21 or 4511.211 of the 1561  
Revised Code or a substantially equivalent municipal ordinance 1562  
due to failure to observe the applicable speed limit. 1563

**Sec. 4511.094.** (A) No local authority shall use traffic 1564  
law photo-monitoring devices to detect or enforce any traffic 1565  
law violation until after it has done both of the following: 1566

(1) Erected signs on every highway that is not a freeway 1567  
that is part of the state highway system and that enters that 1568  
local authority informing inbound traffic that the local 1569  
authority utilizes traffic law photo-monitoring devices to 1570  
enforce traffic laws; 1571

(2) Beginning on ~~the effective date of this amendment~~ 1572  
March 23, 2015, erected signs at each fixed system location 1573  
informing motorists that a traffic law photo-monitoring device 1574  
is present at the location. 1575

The local authority shall erect the signs within the first 1576  
three hundred feet of the boundary of the local authority or 1577  
within three hundred feet of the fixed system location, as 1578  
applicable. If the signs cannot be located within the first 1579  
three hundred feet of the boundary of the local authority or 1580  
within three hundred feet of the fixed system location, the 1581  
local authority shall erect the signs as close to that distance 1582  
as possible. If a particular highway enters and exits the 1583  
territory of a local authority multiple times, the local 1584  
authority shall erect the signs as required by division (A) (1) 1585  
of this section at the locations in each direction of travel 1586  
where inbound traffic on the highway first enters the territory 1587  
of the local authority and is not required to erect additional 1588  
signs along such highway each time the highway reenters the 1589  
territory of the local authority. The local authority is 1590  
responsible for all costs associated with the erection, 1591  
maintenance, and replacement, if necessary, of the signs. The 1592  
local authority shall ensure that all signs erected under this 1593  
division conform in size, color, location, and content to 1594  
standards contained in the manual adopted by the department of 1595  
transportation pursuant to section 4511.09 of the Revised Code 1596  
and shall remain in place for as long as the local authority 1597

utilizes traffic law photo-monitoring devices to enforce any 1598  
traffic law. 1599

(B) A ticket issued by or on behalf of the local authority 1600  
for any traffic law violation based upon evidence recorded by a 1601  
traffic law photo-monitoring device is invalid under the 1602  
following circumstances: 1603

(1) If the ticket was issued after March 12, 2009, but 1604  
before the signs required under division (A)(1) of this section 1605  
were erected; 1606

(2) If the ticket was issued after ~~the effective date of~~ 1607  
~~this amendment~~ March 23, 2015, but before the signs required 1608  
under division (A)(2) of this section were erected. 1609

However, if a local authority is in substantial compliance 1610  
with the requirements of division (A)(1) or (2) of this section, 1611  
as applicable, a ticket issued by the local authority under 1612  
sections 4511.096 to 4511.0912 of the Revised Code is valid. 1613

(C) A local authority is deemed to be in substantial 1614  
compliance with the requirement of division (A)(1) or (2) of 1615  
this section, as applicable, to erect the advisory signs if the 1616  
authority does both of the following: 1617

(1) First erects all signs as required by division (A)(1) 1618  
or (2) of this section, as applicable, and subsequently 1619  
maintains and replaces the signs as needed so that at all times 1620  
at least ninety per cent of the required signs are in place and 1621  
functional; 1622

(2) Annually documents and upon request certifies its 1623  
compliance with division (C)(1) of this section. 1624

(D) A local authority that uses traffic law photo- 1625



monitoring devices to detect or enforce any traffic law 1626  
violation at an intersection where traffic is controlled by 1627  
highway traffic control signals that exhibit different colored 1628  
lights or colored lighted arrows shall time the operation of the 1629  
yellow lights and yellow arrows of those highway traffic control 1630  
signals so that the steady yellow indication exceeds by one 1631  
second the minimum duration for yellow indicators at similar 1632  
intersections as established by the provisions of the manual 1633  
adopted by the department of transportation under section 1634  
4511.09 of the Revised Code. 1635

**Sec. 4511.11.** (A) Local authorities in their respective 1636  
jurisdictions shall place and maintain traffic control devices 1637  
in accordance with the department of transportation manual for a 1638  
uniform system of traffic control devices, adopted under section 1639  
4511.09 of the Revised Code, upon highways under their 1640  
jurisdiction as are necessary to indicate and to carry out 1641  
sections 4511.01 to 4511.76 and 4511.99 of the Revised Code, 1642  
local traffic ordinances, or to regulate, warn, or guide 1643  
traffic. 1644

(B) The director of transportation may require to be 1645  
removed any traffic control device that does not conform to the 1646  
manual for a uniform system of traffic control devices on the 1647  
extensions of the state highway system within municipal 1648  
corporations. 1649

(C) No village shall place or maintain any highway traffic 1650  
~~control~~ signal upon an extension of the state highway system 1651  
within the village without first obtaining the permission of the 1652  
director. The director may revoke the permission and may require 1653  
to be removed any highway traffic control signal that has been 1654  
erected without the director's permission on an extension of a 1655

state highway within a village, or that, if erected under a 1656  
permit granted by the director, does not conform to the state 1657  
manual, or that is not operated in accordance with the terms of 1658  
the permit. 1659

(D) All traffic control devices erected on any street, 1660  
highway, alley, bikeway, or ~~private road~~ site roadway open to 1661  
public travel shall conform to the state manual. 1662

(E) No person, firm, or corporation shall sell or offer 1663  
for sale to local authorities any traffic control device that 1664  
does not conform to the state manual, except by permission of 1665  
the director. 1666

(F) No local authority shall purchase or manufacture any 1667  
traffic control device that does not conform to the state 1668  
manual, except by permission of the director. 1669

(G) Whoever violates division (E) of this section is 1670  
guilty of a misdemeanor of the third degree. 1671

**Sec. 4511.13.** Highway traffic signal indications for 1672  
vehicles and pedestrians shall have the following meanings: 1673

(A) Steady green signal indication: 1674

(1) (a) Vehicular traffic, streetcars, and trackless 1675  
trolleys facing a circular green signal indication are permitted 1676  
to proceed straight through or turn right or left or make a u- 1677  
turn movement except as such movement is modified by a lane-use 1678  
sign, turn prohibition sign, lane marking, roadway design, 1679  
separate turn signal indication, or other traffic control 1680  
device. Such vehicular traffic, including vehicles turning right 1681  
or left or making a u-turn movement, shall yield the right-of- 1682  
way to both of the following: 1683

- (i) Pedestrians lawfully within an associated crosswalk; 1684
- (ii) Other vehicles lawfully within the intersection. 1685
- (b) In addition, vehicular traffic turning left or making 1686  
a u-turn movement to the left shall yield the right-of-way to 1687  
other vehicles approaching from the opposite direction so 1688  
closely as to constitute an immediate hazard during the time 1689  
when such turning vehicle is moving across or within the 1690  
intersection. 1691
- (2) Vehicular traffic, streetcars, and trackless trolleys 1692  
facing a green arrow signal indication, displayed alone or in 1693  
combination with another signal indication, are permitted to 1694  
cautiously enter the intersection only to make the movement 1695  
indicated by such arrow, or such other movement as is permitted 1696  
by other indications displayed at the same time. Such vehicular 1697  
traffic, streetcars, and trackless trolleys, including vehicles 1698  
turning right or left or making a u-turn movement, shall yield 1699  
the right-of-way to both of the following: 1700
- (a) Pedestrians lawfully within an associated crosswalk; 1701
- (b) Other traffic lawfully using the intersection. 1702
- (3) (a) Unless otherwise directed by a pedestrian signal 1703  
indication, as provided in section 4511.14 of the Revised Code, 1704  
pedestrians facing a circular green signal indication are 1705  
permitted to proceed across the roadway within any marked or 1706  
unmarked associated crosswalk. The pedestrian shall yield the 1707  
right-of-way to vehicles lawfully within the intersection or so 1708  
close as to create an immediate hazard at the time that the 1709  
green signal indication is first displayed. 1710
- (b) Pedestrians facing a green arrow signal indication, 1711  
unless otherwise directed by a pedestrian signal indication or 1712

other traffic control device, shall not cross the roadway. 1713

(B) Steady yellow signal indication: 1714

(1) Vehicular traffic, streetcars, and trackless trolleys 1715  
facing a steady circular yellow signal indication are thereby 1716  
warned that the related green movement or the related flashing 1717  
arrow movement is being terminated or that a steady red signal 1718  
indication will be exhibited immediately thereafter when 1719  
vehicular traffic, streetcars, and trackless trolleys shall not 1720  
enter the intersection. The provisions governing vehicular 1721  
operation under the movement being terminated shall continue to 1722  
apply while the steady circular yellow signal indication is 1723  
displayed. 1724

(2) Vehicular traffic facing a steady yellow arrow signal 1725  
indication is thereby warned that the related green arrow 1726  
movement or the related flashing arrow movement is being 1727  
terminated. The provisions governing vehicular operation under 1728  
the movement being terminated shall continue to apply while the 1729  
steady yellow arrow signal indication is displayed. 1730

(3) Pedestrians facing a steady circular yellow or yellow 1731  
arrow signal indication, unless otherwise directed by a 1732  
pedestrian signal indication as provided in section 4511.14 of 1733  
the Revised Code or other traffic control device, shall not 1734  
start to cross the roadway. 1735

(C) Steady red signal indication: 1736

(1) (a) Vehicular traffic, streetcars, and trackless 1737  
trolleys facing a steady circular red signal indication, unless 1738  
entering the intersection to make another movement permitted by 1739  
another signal indication, shall stop at a clearly marked stop 1740  
line; but if there is no stop line, traffic shall stop before 1741

entering the crosswalk on the near side of the intersection; or 1742  
if there is no crosswalk, then before entering the intersection; 1743  
and shall remain stopped until a signal indication to proceed is 1744  
displayed except as provided in divisions (C) (1), (2), and (3) 1745  
of this section. 1746

(b) Except when a traffic control device is in place 1747  
prohibiting a turn on red or a steady red arrow signal 1748  
indication is displayed, vehicular traffic facing a steady 1749  
circular red signal indication is permitted, after stopping, to 1750  
enter the intersection to turn right, or to turn left from a 1751  
one-way street into a one-way street. The right to proceed with 1752  
the turn shall be subject to the provisions that are applicable 1753  
after making a stop at a stop sign. 1754

(2) (a) Vehicular traffic, streetcars, and trackless 1755  
trolleys facing a steady red arrow signal indication shall not 1756  
enter the intersection to make the movement indicated by the 1757  
arrow and, unless entering the intersection to make another 1758  
movement permitted by another signal indication, shall stop at a 1759  
clearly marked stop line; but if there is no stop line, before 1760  
entering the crosswalk on the near side of the intersection; or 1761  
if there is no crosswalk, then before entering the intersection; 1762  
and shall remain stopped until a signal indication or other 1763  
traffic control device permitting the movement indicated by such 1764  
red arrow is displayed. 1765

(b) When a traffic control device is in place permitting a 1766  
turn on a steady red arrow signal indication, vehicular traffic 1767  
facing a steady red arrow indication is permitted, after 1768  
stopping, to enter the intersection to turn right, or to turn 1769  
left from a one-way street into a one-way street. The right to 1770  
proceed with the turn shall be limited to the direction 1771

indicated by the arrow and shall be subject to the provisions 1772  
that are applicable after making a stop at a stop sign. 1773

(3) Unless otherwise directed by a pedestrian signal 1774  
indication as provided in section 4511.14 of the Revised Code or 1775  
other traffic control device, pedestrians facing a steady 1776  
circular red or steady red arrow signal indication shall not 1777  
enter the roadway. 1778

(4) Local authorities by ordinance, or the director of 1779  
transportation on state highways, may prohibit a right or a left 1780  
turn against a steady red signal at any intersection, which 1781  
shall be effective when signs giving notice thereof are posted 1782  
at the intersection. 1783

(D) A flashing green signal indication has no meaning and 1784  
shall not be used. 1785

(E) Flashing yellow signal indication: 1786

(1) (a) Vehicular traffic, on an approach to an 1787  
intersection, facing a flashing circular yellow signal 1788  
indication, is permitted to cautiously enter the intersection to 1789  
proceed straight through or turn right or left or make a u-turn 1790  
movement except as such movement is modified by lane-use signs, 1791  
turn prohibition signs, lane markings, roadway design, separate 1792  
turn signal indications, or other traffic control devices. Such 1793  
vehicular traffic, including vehicles turning right or left or 1794  
making a u-turn movement, shall yield the right-of-way to both 1795  
of the following: 1796

(i) Pedestrians lawfully within an associated crosswalk; 1797

(ii) Other vehicles lawfully within the intersection. 1798

(b) In addition, vehicular traffic turning left or making 1799

a u-turn to the left shall yield the right-of-way to other 1800  
vehicles approaching from the opposite direction so closely as 1801  
to constitute an immediate hazard during the time when such 1802  
turning vehicle is moving across or within the intersection. 1803

(2) (a) Vehicular traffic, on an approach to an 1804  
intersection, facing a flashing yellow arrow signal indication, 1805  
displayed alone or in combination with another signal 1806  
indication, is permitted to cautiously enter the intersection 1807  
only to make the movement indicated by such arrow, or other such 1808  
movement as is permitted by other signal indications displayed 1809  
at the same time. Such vehicular traffic, including vehicles 1810  
turning right or left or making a u-turn, shall yield the right- 1811  
of-way to both of the following: 1812

(i) Pedestrians lawfully within an associated crosswalk; 1813

(ii) Other vehicles lawfully within the intersection. 1814

(b) In addition, vehicular traffic turning left or making 1815  
a u-turn to the left shall yield the right-of-way to other 1816  
vehicles approaching from the opposite direction so closely as 1817  
to constitute an immediate hazard during the time when such 1818  
turning vehicle is moving across or within the intersection. 1819

(3) Pedestrians facing any flashing yellow signal 1820  
indication at an intersection, unless otherwise directed by a 1821  
pedestrian signal indication or other traffic control device, 1822  
are permitted to proceed across the roadway within any marked or 1823  
unmarked associated crosswalk. Pedestrians shall yield the 1824  
right-of-way to vehicles lawfully within the intersection at the 1825  
time that the flashing yellow signal indication is first 1826  
displayed. 1827

(4) When a flashing circular yellow signal indication is 1828

displayed as a beacon to supplement another traffic control 1829  
device, road users are notified that there is a need to pay 1830  
additional attention to the message contained thereon or that 1831  
the regulatory or warning requirements of the other traffic 1832  
control device, which might not be applicable at all times, are 1833  
currently applicable. 1834

(F) Flashing red signal indication: 1835

(1) Vehicular traffic, on an approach to an intersection, 1836  
facing a flashing circular red signal indication, shall stop at 1837  
a clearly marked stop line; but if there is no stop line, before 1838  
entering the crosswalk on the near side of the intersection; or 1839  
if there is no crosswalk, at the point nearest the intersecting 1840  
roadway where the driver has a view of approaching traffic on 1841  
the intersecting roadway before entering the intersection. The 1842  
right to proceed shall be subject to the provisions that are 1843  
applicable after making a stop at a stop sign. 1844

(2) Pedestrians facing any flashing red signal indication 1845  
at an intersection, unless otherwise directed by a pedestrian 1846  
signal indication or other traffic control device, are permitted 1847  
to proceed across the roadway within any marked or unmarked 1848  
associated crosswalk. Pedestrians shall yield the right-of-way 1849  
to vehicles lawfully within the intersection at the time that 1850  
the flashing red signal indication is first displayed. 1851

(3) When a flashing circular red signal indication is 1852  
displayed as a beacon to supplement another traffic control 1853  
device, road users are notified that there is a need to pay 1854  
additional attention to the message contained thereon or that 1855  
the regulatory requirements of the other traffic control device, 1856  
which might not be applicable at all times, are currently 1857  
applicable. Use of this signal indication shall be limited to 1858



supplementing stop, do not enter, or wrong way signs, and to 1859  
applications where compliance with the supplemented traffic 1860  
control device requires a stop at a designated point. 1861

(4) Vehicular traffic, on an approach to an intersection, 1862  
facing a flashing red arrow signal indication and if intending 1863  
to turn in the direction indicated by the arrow, shall stop at a 1864  
clearly marked stop line; but if there is no stop line, before 1865  
entering the crosswalk on the near side of the intersection; or 1866  
if there is no crosswalk, at the point nearest the intersecting 1867  
roadway where the driver has a view of approaching traffic on 1868  
the intersecting roadway before entering the intersection. The 1869  
right to proceed shall be subject to the provisions that are 1870  
applicable after making a stop at a stop sign. 1871

(G) Transit vehicle signal indication: 1872

(1) Light rail and mass transit system bus traffic, on an 1873  
approach to an intersection from a designated busway or other 1874  
designated transit vehicle lane or tracks shall do all of the 1875  
following: 1876

(a) Stop when facing a steady horizontal white line; 1877

(b) Proceed straight ahead when facing a steady vertical 1878  
white line; 1879

(c) Only turn or proceed left when facing a steady 1880  
diagonal white line that begins in the lower right corner and 1881  
angles up and to the left; 1882

(d) Only turn or proceed right when facing a steady 1883  
diagonal white line that begins in the lower left corner and 1884  
angles up and to the right; 1885

(e) Prepare to stop when facing a flashing vertical white 1886

line. 1887

(2) As used in division (G) (1) of this section, "mass  
transit system" and "bus" have the same meanings as in section  
4511.78 of the Revised Code. 1888  
1889  
1890

(H) In the event an official ~~traffic-control-highway~~  
traffic signal is erected and maintained at a place other than  
an intersection, the provisions of this section shall be  
applicable except as to those provisions which by their nature  
can have no application. Any stop required shall be made at a  
sign or marking on the pavement indicating where the stop shall  
be made, but in the absence of any such sign or marking the stop  
shall be made at the signal. 1891  
1892  
1893  
1894  
1895  
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1897  
1898

~~(H)~~ (I) This section does not apply at railroad grade  
crossings. Conduct of drivers of vehicles, trackless trolleys,  
and streetcars approaching railroad grade crossings shall be  
governed by sections 4511.61 and 4511.62 of the Revised Code. 1899  
1900  
1901  
1902

**Sec. 4511.131.** The meanings of lane-use control signal  
indications are as follows: 1903  
1904

(A) A steady downward green arrow÷ 1905

~~A road user is permitted to drive in~~ means that the lane  
over which the arrow signal indication is located is open to  
vehicle travel in that direction. 1906  
1907  
1908

(B) A steady yellow "X"÷ 1909

~~A road user is to prepare to vacate~~ means that the lane  
over which the signal indication is located ~~because a lane-~~  
~~control change is being made to~~ is about to be closed to vehicle  
traffic in that direction and will be followed by a steady red  
"X" signal indication, either within the same signal face or in 1910  
1911  
1912  
1913  
1914

a downstream signal face. 1915

(C) A steady white two-way left-turn arrow÷ 1916

~~A road user is permitted to use a means that the lane over~~ 1917  
~~which the signal indication is located for is open to traffic~~ 1918  
~~making a left turn from either direction of travel, but not for~~ 1919  
~~through travel, with the understanding that common use of the~~ 1920  
~~lane by oncoming road users for left turns also is permitted.~~ 1921

(D) A steady white one-way left-turn arrow÷ 1922

~~A road user is permitted to use a means that the lane over~~ 1923  
~~which the signal indication is located for is open to traffic~~ 1924  
~~making a left turn in that direction, without opposing turns in~~ 1925  
~~the same lane, but not for through travel.~~ 1926

(E) A steady red "X"÷ 1927

~~A road user is not permitted to use means that the lane~~ 1928  
~~over which the signal indication is located and that this signal~~ 1929  
~~indication shall modify accordingly the meaning of other traffic~~ 1930  
~~controls present is closed to vehicle traffic in the direction~~ 1931  
~~viewed by the road user.~~ 1932

**Sec. 4511.132.** (A) The driver of a vehicle, streetcar, or 1933  
trackless trolley who approaches an intersection where traffic 1934  
is controlled by highway traffic control signals shall do all of 1935  
the following if the signal facing the driver exhibits no 1936  
colored lights or colored lighted arrows, exhibits a combination 1937  
of such lights or arrows that fails to clearly indicate the 1938  
assignment of right-of-way, or, if the vehicle is a bicycle or 1939  
an electric bicycle, the signals are otherwise malfunctioning 1940  
due to the failure of a vehicle detector to detect the presence 1941  
of the bicycle or electric bicycle: 1942

(1) Stop at a clearly marked stop line, but if none, stop 1943  
before entering the crosswalk on the near side of the 1944  
intersection, or, if none, stop before entering the 1945  
intersection; 1946

(2) Yield the right-of-way to all vehicles, streetcars, or 1947  
trackless trolleys in the intersection or approaching on an 1948  
intersecting road, if the vehicles, streetcars, or trackless 1949  
trolleys will constitute an immediate hazard during the time the 1950  
driver is moving across or within the intersection or junction 1951  
of roadways; 1952

(3) Exercise ordinary care while proceeding through the 1953  
intersection. 1954

(B) Except as otherwise provided in this division, whoever 1955  
violates this section is guilty of a minor misdemeanor. If, 1956  
within one year of the offense, the offender previously has been 1957  
convicted of or pleaded guilty to one predicate motor vehicle or 1958  
traffic offense, whoever violates this section is guilty of a 1959  
misdemeanor of the fourth degree. If, within one year of the 1960  
offense, the offender previously has been convicted of two or 1961  
more predicate motor vehicle or traffic offenses, whoever 1962  
violates this section is guilty of a misdemeanor of the third 1963  
degree. 1964

If the offender commits the offense while distracted and 1965  
the distracting activity is a contributing factor to the 1966  
commission of the offense, the offender is subject to the 1967  
additional fine established under section 4511.991 of the 1968  
Revised Code. 1969

Sec. 4511.15. Bicycle symbol signal indications have the 1970  
following meanings: 1971

(A) A steady green bicycle signal indication means that 1972  
bicyclists are permitted to enter the intersection only to make 1973  
the movement indicated by the lane-use arrow displayed on the 1974  
bicycle signal sign that is located immediately adjacent to the 1975  
bicycle signal face. Bicyclists proceeding into the intersection 1976  
during the display of the indication shall yield the right-of- 1977  
way to both of the following: 1978

(1) Pedestrians lawfully within an associated crosswalk; 1979

(2) Other vehicles lawfully within the intersection. 1980

(B) A steady yellow bicycle signal indication means that 1981  
bicyclists are warned that the related green movement is being 1982  
terminated and that a steady red bicycle signal indication will 1983  
be displayed immediately thereafter when bicyclists shall not 1984  
enter the intersection. The provisions governing bicyclist 1985  
operations under the movement being terminated continue to apply 1986  
while the steady yellow bicycle signal indication is displayed. 1987

(C) (a) A steady red bicycle signal indication means that 1988  
bicyclists shall not enter the intersection to make the movement 1989  
indicated by the lane-use arrow displayed on the bicycle signal 1990  
sign that is located immediately adjacent to the bicycle signal 1991  
face. Unless the bicyclist is entering the intersection to make 1992  
another movement permitted by another bicycle symbol signal 1993  
indication, the bicyclist shall stop at a clearly marked stop 1994  
line; but if there is no stop line, shall stop before entering 1995  
the crosswalk on the near side of the intersection; or if there 1996  
is no crosswalk, shall stop before entering the intersection; 1997  
and shall remain stopped until a green bicycle signal indication 1998  
to proceed is displayed. 1999

(b) Except when a traffic control device is in place 2000

prohibiting a turn on red, bicyclists facing a steady red 2001  
bicycle signal indication are permitted to enter the 2002  
intersection to turn right if there are no approach lanes for 2003  
motor vehicle traffic to their right. The right to proceed with 2004  
the turn is subject to the provisions that are applicable after 2005  
making a stop at a stop sign. 2006

(D) A flashing green bicycle signal indication and a 2007  
flashing yellow bicycle signal indication have no meaning and 2008  
shall not be used. 2009

(E) A flashing red bicycle signal indication means that 2010  
bicyclists shall stop at a clearly marked stop line; but if 2011  
there is no stop line, shall stop before entering the crosswalk 2012  
on the near side of the intersection; or if there is no 2013  
crosswalk, shall stop at the point nearest the intersecting 2014  
roadway where the bicyclists have a view of approaching traffic 2015  
on that roadway before entering the intersection. The right to 2016  
make the movement indicated by the lane-use arrow displayed on 2017  
the bicycle signal sign that is located immediately adjacent to 2018  
the bicycle signal face is subject to the provisions that are 2019  
applicable after making a stop at a stop sign. 2020

**Sec. 4511.18.** (A) As used in this section, "traffic 2021  
control device" means any sign, highway traffic ~~control~~-signal, 2022  
or other device conforming to and placed or erected in 2023  
accordance with the manual adopted under section 4511.09 of the 2024  
Revised Code by authority of a public body or official having 2025  
jurisdiction, for the purpose of regulating, warning, or guiding 2026  
traffic, including signs denoting the names of streets and 2027  
highways, but does not mean any pavement marking. 2028

(B) No individual shall buy or otherwise possess, or sell, 2029  
a traffic control device, except when one of the following 2030

applies: 2031

(1) In the course of the individual's employment by the 2032  
state or a local authority for the express or implied purpose of 2033  
manufacturing, providing, erecting, moving, or removing such a 2034  
traffic control device; 2035

(2) In the course of the individual's employment by any 2036  
manufacturer of traffic control devices other than a state or 2037  
local authority; 2038

(3) For the purpose of demonstrating the design and 2039  
function of a traffic control device to state or local 2040  
officials; 2041

(4) When the traffic control device has been purchased 2042  
from the state or a local authority at a sale of property that 2043  
is no longer needed or is unfit for use; 2044

(5) The traffic control device has been properly purchased 2045  
from a manufacturer for use on private property and the person 2046  
possessing the device has a sales receipt for the device or 2047  
other acknowledgment of sale issued by the manufacturer. 2048

(C) This section does not preclude, and shall not be 2049  
construed as precluding, prosecution for theft in violation of 2050  
section 2913.02 of the Revised Code or a municipal ordinance 2051  
relating to theft, or for receiving stolen property in violation 2052  
of section 2913.51 of the Revised Code or a municipal ordinance 2053  
relating to receiving stolen property. 2054

(D) Whoever violates this section is guilty of a 2055  
misdemeanor of the third degree. 2056

**Sec. 4511.204.** (A) No person shall operate a motor 2057  
vehicle, trackless trolley, or streetcar on any street, highway, 2058

or property open to the public for vehicular traffic while 2059  
using, holding, or physically supporting with any part of the 2060  
person's body an electronic wireless communications device. 2061

(B) Division (A) of this section does not apply to any of 2062  
the following: 2063

(1) A person using an electronic wireless communications 2064  
device to make contact, for emergency purposes, with a law 2065  
enforcement agency, hospital or health care provider, fire 2066  
department, or other similar emergency agency or entity; 2067

(2) A person driving a public safety vehicle while using 2068  
an electronic wireless communications device in the course of 2069  
the person's duties; 2070

(3) A person using an electronic wireless communications 2071  
device when the person's motor vehicle is in a stationary 2072  
position and is outside a lane of travel, at a highway traffic 2073  
~~control~~ signal that is currently directing traffic to stop, or 2074  
parked on a road or highway due to an emergency or road closure; 2075

(4) A person using and holding an electronic wireless 2076  
communications device directly near the person's ear for the 2077  
purpose of making, receiving, or conducting a telephone call, 2078  
provided that the person does not manually enter letters, 2079  
numbers, or symbols into the device; 2080

(5) A person receiving wireless messages on an electronic 2081  
wireless communications device regarding the operation or 2082  
navigation of a motor vehicle; safety-related information, 2083  
including emergency, traffic, or weather alerts; or data used 2084  
primarily by the motor vehicle, provided that the person does 2085  
not hold or support the device with any part of the person's 2086  
body; 2087



(6) A person using the speaker phone function of the 2088  
electronic wireless communications device, provided that the 2089  
person does not hold or support the device with any part of the 2090  
person's body; 2091

(7) A person using an electronic wireless communications 2092  
device for navigation purposes, provided that the person does 2093  
not do either of the following during the use: 2094

(a) Manually enter letters, numbers, or symbols into the 2095  
device; 2096

(b) Hold or support the device with any part of the 2097  
person's body. 2098

(8) A person using a feature or function of the electronic 2099  
wireless communications device with a single touch or single 2100  
swipe, provided that the person does not do either of the 2101  
following during the use: 2102

(a) Manually enter letters, numbers, or symbols into the 2103  
device; 2104

(b) Hold or support the device with any part of the 2105  
person's body. 2106

(9) A person operating a commercial truck while using a 2107  
mobile data terminal that transmits and receives data; 2108

(10) A person operating a utility service vehicle or a 2109  
vehicle for or on behalf of a utility, if the person is acting 2110  
in response to an emergency, power outage, or circumstance that 2111  
affects the health or safety of individuals; 2112

(11) A person using an electronic wireless communications 2113  
device in conjunction with a voice-operated or hands-free 2114  
feature or function of the vehicle or of the device without the 2115

use of either hand except to activate, deactivate, or initiate 2116  
the feature or function with a single touch or swipe, provided 2117  
the person does not hold or support the device with any part of 2118  
the person's body; 2119

(12) A person using technology that physically or 2120  
electronically integrates the device into the motor vehicle, 2121  
provided that the person does not do either of the following 2122  
during the use: 2123

(a) Manually enter letters, numbers, or symbols into the 2124  
device; 2125

(b) Hold or support the device with any part of the 2126  
person's body. 2127

(13) A person storing an electronic wireless 2128  
communications device in a holster, harness, or article of 2129  
clothing on the person's body. 2130

(C) (1) On January 31 of each year, the department of 2131  
public safety shall issue a report to the general assembly that 2132  
specifies the number of citations issued for violations of this 2133  
section during the previous calendar year. 2134

(2) If a law enforcement officer issues an offender a 2135  
ticket, citation, or summons for a violation of division (A) of 2136  
this section, the officer shall do both of the following: 2137

(a) Report the issuance of the ticket, citation, or 2138  
summons to the officer's law enforcement agency; 2139

(b) Ensure that such report indicates the offender's race. 2140

(D) Whoever violates division (A) of this section is 2141  
guilty of operating a motor vehicle while using an electronic 2142  
wireless communication device, an unclassified misdemeanor, and 2143

shall be punished as provided in divisions (D) (1) to (5) of this section. 2144  
2145

(1) The offender shall be fined, and is subject to a suspension of the offender's driver's license, commercial driver's license, temporary instruction permit, probationary license, or nonresident operating privilege, as follows: 2146  
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2148  
2149

(a) Except as provided in divisions (D) (1) (b), (c), (d), and (2) of this section, the court shall impose upon the offender a fine of not more than one hundred fifty dollars. 2150  
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(b) If, within two years of the violation, the offender has been convicted of or pleaded guilty to one prior violation of this section or a substantially equivalent municipal ordinance, the court shall impose upon the offender a fine of not more than two hundred fifty dollars. 2153  
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(c) If, within two years of the violation, the offender has been convicted of or pleaded guilty to two or more prior violations of this section or a substantially equivalent municipal ordinance, the court shall impose upon the offender a fine of not more than five hundred dollars. The court also may impose a suspension of the offender's driver's license, commercial driver's license, temporary instruction permit, probationary license, or nonresident operating privilege for ninety days. 2158  
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(d) Notwithstanding divisions (D) (1) (a) to (c) of this section, if the offender was operating the motor vehicle at the time of the violation in a construction zone where a sign was posted in accordance with section 4511.98 of the Revised Code, the court, in addition to all other penalties provided by law, shall impose upon the offender a fine of two times the amount 2167  
2168  
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2170  
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imposed for the violation under division (D) (1) (a), (b), or (c) 2173  
of this section, as applicable. 2174

(2) If the offender is in the category of offenders to 2175  
whom division (D) (1) (a) of this section applies, in lieu of 2176  
payment of the fine of one hundred fifty dollars under division 2177  
(D) (1) (a) of this section and the assessment of points under 2178  
division (D) (4) of this section, the offender instead may elect 2179  
to attend the distracted driving safety course, as described in 2180  
section 4511.991 of the Revised Code. If the offender attends 2181  
and successfully completes the course, the offender shall be 2182  
issued written evidence that the offender successfully completed 2183  
the course. The offender shall not be required to pay the fine 2184  
and shall not have the points assessed against that offender's 2185  
driver's license if the offender submits the written evidence to 2186  
the court within 90 days of the violation of division (A) of 2187  
this section. However, successful completion of the course does 2188  
not result in a dismissal of the charges for the violation, and 2189  
the violation is a prior offense under divisions (D) (1) (b) and 2190  
(c) of this section if the offender commits a subsequent 2191  
violation or violations of division (A) of this section within 2192  
two years of the offense for which the course was completed. 2193  
This division does not apply with respect to any offender in the 2194  
category of offenders to whom division (D) (1) (b), (c), or (d) of 2195  
this section applies. 2196

(3) The court may impose any other penalty authorized 2197  
under sections 2929.21 to 2929.28 of the Revised Code. However, 2198  
the court shall not impose a fine or a suspension not otherwise 2199  
specified in division (D) (1) of this section. The court also 2200  
shall not impose a jail term or community residential sanction. 2201

(4) Except as provided in division (D) (2) of this section, 2202

points shall be assessed for a violation of division (A) of this 2203  
section in accordance with section 4510.036 of the Revised Code. 2204

(5) The offense established under this section is a strict 2205  
liability offense and section 2901.20 of the Revised Code does 2206  
not apply. The designation of this offense as a strict liability 2207  
offense shall not be construed to imply that any other offense, 2208  
for which there is no specified degree of culpability, is not a 2209  
strict liability offense. 2210

(E) This section shall not be construed as invalidating, 2211  
preempting, or superseding a substantially equivalent municipal 2212  
ordinance that prescribes penalties for violations of that 2213  
ordinance that are greater than the penalties prescribed in this 2214  
section for violations of this section. 2215

(F) A prosecution for an offense in violation of this 2216  
section does not preclude a prosecution for an offense in 2217  
violation of a substantially equivalent municipal ordinance 2218  
based on the same conduct. However, the two offenses are allied 2219  
offenses of similar import under section 2941.25 of the Revised 2220  
Code. 2221

(G) (1) A law enforcement officer does not have probable 2222  
cause and shall not stop the operator of a motor vehicle for 2223  
purposes of enforcing this section unless the officer visually 2224  
observes the operator using, holding, or physically supporting 2225  
with any part of the person's body the electronic wireless 2226  
communications device. 2227

(2) A law enforcement officer who stops the operator of a 2228  
motor vehicle, trackless trolley, or streetcar for a violation 2229  
of division (A) of this section shall inform the operator that 2230  
the operator may decline a search of the operator's electronic 2231

wireless communications device. The officer shall not do any of 2232  
the following: 2233

(a) Access the device without a warrant, unless the 2234  
operator voluntarily and unequivocally gives consent for the 2235  
officer to access the device; 2236

(b) Confiscate the device while awaiting the issuance of a 2237  
warrant to access the device; 2238

(c) Obtain consent from the operator to access the device 2239  
through coercion or any other improper means. Any consent by the 2240  
operator to access the device shall be voluntary and unequivocal 2241  
before the officer may access the device without a warrant. 2242

(H) As used in this section: 2243

(1) "Electronic wireless communications device" includes 2244  
any of the following: 2245

(a) A wireless telephone; 2246

(b) A text-messaging device; 2247

(c) A personal digital assistant; 2248

(d) A computer, including a laptop computer and a computer 2249  
tablet; 2250

(e) Any device capable of displaying a video, movie, 2251  
broadcast television image, or visual image; 2252

(f) Any other substantially similar wireless device that 2253  
is designed or used to communicate text, initiate or receive 2254  
communication, or exchange information or data. 2255

An "electronic wireless communications device" does not 2256  
include a two-way radio transmitter or receiver used by a person 2257  
who is licensed by the federal communications commission to 2258

participate in the amateur radio service. 2259

(2) "Voice-operated or hands-free feature or function" 2260  
means a feature or function that allows a person to use an 2261  
electronic wireless communications device without the use of 2262  
either hand, except to activate, deactivate, or initiate the 2263  
feature or function with a single touch or single swipe. 2264

(3) "Utility" means an entity specified in division (A), 2265  
(C), (D), (E), or (G) of section 4905.03 of the Revised Code. 2266

(4) "Utility service vehicle" means a vehicle owned or 2267  
operated by a utility. 2268

**Sec. 4511.211.** (A) The owner of a private road ~~or driveway~~ 2269  
located in a private residential area containing twenty or more 2270  
dwelling units may establish a speed limit on the road ~~or~~ 2271  
~~driveway~~ by complying with all of the following requirements: 2272

(1) The speed limit is not less than twenty-five miles per 2273  
hour and is indicated by a sign that is in a proper position, is 2274  
sufficiently legible to be seen by an ordinarily observant 2275  
person, and meets the specifications for the basic speed limit 2276  
sign included in the manual adopted by the department of 2277  
transportation pursuant to section 4511.09 of the Revised Code; 2278

(2) The owner has posted a sign at the entrance of the 2279  
private road ~~or driveway~~ that is in plain view and clearly 2280  
informs persons entering the road ~~or driveway~~ that they are 2281  
entering private property, a speed limit has been established 2282  
for the road ~~or driveway~~, and the speed limit is enforceable by 2283  
law enforcement officers under state law. 2284

(B) No person shall operate a vehicle upon a private road 2285  
~~or driveway~~ as provided in division (A) of this section at a 2286  
speed exceeding any speed limit established and posted pursuant 2287

to that division. 2288

(C) When a speed limit is established and posted in 2289  
accordance with division (A) of this section, any law 2290  
enforcement officer may apprehend a person violating the speed 2291  
limit of the residential area by utilizing any of the means 2292  
described in section 4511.091 of the Revised Code or by any 2293  
other accepted method of determining the speed of a motor 2294  
vehicle and may stop and charge the person with exceeding the 2295  
speed limit. 2296

(D) Points shall be assessed for violation of a speed 2297  
limit established and posted in accordance with division (A) of 2298  
this section in accordance with section 4510.036 of the Revised 2299  
Code. 2300

(E) As used in this section: 2301

(1) "Owner" includes but is not limited to a person who 2302  
holds title to the real property in fee simple, a condominium 2303  
owners' association, a property owner's association, the board 2304  
of directors or trustees of a private community, and a nonprofit 2305  
corporation governing a private community. 2306

(2) "Private residential area containing twenty or more 2307  
dwelling units" does not include a Chautauqua assembly as 2308  
defined in section 4511.90 of the Revised Code. 2309

(F) (1) A violation of division (B) of this section is one 2310  
of the following: 2311

(a) Except as otherwise provided in divisions (F) (1) (b) 2312  
and (c) of this section, a minor misdemeanor; 2313

(b) If, within one year of the offense, the offender 2314  
previously has been convicted of or pleaded guilty to two 2315



violations of division (B) of this section or of any municipal ordinance that is substantially similar to division (B) of this section, a misdemeanor of the fourth degree;

(c) If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to three or more violations of division (B) of this section or of any municipal ordinance that is substantially similar to division (B) of this section, a misdemeanor of the third degree.

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

**Sec. 4511.214.** ~~(A)-(1)~~(A) As used in this section and sections 4511.215 and 4511.216 of the Revised Code, "low-speed vehicle," "mini-truck," "under-speed vehicle," and "utility vehicle" have the same meanings as in section 4501.01 of the Revised Code.

(B) (1) No person shall operate a low-speed vehicle upon any street or highway having an established speed limit greater than thirty-five miles per hour.

(2) No person shall operate an under-speed or utility vehicle or a mini-truck upon any street or highway except as follows:

(a) Upon a street or highway having an established speed limit not greater than thirty-five miles per hour and only upon such streets or highways where a local authority has granted permission for such operation in accordance with section 4511.215 of the Revised Code;

(b) A state park or political subdivision employee or 2345  
volunteer operating a utility vehicle exclusively within the 2346  
boundaries of state parks or political subdivision parks for the 2347  
operation or maintenance of state or political subdivision park 2348  
facilities. 2349

(3) No person shall operate a motor-driven cycle or motor 2350  
scooter upon any street or highway having an established speed 2351  
limit greater than forty-five miles per hour. 2352

~~(B)~~ (C) This section does not prohibit either of the 2353  
following: 2354

(1) A person operating a low-speed vehicle, under-speed, 2355  
or utility vehicle or a mini-truck from proceeding across an 2356  
intersection of a street or highway having a speed limit greater 2357  
than thirty-five miles per hour; 2358

(2) A person operating a motor-driven cycle or motor 2359  
scooter from proceeding across an intersection of a street or 2360  
highway having a speed limit greater than forty-five miles per 2361  
hour. 2362

~~(C)~~ (D) Nothing in this section shall prevent a local 2363  
authority from adopting more stringent local ordinances, 2364  
resolutions, or regulations governing the operation of a low- 2365  
speed vehicle or a mini-truck, or a motor-driven cycle or motor 2366  
scooter. 2367

~~(D)~~ (E) Except as otherwise provided in this division, 2368  
whoever violates division ~~(A)~~ (B) of this section is guilty of a 2369  
minor misdemeanor. If within one year of the offense, the 2370  
offender previously has been convicted of or pleaded guilty to 2371  
one predicate motor vehicle or traffic offense, whoever violates 2372  
this section is guilty of a misdemeanor of the fourth degree. If 2373

within one year of the offense, the offender previously has been 2374  
convicted of two or more predicate motor vehicle or traffic 2375  
offenses, whoever violates this section is guilty of a 2376  
misdemeanor of the third degree. 2377

**Sec. 4511.432.** (A) The owner of a private road ~~or driveway~~ 2378  
located in a private residential area containing twenty or more 2379  
dwelling units may erect stop signs at places where the road ~~or~~ 2380  
~~driveway~~ intersects with another private road ~~or driveway~~ in the 2381  
residential area, in compliance with all of the following 2382  
requirements: 2383

(1) The stop sign is sufficiently legible to be seen by an 2384  
ordinarily observant person and meets the specifications of and 2385  
is placed in accordance with the manual adopted by the 2386  
department of transportation pursuant to section 4511.09 of the 2387  
Revised Code. 2388

(2) The owner has posted a sign at the entrance of the 2389  
private road ~~or driveway~~ that is in plain view and clearly 2390  
informs persons entering the road ~~or driveway~~ that they are 2391  
entering private property, stop signs have been posted and must 2392  
be obeyed, and the signs are enforceable by law enforcement 2393  
officers under state law. The sign required by division (A) (2) 2394  
of this section, where appropriate, may be incorporated with the 2395  
sign required by division (A) (2) of section 4511.211 of the 2396  
Revised Code. 2397

(B) Division (A) of section 4511.43 and section 4511.46 of 2398  
the Revised Code shall be deemed to apply to the driver of a 2399  
vehicle on a private road ~~or driveway~~ where a stop sign is 2400  
placed in accordance with division (A) of this section and to a 2401  
pedestrian crossing such a road ~~or driveway~~ at an intersection 2402  
where a stop sign is in place. 2403

(C) When a stop sign is placed in accordance with division 2404  
(A) of this section, any law enforcement officer may apprehend a 2405  
person found violating the stop sign and may stop and charge the 2406  
person with violating the stop sign. 2407

(D) Except as otherwise provided in this division, whoever 2408  
violates this section is guilty of a minor misdemeanor. If, 2409  
within one year of the offense, the offender previously has been 2410  
convicted of or pleaded guilty to one predicate motor vehicle or 2411  
traffic offense, whoever violates this section is guilty of a 2412  
misdemeanor of the fourth degree. If, within one year of the 2413  
offense, the offender previously has been convicted of two or 2414  
more predicate motor vehicle or traffic offenses, whoever 2415  
violates this section is guilty of a misdemeanor of the third 2416  
degree. 2417

(E) As used in this section, and for the purpose of 2418  
applying division (A) of section 4511.43 and section 4511.46 of 2419  
the Revised Code to conduct under this section: 2420

(1) "Intersection" means: 2421

(a) The area embraced within the prolongation or 2422  
connection of the lateral curb lines, or, if none, then the 2423  
lateral boundary lines of the roadways of two private roads ~~or~~ 2424  
~~driveways~~ which join one another at, or approximately at, right 2425  
angles, or the area within which vehicles traveling upon 2426  
different private roads ~~or driveways~~ joining at any other angle 2427  
may come in conflict. 2428

(b) Where a private road ~~or driveway~~ includes two roadways 2429  
thirty feet or more apart, then every crossing of two roadways 2430  
of such private roads ~~or driveways~~ shall be regarded as a 2431  
separate intersection. 2432

(2) "Roadway" means that portion of a private road ~~or~~ 2433  
~~driveway~~ improved, designed, or ordinarily used for vehicular 2434  
travel and parking lanes, except not including the berm, 2435  
sidewalk, or shoulder, even if the berm, sidewalk, or shoulder 2436  
is used by a person operating a human-powered vehicle. If a 2437  
private road ~~or driveway~~ includes two or more separate roadways, 2438  
the term "roadway" means any such roadway separately but not all 2439  
such roadways collectively. 2440

(3) "Owner" and "private residential area containing 2441  
twenty or more dwelling units" have the same meanings as in 2442  
section 4511.211 of the Revised Code. 2443

**Sec. 4511.46.** (A) When highway traffic ~~control~~ signals are 2444  
not in place, not in operation, or are not clearly assigning the 2445  
right-of-way, the driver of a vehicle, trackless trolley, or 2446  
streetcar shall yield the right of way, slowing down or stopping 2447  
if need be to so yield or if required by section 4511.132 of the 2448  
Revised Code, to a pedestrian crossing the roadway within a 2449  
crosswalk when the pedestrian is upon the half of the roadway 2450  
upon which the vehicle is traveling, or when the pedestrian is 2451  
approaching so closely from the opposite half of the roadway as 2452  
to be in danger. 2453

(B) No pedestrian shall suddenly leave a curb or other 2454  
place of safety and walk or run into the path of a vehicle, 2455  
trackless trolley, or streetcar which is so close as to 2456  
constitute an immediate hazard. 2457

(C) Division (A) of this section does not apply under the 2458  
conditions stated in division (B) of section 4511.48 of the 2459  
Revised Code. 2460

(D) Whenever any vehicle, trackless trolley, or streetcar 2461

is stopped at a marked crosswalk or at any unmarked crosswalk at 2462  
an intersection to permit a pedestrian to cross the roadway, the 2463  
driver of any other vehicle, trackless trolley, or streetcar 2464  
approaching from the rear shall not overtake and pass the 2465  
stopped vehicle. 2466

(E) Except as otherwise provided in this division, whoever 2467  
violates this section is guilty of a minor misdemeanor. If, 2468  
within one year of the offense, the offender previously has been 2469  
convicted of or pleaded guilty to one predicate motor vehicle or 2470  
traffic offense, whoever violates this section is guilty of a 2471  
misdemeanor of the fourth degree. If, within one year of the 2472  
offense, the offender previously has been convicted of two or 2473  
more predicate motor vehicle or traffic offenses, whoever 2474  
violates this section is guilty of a misdemeanor of the third 2475  
degree. 2476

If the offender commits the offense while distracted and 2477  
the distracting activity is a contributing factor to the 2478  
commission of the offense, the offender is subject to the 2479  
additional fine established under section 4511.991 of the 2480  
Revised Code. 2481

**Sec. 4511.48.** (A) Every pedestrian crossing a roadway at 2482  
any point other than within a marked crosswalk or within an 2483  
unmarked crosswalk at an intersection shall yield the right of 2484  
way to all vehicles, trackless trolleys, or streetcars upon the 2485  
roadway. 2486

(B) Any pedestrian crossing a roadway at a point where a 2487  
pedestrian tunnel or overhead pedestrian crossing has been 2488  
provided shall yield the right of way to all traffic upon the 2489  
roadway. 2490

(C) Between adjacent intersections at which highway 2491  
traffic ~~control~~-signals are in operation, pedestrians shall not 2492  
cross at any place except in a marked crosswalk. 2493

(D) No pedestrian shall cross a roadway intersection 2494  
diagonally unless authorized by official traffic control 2495  
devices; and, when authorized to cross diagonally, pedestrians 2496  
shall cross only in accordance with the official traffic control 2497  
devices pertaining to such crossing movements. 2498

(E) This section does not relieve the operator of a 2499  
vehicle, streetcar, or trackless trolley from exercising due 2500  
care to avoid colliding with any pedestrian upon any roadway. 2501

(F) Except as otherwise provided in this division, whoever 2502  
violates this section is guilty of a minor misdemeanor. If, 2503  
within one year of the offense, the offender previously has been 2504  
convicted of or pleaded guilty to one predicate motor vehicle or 2505  
traffic offense, whoever violates this section is guilty of a 2506  
misdemeanor of the fourth degree. If, within one year of the 2507  
offense, the offender previously has been convicted of two or 2508  
more predicate motor vehicle or traffic offenses, whoever 2509  
violates this section is guilty of a misdemeanor of the third 2510  
degree. 2511

**Sec. 4511.512.** (A) (1) Electric personal assistive mobility 2512  
devices, as defined in section 4501.01 of the Revised Code, may 2513  
be operated on the public streets, highways, sidewalks, and 2514  
paths and portions of roadways set aside for the exclusive use 2515  
of bicycles in accordance with this section. 2516

(2) Except as otherwise provided in this section, those 2517  
sections of this chapter that by their nature are applicable to 2518  
an electric personal assistive mobility device apply to the 2519

device and the person operating it whenever it is operated upon 2520  
any public street, highway, sidewalk, or path or upon any 2521  
portion of a roadway set aside for the exclusive use of 2522  
bicycles. 2523

(3) A local authority may regulate or prohibit the 2524  
operation of electric personal assistive mobility devices on 2525  
public streets, highways, sidewalks, and paths, and portions of 2526  
roadways set aside for the exclusive use of bicycles, under its 2527  
jurisdiction. 2528

(B) No operator of an electric personal assistive mobility 2529  
device shall do any of the following: 2530

(1) Fail to yield the right-of-way to all pedestrians and 2531  
human-powered vehicles at all times; 2532

(2) Fail to give an audible signal before overtaking and 2533  
passing a pedestrian; 2534

(3) Operate the device at night unless the device or its 2535  
operator is equipped with or wearing both of the following: 2536

(a) A lamp pointing to the front that emits a white light 2537  
visible from a distance of not less than five hundred feet; 2538

(b) A red reflector facing the rear that is visible from 2539  
all distances from one hundred feet to six hundred feet when 2540  
directly in front of lawful lower beams of head lamps on a motor 2541  
vehicle. 2542

(4) Operate the device on any portion of a street or 2543  
highway that has an established speed limit of fifty-five miles 2544  
per hour or more; 2545

(5) Operate the device upon any path set aside for the 2546  
exclusive use of pedestrians or other specialized use when an 2547



appropriate sign giving notice of the specialized use is posted 2548  
on the path; 2549

(6) If under eighteen years of age, operate the device 2550  
unless wearing a protective helmet on the person's head with the 2551  
chin strap properly fastened; 2552

(7) If under sixteen years of age, operate the device 2553  
unless, during the operation, the person is under the direct 2554  
visual and audible supervision of another person who is eighteen 2555  
years of age or older and is responsible for the immediate care 2556  
of the person under sixteen years of age. 2557

(C) No person who is under fourteen years of age shall 2558  
operate an electric personal assistive mobility device. 2559

(D) No person shall distribute or sell an electric 2560  
personal assistive mobility device unless the device is 2561  
accompanied by a written statement that is substantially 2562  
equivalent to the following: "WARNING: TO REDUCE THE RISK OF 2563  
SERIOUS INJURY, USE ONLY WHILE WEARING FULL PROTECTIVE EQUIPMENT 2564  
- HELMET, WRIST GUARDS, ELBOW PADS, AND KNEE PADS." 2565

(E) Nothing in this section affects or shall be construed 2566  
to affect any rule of the director of natural resources or a 2567  
board of park district commissioners governing the operation of 2568  
vehicles on lands under the control of the director or board, as 2569  
applicable. 2570

(F) (1) Whoever violates division (B) or (C) of this 2571  
section is guilty of a minor misdemeanor and shall be punished 2572  
as follows: 2573

(a) The offender shall be fined ten dollars. 2574

(b) If the offender previously has been convicted of or 2575

pleaded guilty to a violation of division (B) or (C) of this 2576  
section or a substantially similar municipal ordinance, the 2577  
court, in addition to imposing the fine required under division 2578  
(F) (1) of this section, shall do one of the following: 2579

(i) Order the impoundment for not less than one day but 2580  
not more than thirty days of the electric personal assistive 2581  
mobility device that was involved in the current violation of 2582  
that division. The court shall order the device to be impounded 2583  
at a safe indoor location designated by the court and may assess 2584  
storage fees of not more than five dollars per day, provided the 2585  
total storage, processing, and release fees assessed against the 2586  
offender or the device in connection with the device's 2587  
impoundment or subsequent release shall not exceed fifty 2588  
dollars. 2589

(ii) If the court does not issue an impoundment order 2590  
pursuant to division (F) (1) (b) (i) of this section, issue an 2591  
order prohibiting the offender from operating any electric 2592  
personal assistive mobility device on the public streets, 2593  
highways, sidewalks, and paths and portions of roadways set 2594  
aside for the exclusive use of bicycles for not less than one 2595  
day but not more than thirty days. 2596

(2) Whoever violates division (D) of this section is 2597  
guilty of a minor misdemeanor. 2598

**Sec. 4511.61.** (A) As used in this section, "~~active grade~~ 2599  
Grade crossing warning devicesystem" means ~~signs, the flashing-~~ 2600  
light signals, with or without automatic gates, or other 2601  
~~protective devices erected or installed at a public highway-~~ 2602  
~~railway crossing at common grade and activated by an electrical~~ 2603  
circuit together with the necessary control equipment that is 2604  
used to inform road users of the approach and presence of rail 2605

traffic at a grade crossing. 2606

(B) The department of transportation and local authorities 2607  
in their respective jurisdictions, with the approval of the 2608  
department, may designate dangerous highway crossings over 2609  
railroad tracks whether on state, county, or township highways 2610  
or on streets or ways within municipal corporations, and erect 2611  
stop signs thereat. 2612

(C) (1) The department and local authorities shall erect 2613  
stop signs at a railroad highway grade crossing in either of the 2614  
following circumstances: 2615

(a) New warning devices that are not ~~active-grade crossing~~ 2616  
warning ~~devices~~ systems are being installed at the grade 2617  
crossing, and railroad crossbucks were the only warning devices 2618  
at the grade crossing prior to the installation of the new 2619  
warning devices. 2620

(b) The grade crossing is constructed after July 1, 2013, 2621  
and only warning devices that are not ~~active-grade crossing~~ 2622  
warning ~~devices~~ systems are installed at the grade crossing. 2623

(2) Division (C) (1) of this section does not apply to a 2624  
railroad highway grade crossing that the director of 2625  
transportation has exempted from that division because of 2626  
traffic flow or other considerations or factors. 2627

(D) When stop signs are erected pursuant to division (B) 2628  
or (C) of this section, the operator of any vehicle, streetcar, 2629  
or trackless trolley shall stop within fifty, but not less than 2630  
fifteen, feet from the nearest rail of the railroad tracks and 2631  
shall exercise due care before proceeding across such grade 2632  
crossing. 2633

(E) Except as otherwise provided in this division, whoever 2634

violates division (D) of this section is guilty of a minor 2635  
misdemeanor. If, within one year of the offense, the offender 2636  
previously has been convicted of or pleaded guilty to one 2637  
predicate motor vehicle or traffic offense, whoever violates 2638  
this section is guilty of a misdemeanor of the fourth degree. 2639  
If, within one year of the offense, the offender previously has 2640  
been convicted of two or more predicate motor vehicle or traffic 2641  
offenses, whoever violates this section is guilty of a 2642  
misdemeanor of the third degree. 2643

If the offender commits the offense while distracted and 2644  
the distracting activity is a contributing factor to the 2645  
commission of the offense, the offender is subject to the 2646  
additional fine established under section 4511.991 of the 2647  
Revised Code. 2648

**Sec. 4511.62.** (A) (1) Whenever any person driving a vehicle 2649  
or trackless trolley approaches a railroad grade crossing, the 2650  
person shall stop within fifty feet, but not less than fifteen 2651  
feet from the nearest rail of the railroad if any of the 2652  
following circumstances exist at the crossing: 2653

(a) A clearly visible electric or mechanical signal device 2654  
gives warning of the immediate approach of a train or other on- 2655  
track equipment. 2656

(b) A crossing gate is lowered. 2657

(c) A flagperson gives or continues to give a signal of 2658  
the approach or passage of a train or other on-track equipment. 2659

(d) There is insufficient space on the other side of the 2660  
railroad grade crossing to accommodate the vehicle or trackless 2661  
trolley the person is operating without obstructing the passage 2662  
of other vehicles, trackless trolleys, pedestrians, or ~~railroad~~ 2663

trains, notwithstanding any highway traffic ~~control~~-signal 2664  
indication to proceed. 2665

(e) An approaching train is emitting an audible signal or 2666  
is plainly visible and is in hazardous proximity to the 2667  
crossing. 2668

(f) There is insufficient undercarriage clearance to 2669  
safely negotiate the crossing. 2670

(g) There is insufficient space on the other side of the 2671  
railroad grade crossing to accommodate the vehicle or trackless 2672  
trolley the person is operating without obstructing the passage 2673  
of other on-track equipment. 2674

(h) Approaching on-track equipment is emitting an audible 2675  
signal or is plainly visible and is in hazardous proximity to 2676  
the crossing. 2677

(2) (a) A person who is driving a vehicle or trackless 2678  
trolley and who approaches a railroad grade crossing shall not 2679  
proceed as long as any of the circumstances described in 2680  
divisions (A) (1) (a) to (f) of this section exist at the 2681  
crossing. 2682

(b) A person who is driving a vehicle or trackless trolley 2683  
and who approaches a railroad grade crossing shall not 2684  
recklessly proceed as long as any of the circumstances described 2685  
in division (A) (1) (g) or (h) of this section exist at the 2686  
crossing. 2687

(B) No person shall drive any vehicle through, around, or 2688  
under any crossing gate or barrier at a railroad crossing while 2689  
the gate or barrier is closed or is being opened or closed 2690  
unless the person is signaled by a law enforcement officer or 2691  
flagperson that it is permissible to do so. 2692

(C) (1) Whoever violates this section is guilty of a 2693  
misdemeanor of the fourth degree. 2694

(2) In lieu of a fine or jail term for a violation of this 2695  
section, a court may instead order the offender to attend and 2696  
successfully complete a remedial safety training or presentation 2697  
regarding rail safety that is offered by an authorized and 2698  
qualified organization that is selected by the court. The 2699  
offender shall complete the presentation within a time frame 2700  
determined by the court, not to exceed one hundred eighty days 2701  
after the court issues the order. The offender shall notify the 2702  
court of the successful completion of the presentation. When the 2703  
offender notifies the court of the successful completion of the 2704  
presentation, the court shall waive any fine or jail term that 2705  
it otherwise would have imposed for a violation of this section. 2706

**Sec. 4511.64.** (A) No person shall operate or move any 2707  
crawler-type tractor, steam shovel, derrick, roller, or any 2708  
equipment or structure having a normal operating speed of six or 2709  
less miles per hour or a vertical body or load clearance of less 2710  
than nine inches above the level surface of a roadway, upon or 2711  
across any tracks at a railroad grade crossing without first 2712  
complying with divisions (A) (1) and (2) of this section. 2713

(1) Before making any such crossing, the person operating 2714  
or moving any such vehicle or equipment shall first stop the 2715  
same, and while stopped the person shall listen and look in both 2716  
directions along such track for any approaching train or other 2717  
on-track equipment and for signals indicating the approach of a 2718  
train or other on-track equipment, and shall proceed only upon 2719  
exercising due care. 2720

(2) No such crossing shall be made when warning is given 2721  
by automatic signal or crossing gates or a flagperson or 2722

otherwise of the immediate approach of a ~~railroad~~-train or car 2723  
or other on-track equipment. 2724

(B) If the normal sustained speed of such vehicle, 2725  
equipment, or structure is not more than three miles per hour, 2726  
the person owning, operating, or moving the same shall also give 2727  
notice of such intended crossing to a station agent or 2728  
superintendent of the railroad, and a reasonable time shall be 2729  
given to such railroad to provide proper protection for such 2730  
crossing. Where such vehicles or equipment are being used in 2731  
constructing or repairing a section of highway lying on both 2732  
sides of a railroad grade crossing, and in such construction or 2733  
repair it is necessary to repeatedly move such vehicles or 2734  
equipment over such crossing, one daily notice specifying when 2735  
such work will start and stating the hours during which it will 2736  
be prosecuted is sufficient. 2737

(C) Except as otherwise provided in this division, whoever 2738  
violates this section is guilty of a minor misdemeanor. If, 2739  
within one year of the offense, the offender previously has been 2740  
convicted of or pleaded guilty to one predicate motor vehicle or 2741  
traffic offense, whoever violates this section is guilty of a 2742  
misdemeanor of the fourth degree. If, within one year of the 2743  
offense, the offender previously has been convicted of two or 2744  
more predicate motor vehicle or traffic offenses, whoever 2745  
violates this section is guilty of a misdemeanor of the third 2746  
degree. 2747

If the offender commits the offense while distracted and 2748  
the distracting activity is a contributing factor to the 2749  
commission of the offense, the offender is subject to the 2750  
additional fine established under section 4511.991 of the 2751  
Revised Code. 2752

**Sec. 4511.65.** (A) All state routes are hereby designated 2753  
as through highways, provided that stop signs, yield signs, or 2754  
highway traffic control signals shall be erected at all 2755  
intersections with such through highways by the department of 2756  
transportation as to highways under its jurisdiction and by 2757  
local authorities as to highways under their jurisdiction, 2758  
except as otherwise provided in this section. Where two or more 2759  
state routes that are through highways intersect and no highway 2760  
traffic ~~control~~ signal is in operation, stop signs or yield 2761  
signs shall be erected at one or more entrances thereto by the 2762  
department, except as otherwise provided in this section. 2763

Whenever the director of transportation determines on the 2764  
basis of an engineering and traffic investigation that stop 2765  
signs are necessary to stop traffic on a through highway for 2766  
safe and efficient operation, nothing in this section shall be 2767  
construed to prevent such installations. When circumstances 2768  
warrant, the director also may omit stop signs on roadways 2769  
intersecting through highways under his the director's 2770  
jurisdiction. Before the director either installs or removes a 2771  
stop sign under this division, he the director shall give 2772  
notice, in writing, of that proposed action to the affected 2773  
local authority at least thirty days before installing or 2774  
removing the stop sign. 2775

(B) Other streets or highways, or portions thereof, are 2776  
hereby designated through highways if they are within a 2777  
municipal corporation, if they have a continuous length of more 2778  
than one mile between the limits of said street or highway or 2779  
portion thereof, and if they have "stop" or "yield" signs or 2780  
highway traffic control signals at the entrances of the majority 2781  
of intersecting streets or highways. For purposes of this 2782  
section, the limits of said street or highway or portion thereof 2783



shall be a municipal corporation line, the physical terminus of 2784  
the street or highway, or any point on said street or highway at 2785  
which vehicular traffic thereon is required by regulatory signs 2786  
to stop or yield to traffic on the intersecting street, provided 2787  
that in residence districts a municipal corporation may by 2788  
ordinance designate said street or highway, or portion thereof, 2789  
not to be a through highway and thereafter the affected 2790  
residence district shall be indicated by official traffic 2791  
control devices. Where two or more through highways designated 2792  
under this division intersect and no highway traffic ~~control~~ 2793  
signal is in operation, stop signs or yield signs shall be 2794  
erected at one or more entrances thereto by the department or by 2795  
local authorities having jurisdiction, except as otherwise 2796  
provided in this section. 2797

(C) The department or local authorities having 2798  
jurisdiction need not erect stop signs at intersections they 2799  
find to be so constructed as to permit traffic to safely enter a 2800  
through highway without coming to a stop. Signs shall be erected 2801  
at such intersections indicating that the operator of a vehicle 2802  
shall yield the right-of-way to or merge with all traffic 2803  
proceeding on the through highway. 2804

(D) Local authorities with reference to highways under 2805  
their jurisdiction may designate additional through highways and 2806  
shall erect stop signs, yield signs, or highway traffic ~~control~~ 2807  
signals at all streets and highways intersecting such through 2808  
highways, or may designate any intersection as a stop or yield 2809  
intersection and shall erect like signs at one or more entrances 2810  
to such intersection. 2811

**Sec. 4511.68.** (A) No person shall stand or park a 2812  
trackless trolley or vehicle, except when necessary to avoid 2813

conflict with other traffic or to comply with sections 4511.01 2814  
to 4511.78, 4511.99, and 4513.01 to 4513.37 of the Revised Code, 2815  
or while obeying the directions of a police officer or a traffic 2816  
control device, in any of the following places: 2817

(1) On a sidewalk, except as provided in division (B) of 2818  
this section; 2819

(2) In front of a public or private driveway; 2820

(3) Within an intersection; 2821

(4) Within ten feet of a fire hydrant; 2822

(5) On a crosswalk; 2823

(6) Within twenty feet of a crosswalk at an intersection; 2824

(7) Within thirty feet of, and upon the approach to, any 2825  
~~flashing beacon~~yield sign, stop sign, or highway traffic control 2826  
~~device~~signal; 2827

(8) Between a safety zone and the adjacent curb or within 2828  
thirty feet of points on the curb immediately opposite the ends 2829  
of a safety zone, unless a different length is indicated by a 2830  
traffic control device; 2831

(9) Within fifty feet of the nearest rail of a railroad 2832  
crossing; 2833

(10) Within twenty feet of a driveway entrance to any fire 2834  
station and, on the side of the street opposite the entrance to 2835  
any fire station, within seventy-five feet of the entrance when 2836  
it is properly posted with signs; 2837

(11) Alongside or opposite any street excavation or 2838  
obstruction when such standing or parking would obstruct 2839  
traffic; 2840

(12) Alongside any vehicle stopped or parked at the edge 2841  
or curb of a street; 2842

(13) Upon any bridge or elevated structure upon a highway, 2843  
or within a highway tunnel; 2844

(14) At any place where signs prohibit stopping; 2845

(15) Within one foot of another parked vehicle; 2846

(16) On the roadway portion of a freeway, expressway, or 2847  
thruway; 2848

(17) On a bicycle lane. 2849

(B) A person is permitted, without charge or restriction, 2850  
to stand or park on a sidewalk a motor-driven cycle or motor 2851  
scooter that has an engine not larger than one hundred fifty 2852  
cubic centimeters, a low-speed micromobility device, or a 2853  
bicycle or electric bicycle, provided that the motor-driven 2854  
cycle, motor scooter, low-speed micromobility device, bicycle, 2855  
or electric bicycle does not impede the normal flow of 2856  
pedestrian traffic. This division does not authorize any person 2857  
to operate a vehicle in violation of section 4511.711 of the 2858  
Revised Code. 2859

(C) Except as otherwise provided in this division, whoever 2860  
violates division (A) of this section is guilty of a minor 2861  
misdemeanor. If, within one year of the offense, the offender 2862  
previously has been convicted of or pleaded guilty to one 2863  
predicate motor vehicle or traffic offense, whoever violates 2864  
this section is guilty of a misdemeanor of the fourth degree. 2865  
If, within one year of the offense, the offender previously has 2866  
been convicted of two or more predicate motor vehicle or traffic 2867  
offenses, whoever violates this section is guilty of a 2868  
misdemeanor of the third degree. 2869

**Sec. 4511.701.** (A) As used in this section:

(1) "Fifth wheel trailer," "mobile home," and "travel trailer" have the same meanings as in section 4501.01 of the Revised Code.

(2) "Manufactured home" has the same meaning as in division (C) (4) of section 3781.06 of the Revised Code.

(B) Except as provided in division ~~(B)~~(C) of this section, no person shall occupy any travel trailer, fifth wheel trailer, or manufactured or mobile home while it is being used as a conveyance upon a street or highway.

~~(B)~~(C) Division ~~(A)~~(B) of this section does not apply to a fifth wheel trailer when both of the following apply:

(1) Any child riding in the fifth wheel trailer is properly secured in the manner provided in section 4511.81 of the Revised Code~~;~~

(2) The operator of the vehicle towing the fifth wheel trailer has some means of viable communication with the passengers riding in the trailer.

As used in this division, "viable communication" includes a cellular or satellite telephone, a radio, or any other similar electronic wireless communications device.

~~(C)~~(D) Except as otherwise provided in this division, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted

of two or more predicate motor vehicle or traffic offenses, 2898  
whoever violates this section is guilty of a misdemeanor of the 2899  
third degree. 2900

~~(2)~~ (E) The offense established under this section is a 2901  
strict liability offense and section 2901.20 of the Revised Code 2902  
does not apply. The designation of this offense as a strict 2903  
liability offense shall not be construed to imply that any other 2904  
offense, for which there is no specified degree of culpability, 2905  
is not a strict liability offense. 2906

**Sec. 4511.712.** (A) No driver shall enter an intersection 2907  
or marked crosswalk or drive onto any railroad grade crossing 2908  
unless there is sufficient space on the other side of the 2909  
intersection, crosswalk, or grade crossing to accommodate the 2910  
vehicle, streetcar, or trackless trolley the driver is operating 2911  
without obstructing the passage of other vehicles, streetcars, 2912  
trackless trolleys, pedestrians, or ~~railroad~~ trains, 2913  
notwithstanding any highway traffic ~~control~~ signal indication to 2914  
proceed. 2915

(B) This section does not apply to a bicyclist using a 2916  
two-stage bicycle turn box. 2917

(C) Except as otherwise provided in this division, whoever 2918  
violates this section is guilty of a minor misdemeanor. If, 2919  
within one year of the offense, the offender previously has been 2920  
convicted of or pleaded guilty to one predicate motor vehicle or 2921  
traffic offense, whoever violates this section is guilty of a 2922  
misdemeanor of the fourth degree. If, within one year of the 2923  
offense, the offender previously has been convicted of two or 2924  
more predicate motor vehicle or traffic offenses, whoever 2925  
violates this section is guilty of a misdemeanor of the third 2926  
degree. 2927

If the offender commits the offense while distracted and 2928  
the distracting activity is a contributing factor to the 2929  
commission of the offense, the offender is subject to the 2930  
additional fine established under section 4511.991 of the 2931  
Revised Code. 2932

**Sec. 4519.401.** (A) Except as provided in this section and 2933  
section 4511.215 of the Revised Code, no person shall operate a 2934  
mini-truck within this state. 2935

(B) A person may operate a mini-truck on a farm for 2936  
agricultural purposes only when the owner of the farm qualifies 2937  
for the current agricultural use valuation tax credit. A mini- 2938  
truck may be operated by or on behalf of such a farm owner on 2939  
public roads and rights-of-way only when traveling from one farm 2940  
field to another. 2941

(C) A person may operate a mini-truck on property owned or 2942  
leased by a dealer who sells mini-trucks at retail. 2943

(D) Whoever violates this section shall be penalized as 2944  
provided in division ~~(D)~~ (E) of section 4511.214 of the Revised 2945  
Code. 2946

**Sec. 5501.20.** (A) As used in this section: 2947

(1) "Career professional service" means that part of the 2948  
competitive classified service that consists of employees of the 2949  
department of transportation who, regardless of job 2950  
classification, meet both of the following qualifications: 2951

(a) They are supervisors, professional employees who are 2952  
not in a collective bargaining unit, confidential employees, or 2953  
management level employees, all as defined in section 4117.01 of 2954  
the Revised Code. 2955

(b) They exercise authority that is not merely routine or 2956  
clerical in nature and report only to a higher level 2957  
unclassified employee or employee in the career professional 2958  
service. 2959

(2) "Demoted" means that an employee is placed in a 2960  
position where the employee's wage rate equals, or is not more 2961  
than twenty per cent less than, the employee's wage rate 2962  
immediately prior to demotion or where the employee's job 2963  
responsibilities are reduced, or both. 2964

(3) "Employee in the career professional service with 2965  
restoration rights" means an employee in the career professional 2966  
service who has been in the classified civil service for at 2967  
least two years and who has a cumulative total of at least ten 2968  
years of continuous service with the department of 2969  
transportation. 2970

(4) "Egregious" means a type of conduct or offense that is 2971  
especially serious in nature, including theft in office, illegal 2972  
drug use while working, discrimination or harassment, assault, 2973  
or any other similar conduct or offense. 2974

(B) The director shall adopt a rule in accordance with 2975  
section 111.15 of the Revised Code that identifies specific 2976  
positions within the department of transportation that are 2977  
included in the career professional service. The director may 2978  
amend the rule that identifies the specific positions included 2979  
in the career professional service whenever the director 2980  
determines necessary. Any rule adopted under this division is 2981  
subject to review and invalidation by the joint committee on 2982  
agency rule review as provided in division (D) of section 111.15 2983  
of the Revised Code. The director shall provide a copy of any 2984  
rule adopted under this division to the director of budget and 2985

management. 2986

An employee in the career professional service is subject 2987  
to the provisions of Chapter 124. of the Revised Code that 2988  
govern employees in the classified civil service. 2989

~~(C)~~ (C) (1) An employee in the career professional service 2990  
shall receive a written performance review at least once each 2991  
year or as often as the director considers necessary. ~~The~~ 2992

(2) Except as provided in division (C) (3) of this section, 2993  
the department shall may give an employee whose performance is 2994  
unsatisfactory an opportunity to improve performance for a 2995  
period of at least six months, by means of a written performance 2996  
improvement plan, before the department takes any disciplinary 2997  
action under this section. 2998

(3) If an employee's conduct or committed offense is 2999  
egregious, the department shall take immediate disciplinary 3000  
action without giving the employee an opportunity to improve 3001  
performance by means of a written performance improvement plan. 3002

(D) An employee in the career professional service may be 3003  
suspended, demoted, or removed pursuant to division (C) of this 3004  
section or for disciplinary reasons under section 124.34 or 3005  
124.57 of the Revised Code. An employee in the career 3006  
professional service may appeal only the employee's removal to 3007  
the state personnel board of review. An employee in the career 3008  
professional service may appeal a demotion or a suspension of 3009  
more than three days pursuant to rules the director adopts in 3010  
accordance with section 111.15 of the Revised Code. 3011

(E) An employee in the career professional service with 3012  
restoration rights has restoration rights if demoted because of 3013  
performance, but not if involuntarily demoted or removed for any 3014



of the reasons described in section 124.34 or for a violation of 3015  
section 124.57 of the Revised Code. The director shall demote an 3016  
employee who has restoration rights of that nature to a position 3017  
in the classified service that in the director's judgment is 3018  
similar in nature to the position the employee held immediately 3019  
prior to being appointed to the position in the career 3020  
professional service. The director shall assign to an employee 3021  
who is demoted to a position in the classified service as 3022  
provided in this division a wage rate that equals, or that is 3023  
not more than twenty per cent less than, the wage rate assigned 3024  
to the employee in the career professional service immediately 3025  
prior to the employee's demotion. 3026

**Sec. 5513.01.** (A) The director of transportation shall 3027  
make all purchases of ~~machinery, materials, supplies, or other~~ 3028  
~~articles~~ products, and services in the manner provided in this 3029  
section. In all cases except those in which the director 3030  
provides written authorization for purchases by district deputy 3031  
directors of transportation, the director shall make all such 3032  
purchases at the central office of the department of 3033  
transportation in Columbus. ~~Before making any purchase at that~~ 3034  
~~office, the director, as provided in this section, shall give~~ 3035  
~~notice to bidders of the director's intention to purchase.~~ Where 3036  
the expenditure does not exceed the amount applicable to the 3037  
purchase of supplies, products, or services specified in 3038  
division (A) of section 125.05 of the Revised Code, the director 3039  
shall give such notice as the director considers proper, or the 3040  
director may make the purchase without notice. Where the 3041  
expenditure exceeds the amount applicable to the purchase of 3042  
supplies, products, or services specified in division (A) of 3043  
section 125.05 of the Revised Code, the director shall give 3044  
notice by posting for not less than ten days ~~a written, typed,~~ 3045

~~or printed invitation to bidders on a bulletin board. The~~ 3046  
~~director shall locate the notice in a place in the offices~~ 3047  
~~assigned to the department and open to the public during~~ 3048  
~~business hours~~the intention to purchase on the electronic 3049  
procurement system established by the department of 3050  
administrative services under section 125.073 of the Revised 3051  
Code. The director shall use a competitive selection process in 3052  
the purchase of supplies, products, or services. 3053

~~Producers or distributors of any product may notify the~~ 3054  
~~director, in writing, of the class of articles for the~~ 3055  
~~furnishing of which they desire to bid and their post-office~~ 3056  
~~addresses. In that circumstance, the director shall mail copies~~ 3057  
~~of all invitations to bidders relating to the purchase of such~~ 3058  
~~articles to such persons by regular first class mail at least~~ 3059  
~~ten days prior to the time fixed for taking bids. The director~~ 3060  
~~also may mail copies of all invitations to bidders to news~~ 3061  
~~agencies or other agencies or organizations distributing~~ 3062  
~~information of this character. Requests for invitations are not~~ 3063  
~~valid and do not require action by the director unless renewed~~ 3064  
~~by the director, either annually or after such shorter period as~~ 3065  
~~the director may prescribe by a general rule.~~ 3066

~~The director shall include in an invitation to bidders a~~ 3067  
~~brief statement of the general character of the article that it~~ 3068  
~~is intended to purchase, the approximate quantity desired, and a~~ 3069  
~~statement of the time and place where bids will be received, and~~ 3070  
~~may relate to and describe as many different articles as the~~ 3071  
~~director thinks proper~~may post multiple supplies, products, or 3072  
services in a single listing on the electronic procurement 3073  
system, it being the intent and purpose of this section to 3074  
authorize the inclusion in a single invitation-solicitation of 3075  
as many different articles-supplies, products, or services as 3076

the director desires to ~~invite bids upon purchase~~ at any given 3077  
time. ~~The director shall give invitations issued during each~~ 3078  
~~calendar year consecutive numbers, and ensure that the number~~ 3079  
~~assigned to each invitation appears on all copies thereof. In~~ 3080  
~~all cases where notice is required by this section, the director~~ 3081  
~~shall require sealed bids, on forms prescribed and furnished by~~ 3082  
~~the director.~~ The director shall not permit the modification of 3083  
bids after they have been opened. 3084

(B) The director may permit a state agency, the Ohio 3085  
turnpike and infrastructure commission, any political 3086  
subdivision, and any state university or college to participate 3087  
in contracts into which the director has entered for the 3088  
purchase of ~~machinery, materials, supplies, products, or other~~ 3089  
~~articles~~ services. The turnpike and infrastructure commission and 3090  
any political subdivision or state university or college 3091  
desiring to participate in such purchase contracts shall file 3092  
with the director a certified copy of the bylaws or rules of the 3093  
turnpike and infrastructure commission or the ordinance or 3094  
resolution of the legislative authority, board of trustees, or 3095  
other governing board requesting authorization to participate in 3096  
such contracts and agreeing to be bound by such terms and 3097  
conditions as the director prescribes. Purchases made by a state 3098  
agency, the turnpike and infrastructure commission, political 3099  
subdivisions, or state universities or colleges under this 3100  
division are exempt from any competitive bidding required by law 3101  
for the purchase of ~~machinery, materials, supplies, products, or~~ 3102  
~~other articles~~ services. 3103

(C) As used in this section: 3104

(1) "Competitive selection," "products," "purchase," 3105  
"services," and "supplies" have the same meanings as in section 3106

125.01 of the Revised Code. 3107

(2) "Political subdivision" means any county, township, 3108  
municipal corporation, conservancy district, township park 3109  
district, park district created under Chapter 1545. of the 3110  
Revised Code, port authority, regional transit authority, 3111  
regional airport authority, regional water and sewer district, 3112  
county transit board, school district as defined in section 3113  
5513.04 of the Revised Code, regional planning commission formed 3114  
under section 713.21 of the Revised Code, regional council of 3115  
government formed under section 167.01 of the Revised Code, or 3116  
other association of local governments established pursuant to 3117  
an agreement under sections 307.14 to 307.19 of the Revised 3118  
Code. 3119

~~(2)~~(3) "State university or college" has the same meaning 3120  
as in division (A) (1) of section 3345.32 of the Revised Code. 3121

~~(3)~~(4) "Ohio turnpike and infrastructure commission" means 3122  
the commission created by section 5537.02 of the Revised Code. 3123

~~(4)~~(5) "State agency" means every organized body, office, 3124  
board, authority, commission, or agency established by the laws 3125  
of the state for the exercise of any governmental or quasi- 3126  
governmental function of state government, regardless of the 3127  
funding source for that entity, other than any state institution 3128  
of higher education, the office of the governor, lieutenant 3129  
governor, auditor of state, treasurer of state, secretary of 3130  
state, or attorney general, the general assembly, the courts or 3131  
any judicial agency, or any state retirement system or 3132  
retirement program established by or referenced in the Revised 3133  
Code. 3134

**Sec. 5515.01.** The director of transportation may upon 3135

formal application being made to the director, grant a permit to 3136  
any individual, firm, or corporation to use or occupy such 3137  
portion of a road or highway on the state highway system as will 3138  
not incommode the traveling public. Such permits, when granted, 3139  
shall be upon the following conditions: 3140

(A) The director may issue a permit to any individual, 3141  
firm, or corporation for any use of a road or highway on the 3142  
state highway system that is consistent with applicable federal 3143  
law or federal regulations. 3144

(B) Such location shall be changed as prescribed by the 3145  
director when the director deems such change necessary for the 3146  
convenience of the traveling public, or in connection with or 3147  
contemplation of the construction, reconstruction, improvement, 3148  
relocating, maintenance, or repair of such road or highway. 3149

(C) The placing of objects or things shall be at a grade 3150  
and in accordance with such plans, specifications, or both, as 3151  
shall be first approved by the director. 3152

(D) The road or highway in all respects shall be fully 3153  
restored to its former condition of usefulness and at the 3154  
expense of such individual, firm, or corporation. 3155

(E) Such individual, firm, or corporation shall maintain 3156  
all objects and things in a proper manner, promptly repair all 3157  
damages resulting to such road or highway on account thereof, 3158  
and in event of failure to so repair such road or highway to pay 3159  
to the state all costs and expenses that may be expended by the 3160  
director in repairing any damage. 3161

(F) Such other conditions as may seem reasonable to the 3162  
director, but no condition shall be prescribed that imposes the 3163  
payment of a money consideration for the privilege granted. 3164

Nothing in this division prohibits the director from requiring 3165  
payment of money consideration for a lease, easement, license, 3166  
or other interest in a transportation facility under control of 3167  
the department of transportation. 3168

(G) Permits may be revoked by the director at any time for 3169  
a noncompliance with the conditions imposed. 3170

(H) As a condition precedent to the issuance of any permit 3171  
for telecommunications facilities or carbon capture and storage 3172  
pipelines, the director shall require the applicant to provide 3173  
proof it is party to a lease, easement, or license for the 3174  
construction, placement, or operation of such facility or 3175  
pipeline in or on a transportation facility. 3176

Except as otherwise provided in this section and section 3177  
5501.311 of the Revised Code, Chapters 5501., 5503., 5511., 3178  
5513., 5515., 5516., 5517., 5519., 5521., 5523., 5525., 5527., 3179  
5528., 5529., 5531., 5533., and 5535. of the Revised Code do not 3180  
prohibit telephone and electric light and power companies from 3181  
constructing, maintaining, and using telephone or electric light 3182  
and power lines along and upon such roads or highways under 3183  
section 4933.14 or other sections of the Revised Code, or to 3184  
affect existing rights of any such companies, or to require such 3185  
companies to obtain a permit from the director, except with 3186  
respect to the location of poles, wires, conduits, and other 3187  
equipment comprising lines on or beneath the surface of such 3188  
road or highways. 3189

Any telephone and electric light and power company that 3190  
intends to abandon its telephone or electric light and power 3191  
lines shall comply with section 5515.09 of the Revised Code. 3192

This section does not prohibit steam or electric railroad 3193

companies from constructing tracks across such roads or 3194  
highways, nor authorize the director to grant permission to any 3195  
company owning, operating, controlling, or managing a steam 3196  
railroad or interurban railway in this state to build a new line 3197  
of railroad, or to change or alter the location of existing 3198  
tracks across any road or highway on the state highway system at 3199  
grade. No such company shall change the elevation of any of its 3200  
tracks across such road or highway except in accordance with 3201  
plans and specifications first approved by the director. 3202

This section does not relieve any individual, firm, or 3203  
corporation from the obligation of satisfying any claim or 3204  
demand of an owner of lands abutting on such road or highway on 3205  
the state highway system on account of placing in such road or 3206  
highway a burden in addition to public travel. 3207

(I) No person shall knowingly use or occupy a portion of a 3208  
road or highway on the state highway system if the director 3209  
revokes that person's permit under division (G) of this section. 3210

**Sec. 5515.02.** (A) As used in this section: 3211

(1) "Delay costs and expenses" has the same meaning as in 3212  
section 5517.06 of the Revised Code. 3213

(2) "Road" or "highway" has the same meaning as in section 3214  
5501.01 of the Revised Code and also includes any part of the 3215  
right-of-way. 3216

(B) All individuals, firms, and corporations using or 3217  
occupying any part of a road or highway on the state highway 3218  
system with telegraph or telephone lines, steam, electrical, or 3219  
industrial railways, oil, gas, water, or other pipes, mains, 3220  
conduits, or any object or structure, other than by virtue of a 3221  
franchise or permit granted and in force, shall remove from the 3222

bounds of the road or highway, their poles and wires connected 3223  
therewith, and any tracks, switches, spurs, or oil, gas, water, 3224  
or other pipes, mains, conduits, or other objects or structures, 3225  
when in the opinion of the director of transportation they 3226  
constitute obstructions, or they interfere or may interfere with 3227  
the contemplated construction, reconstruction, improvement, 3228  
maintenance, repair, or use by the traveling public of the roads 3229  
or highways. 3230

(C) All individuals, firms, or corporations so occupying 3231  
any road or highway on the state highway system, under and by 3232  
virtue of a franchise or permit granted and in force, shall 3233  
relocate their properties and all parts thereof within the 3234  
bounds of the road or highway when in the opinion of the 3235  
director they constitute obstructions, or they interfere with or 3236  
may interfere with the contemplated construction, 3237  
reconstruction, improvement, maintenance, repair, or use of the 3238  
road or highway. The relocation within the bounds of the road or 3239  
highway shall be in the manner and to the extent prescribed by 3240  
the director. 3241

(D) If, in the opinion of the director, such individuals, 3242  
firms, or corporations have obstructed any road or highway on 3243  
the state highway system, or if any of their properties are so 3244  
located that they do or may interfere with the contemplated 3245  
construction, reconstruction, improvement, maintenance, repair, 3246  
or use of the road or highway, the director shall notify such 3247  
individual, firm, or corporation directing the removal of the 3248  
obstruction or properties, or the relocation of the properties. 3249  
If the individual, firm, or corporation does not within five 3250  
days from the service of the notice proceed to remove or 3251  
relocate the obstruction or properties and complete the removal 3252  
or relocation within a reasonable time, the director may remove 3253



or relocate the same by employing the necessary labor, tools, 3254  
and equipment, and the director, department of transportation, 3255  
and any agent of the department are not liable for any damages 3256  
caused by such removal or relocation. Any notice required under 3257  
this section shall be made by personal service, certified mail, 3258  
or express mail. 3259

(E) If, in the director's opinion, the obstruction or 3260  
properties present an immediate and serious threat to the safety 3261  
of the traveling public, the director may remove or relocate the 3262  
obstruction or properties without prior notice, and the 3263  
director, department, and any agent of the department are not 3264  
liable for any damages caused by such removal or relocation. 3265

(F) When the director performs a removal or relocation 3266  
under this section, the costs and expenses shall be paid by the 3267  
director out of any appropriation of the department of 3268  
transportation available for the establishment, construction, 3269  
reconstruction, improvement, maintenance, or repair of highways, 3270  
and the amount thereof shall be certified to the attorney 3271  
general for collection by civil action. 3272

~~As used in this section, "road" or "highway" has the same~~ 3273  
~~meaning as in section 5501.01 of the Revised Code and also~~ 3274  
~~includes any part of the right of way.~~ 3275

(G) Any project delay costs and expenses incurred by the 3276  
department due to the failure of the owner to timely remove or 3277  
relocate an obstruction or property when required under division 3278  
(D) of this section shall be certified to the attorney general 3279  
for collection by civil action. 3280

(H) If the department certifies an amount for collection 3281  
to the attorney general under division (G) of this section, the 3282

attorney general shall bring a civil action to collect the 3283  
amount certified. 3284

(I) No person shall knowingly fail to remove or relocate 3285  
an obstruction or property when required to do so under this 3286  
section. 3287

Sec. 5515.09. (A) As used in this section and section 3288  
5515.10 of the Revised Code: 3289

(1) "Telecommunications carrier" has the same meaning as 3290  
in section 4927.01 of the Revised Code. 3291

(2) "Telecommunications or utility structure" means any 3292  
facility, line, pipe, cable, or other equipment used by a 3293  
telecommunications carrier or utility provider to provide 3294  
service. 3295

(3) "Utility provider" means any entity described in 3296  
section 4905.03 of the Revised Code, regardless of whether the 3297  
entity is a public utility under section 4905.02 of the Revised 3298  
Code. 3299

(4) "Abandon" does not include a change in ownership of 3300  
the telecommunications or utility structure. 3301

(B) Each telecommunications carrier or utility provider 3302  
that owns or operates any telecommunications or utility 3303  
structure in, upon, under, or otherwise occupying a road or 3304  
highway of the state highway system or right-of-way that decides 3305  
to abandon its telecommunications or utility structure shall 3306  
submit a notification of proposed abandonment to the department 3307  
of transportation not later than thirty days after making the 3308  
abandonment decision. 3309

(C) A notification of proposed abandonment shall include 3310

all of the following: 3311

(1) The exact location of all telecommunications or 3312  
utility structures intended to be abandoned; 3313

(2) If the telecommunications or utility structure 3314  
intended to be abandoned was used to transport any liquid, semi- 3315  
solid, or gaseous material, any records, permits, inspections, 3316  
analyses, determinations, and other information pertaining to 3317  
the contents of all material that has ever flowed through or 3318  
otherwise occupied the structure; 3319

(3) Whether the telecommunications carrier or utility 3320  
provider intends to remove the telecommunications or utility 3321  
structure intended to be abandoned, or whether the carrier's or 3322  
provider's research can clearly show that the cost of removal 3323  
would far exceed the public benefit. 3324

(D) Within ninety days after the receipt of a notification 3325  
of proposed abandonment, the department shall investigate and 3326  
determine the proper course of action with regard to the 3327  
telecommunications or utility structure described in the 3328  
notification of proposed abandonment. The department may 3329  
determine any or a combination of the following to be a proper 3330  
course of action: 3331

(1) The removal of the telecommunications or utility 3332  
structure, including any poles, manholes, pull boxes, or other 3333  
facilities or equipment determined by the department; 3334

(2) The remediation of any contamination or hazard; 3335

(3) The purging, backfilling, capping, or sealing of any 3336  
line or pipe; 3337

(4) The crushing in place of any line or pipe; 3338

(5) Placing the telecommunications or utility structure 3339  
out of service, which includes all of the following: 3340

(a) Marking the telecommunications or utility structure as 3341  
abandoned; 3342

(b) Maintaining records of ownership of the 3343  
telecommunications or utility structure for future 3344  
identification and location; 3345

(c) Entering into an agreement with the department to 3346  
cover any and all future liabilities and obligations, which may 3347  
include filling or removing. 3348

(6) Any other action determined by the department. 3349

(E) The telecommunications carrier or utility provider 3350  
that submitted the notification of proposed abandonment shall 3351  
perform the proper course of action determined by the department 3352  
under this section. 3353

(F) Any proper course of action determined by the 3354  
department under this section shall be performed at the sole 3355  
cost of the telecommunications carrier or utility provider that 3356  
submitted the notice of proposed abandonment. 3357

(G) Any proper course of action determined by the 3358  
department under this section shall be completed not later than 3359  
one year after the determination. 3360

(H) The department may adopt rules as it determines 3361  
necessary to carry out this section. 3362

(I) No telecommunications carrier or utility provider 3363  
shall knowingly fail to meet the requirements of this section or 3364  
any rule adopted by the department pursuant to this section. 3365

Sec. 5515.10. (A) The department of transportation shall 3366  
make reasonable attempts to identify the owner of an abandoned 3367  
telecommunications or utility structure in, upon, under, or 3368  
otherwise occupying a road or highway of the state highway 3369  
system or right-of-way. 3370

(B) If all reasonable attempts to identify the owner under 3371  
division (A) of this section have failed, the department shall 3372  
remove or cause the removal of the abandoned telecommunications 3373  
or utility structure. 3374

(C) The department is not liable for any claims for 3375  
damages based upon removal under this section. 3376

Sec. 5515.99. (A) Whoever violates section 5515.01 of the 3377  
Revised Code shall be fined not more than five hundred dollars 3378  
for a first offense; for a subsequent offense such person shall 3379  
be fined not more than two thousand five hundred dollars. 3380

(B) Whoever violates division (I) of section 5515.02 of 3381  
the Revised Code shall be fined not more than one hundred 3382  
dollars for each day that the person remains in violation of 3383  
that division. 3384

(C) Whoever violates section 5515.07 of the Revised Code 3385  
or any rule or regulation adopted pursuant to such section shall 3386  
be fined not more than ~~one~~five hundred dollars for a first 3387  
offense; for a subsequent offense such person shall be fined not 3388  
more than two thousand five hundred dollars. 3389

(D) Whoever violates section 5515.09 of the Revised Code 3390  
shall be fined not more than one hundred dollars for each day 3391  
that the telecommunications carrier or utility provider fails to 3392  
comply. 3393

Sec. 5517.012. (A) As used in this section, "indefinite 3394

delivery indefinite quantity" means a contract for an 3395  
unspecified quantity, within stated limits, of supplies or 3396  
services that will be delivered by the awarded bidder over a 3397  
defined period. 3398

(B) Notwithstanding section 5517.01 of the Revised Code, 3399  
the director of transportation may enter into indefinite 3400  
delivery indefinite quantity construction contracts for highway 3401  
maintenance. 3402

(C) The total value of a contract made under this section 3403  
shall not exceed two million dollars per project. The total 3404  
dollar value of contracts made under this section shall not 3405  
exceed one hundred million per fiscal year. 3406

(D) The duration of a contract made under this section 3407  
shall not exceed two years per project. 3408

(E) For purposes of entering into an indefinite delivery 3409  
indefinite quantity contract, the director shall do all of the 3410  
following: 3411

(1) Prepare bidding documents; 3412

(2) Establish contract forms; 3413

(3) Determine contract terms and conditions, including the 3414  
following: 3415

(a) The maximum overall value of the contract that, 3416  
notwithstanding division (C) of this section, may include an 3417  
increase of one hundred thousand dollars or five per cent of the 3418  
advertised contract value, whichever is less; 3419

(b) The duration of the contract that, notwithstanding 3420  
division (D) of this section, may include a time extension of up 3421  
to one year if determined appropriate by the director; 3422

(c) The defined geographical area to which the contract 3423  
applies, which shall be not greater than the size of one 3424  
district of the department of transportation unless otherwise 3425  
approved by the director. 3426

(4) Advertise and seek bids; 3427

(5) Award to the successful bidder; 3428

(6) Develop and implement an indefinite delivery 3429  
indefinite quantity process to provide the awarded bidder 3430  
adequate notice of requested supplies or services, the 3431  
anticipated quantities of supplies, and work location 3432  
information for each work order; 3433

(7) Establish any policies or procedures necessary to 3434  
fulfill the duties and obligations of the director under this 3435  
section. 3436

(E) Section 5525.01 of the Revised Code applies to 3437  
indefinite delivery indefinite quantity construction contracts. 3438  
Section 5525.14 of the Revised Code does not apply to the 3439  
procurement of indefinite delivery indefinite quantity 3440  
construction contracts. 3441

**Sec. 5517.02.** (A) Before undertaking the construction, 3442  
reconstruction by widening or resurfacing, or improvement of a 3443  
state highway, or a bridge or culvert thereon, or the 3444  
installation of a highway traffic ~~control~~-signal on a state 3445  
highway, the director of transportation, except as provided in 3446  
section 5517.021 of the Revised Code, shall make an estimate of 3447  
the cost of the work using the force account project assessment 3448  
form developed by the auditor of state under section 117.16 of 3449  
the Revised Code. When a force account project assessment form 3450  
is required, the estimate shall include costs for subcontracted 3451

work and any competitively bid component costs. 3452

(B) (1) After complying with division (A) of this section, 3453  
the director may proceed without competitive bidding with 3454  
maintenance or repair work by employing labor, purchasing 3455  
materials, and furnishing equipment, if the total estimated cost 3456  
of the completed operation, or series of connected operations, 3457  
does not exceed the following, as adjusted under division (B) (2) 3458  
of this section: 3459

(a) Thirty thousand dollars per centerline mile of 3460  
highway, exclusive of structures and highway traffic ~~control~~ 3461  
signals; 3462

(b) Sixty thousand dollars for any single highway traffic 3463  
~~control~~ signal or any other single project. 3464

(2) On the first day of July of every odd-numbered year 3465  
beginning in 2015, the director shall increase the amounts 3466  
established in division (B) (1) of this section by an amount not 3467  
to exceed the lesser of three per cent, or the percentage amount 3468  
of any increase in the department of transportation's 3469  
construction cost index as annualized and totaled for the prior 3470  
two calendar years. The director shall publish the applicable 3471  
amounts on the department's internet web site. 3472

(C) The director may proceed by furnishing equipment, 3473  
purchasing materials, and employing labor in the erection of 3474  
temporary bridges or the making of temporary repairs to a 3475  
highway or bridge rendered necessary by flood, landslide, or 3476  
other extraordinary emergency. If the director determines 3477  
inability to complete such emergency work by force account, the 3478  
director may contract for any part of the work, with or without 3479  
advertising for bids, as the director considers for the best 3480



interest of the department of transportation. 3481

(D) When a project proceeds by force account under this 3482  
section or section 5517.021 of the Revised Code, the department 3483  
of transportation shall perform the work in compliance with any 3484  
project requirements and specifications that would have applied 3485  
if a contract for the work had been let by competitive bidding. 3486  
The department shall retain in the project record all records 3487  
documenting materials testing compliance, materials placement 3488  
compliance, actual personnel and equipment hours usage, and all 3489  
other documentation that would have been required if a contract 3490  
for the work had been let by competitive bidding. 3491

(E) The director shall proceed by competitive bidding to 3492  
let work to the lowest competent and responsible bidder after 3493  
advertisement as provided in section 5525.01 of the Revised Code 3494  
in both of the following situations: 3495

(1) When the scope of work exceeds the limits established 3496  
in section 5517.021 of the Revised Code; 3497

(2) When the estimated cost for a project, other than work 3498  
described in section 5517.021 of the Revised Code, exceeds the 3499  
amounts established in division (B) of this section, as 3500  
adjusted. 3501

**Sec. 5517.021.** (A) (1) The director of transportation may 3502  
proceed without competitive bidding by employing labor, 3503  
purchasing materials, and furnishing equipment to do any of the 3504  
following work: 3505

(a) Replace any single span bridge in its substantial 3506  
entirety or widen any single span bridge, including necessary 3507  
modifications to accommodate widening the existing substructure 3508  
and wing walls. The director shall proceed under division (A) (1) 3509

(a) of this section only if the deck area of the new or widened 3510  
bridge does not exceed seven hundred square feet as measured 3511  
around the outside perimeter of the deck. 3512

(b) Replace the bearings, beams, and deck of any bridge on 3513  
that bridge's existing foundation if the deck area of the 3514  
rehabilitated structure does not exceed eight hundred square 3515  
feet; 3516

(c) Construct or replace any single cell or multi-cell 3517  
culvert whose total waterway opening does not exceed fifty-two 3518  
square feet; 3519

(d) Pave or patch an asphalt surface if the operation does 3520  
not exceed one hundred twenty tons of asphalt per lane-mile of 3521  
roadway length, except that the department shall not perform a 3522  
continuous resurfacing operation under this section if the cost 3523  
of the work exceeds the amount established in division (B) (1) (a) 3524  
of section 5517.02 of the Revised Code, as adjusted; 3525

(e) Chip seal or fog seal an asphalt surface if both of 3526  
the following apply: 3527

(i) The operation does not exceed twenty-eight feet in 3528  
width, excluding turn lanes. 3529

(ii) Chip seal or fog seal operations statewide are not 3530  
more than two hundred cumulative centerline miles of asphalt 3531  
surface per year. 3532

(2) Work performed in accordance with division (A) (1) of 3533  
this section may include approach roadway work, extending not 3534  
more than one hundred fifty feet as measured from the back side 3535  
of the bridge abutment wall or outside edge of the culvert, as 3536  
applicable. The length of an approach guardrail shall be in 3537  
accordance with department of transportation design requirements 3538

and shall not be included in the approach work size limitation. 3539

(B) The requirements of section 117.16 of the Revised Code 3540  
shall not apply to work described in division (A) of this 3541  
section and the work shall be exempt from audit for force 3542  
account purposes except to determine compliance with the 3543  
applicable size or tonnage restrictions. 3544

Sec. 5517.06. (A) As used in this section, "delay costs 3545  
and expenses" means all actual costs, including any contract 3546  
modifications, acceleration agreements, wages, labor costs other 3547  
than wages, wage taxes, materials, equipment costs and rentals, 3548  
storage costs of materials and equipment, insurance, and 3549  
subcontracts attributable to the delay, plus a reasonable sum 3550  
for overhead. 3551

(B) In conjunction with any work deemed necessary to carry 3552  
out Chapters 5501., 5503., 5511., 5512., 5513., 5515., 5516., 3553  
5517., 5519., 5521., 5523., 5525., 5527., 5528., 5529., 5531., 3554  
5533., and 5535. of the Revised Code, the director of 3555  
transportation may require commitments and deadlines from 3556  
persons, firms, corporations, and political subdivisions. 3557

(C) Any delay costs and expenses incurred by the director, 3558  
the department of transportation, any agent of the department, 3559  
or consultant of the department as a result of the commitments 3560  
and deadlines not being followed shall be borne by the persons, 3561  
firms, corporations, or political subdivisions responsible for 3562  
the delay and any amount thereof shall be certified to the 3563  
attorney general for collection by civil action. 3564

(D) If the department certifies an amount for collection 3565  
to the attorney general under this section, the attorney general 3566  
shall bring a civil action to collect the amount certified. 3567

**Sec. 5525.03.** (A) All prospective bidders other than 3568  
environmental remediators and specialty contractors for which 3569  
there are no classes of work provided for in the rules adopted 3570  
by the director of transportation shall apply for qualification 3571  
on forms prescribed and furnished by the director. The 3572  
application shall be accompanied by a certificate of compliance 3573  
with affirmative action programs issued pursuant to section 9.47 3574  
of the Revised Code and dated no earlier than one hundred eighty 3575  
days before the date fixed for the ~~opening of bids~~ award of the 3576  
contract for a particular project. 3577

(B) The director shall act upon an application for 3578  
qualification within thirty days after it is presented to the 3579  
director. Upon the receipt of any application for qualification, 3580  
the director shall examine the application to determine whether 3581  
the applicant is competent and responsible and possesses the 3582  
financial resources required by section 5525.04 of the Revised 3583  
Code. If the applicant is found to possess the qualifications 3584  
prescribed by sections 5525.02 to 5525.09 of the Revised Code 3585  
and by rules adopted by the director, including a certificate of 3586  
compliance with affirmative action programs, a certificate of 3587  
qualification shall be issued to the applicant, which shall be 3588  
valid for the period of one year or such shorter period of time 3589  
as the director prescribes, unless revoked by the director for 3590  
cause as defined by rules adopted by the director under section 3591  
5525.05 of the Revised Code. 3592

(C) The certificate of qualification shall contain a 3593  
statement fixing the aggregate amount of work, for any or all 3594  
owners, that the applicant may have under construction and 3595  
uncompleted at any one time and may contain a statement limiting 3596  
such bidder to the submission of bids upon a certain class of 3597  
work. Subject to any restriction as to amount or class of work 3598

therein contained, the certificate of qualification shall 3599  
authorize its holder to bid on all work on which bids are taken 3600  
by the department of transportation during the period of time 3601  
therein specified. 3602

(D) An applicant who has received a certificate of 3603  
qualification and desires to amend the certificate by the dollar 3604  
amount or by the classes of work may submit to the director such 3605  
documentation as the director considers appropriate. The 3606  
director shall review the documentation submitted by the 3607  
applicant and, within fifteen days, shall either amend the 3608  
certificate of qualification or deny the request. If the 3609  
director denies the request to amend the certificate, the 3610  
applicant may appeal that decision to the director's 3611  
prequalification review board in accordance with section 5525.07 3612  
of the Revised Code. Two or more persons, partnerships, or 3613  
corporations may bid jointly on any one project, but only on 3614  
condition that prior to the time bids are taken on the project 3615  
the bidders make a joint application for qualification and 3616  
obtain a joint certificate qualification. 3617

(E) The director may debar from participating in future 3618  
contracts with the department any bidding company as well as any 3619  
partner of a partnership, or the officers and directors of an 3620  
association or corporation if the certificate of qualification 3621  
of the company, partnership, association, or corporation is 3622  
revoked or not renewed by the director. When the director 3623  
reasonably believes that grounds for revocation and debarment 3624  
exist, the director shall send the bidding company and any 3625  
individual involved a notice of proposed revocation and 3626  
debarment indicating the grounds for such action as established 3627  
in rules adopted by the director under section 5525.05 of the 3628  
Revised Code and the procedure for requesting a hearing. The 3629

notice and hearing shall be in accordance with Chapter 119. of 3630  
the Revised Code. If the bidding company or individual does not 3631  
respond with a request for a hearing in the manner specified in 3632  
Chapter 119. of the Revised Code, the director shall revoke the 3633  
certificate and issue the debarment decision without a hearing 3634  
and shall notify the bidding company or individual of the 3635  
decision by certified mail, return receipt requested. 3636

(F) The debarment period may be of any length determined 3637  
by the director and the director may modify or rescind the 3638  
debarment at any time. During the period of debarment, the 3639  
director shall not issue a certificate of qualification for any 3640  
company, partnership, association, or corporation affiliated 3641  
with a debarred individual. After the debarment period expires, 3642  
the bidding company or individual, and any partnership, 3643  
association, or corporation affiliated with the individual may 3644  
make an application for qualification if such entity or 3645  
individual is not otherwise debarred. 3646

**Sec. 5525.04.** No bidder shall be given a certificate of 3647  
qualification unless the bidder's financial statement and the 3648  
investigation made by the director of transportation show that 3649  
the bidder possesses net current assets or working capital 3650  
sufficient, in the judgment of the director, to render it 3651  
probable that the bidder can satisfactorily execute the bidder's 3652  
contracts and meet all contractual obligations. Any applicant 3653  
desiring a certificate of qualification in an amount of ~~five~~-ten 3654  
million dollars or more shall submit on forms prescribed by the 3655  
director a financial audit prepared and attested as correct by 3656  
an independent certified public accountant. Any applicant 3657  
desiring a certificate of qualification in an amount that is 3658  
less than ~~five~~-ten million dollars shall submit a financial 3659  
review on forms prescribed by the director. The aggregate amount 3660

of work set forth in either type of certificate of qualification 3661  
shall not exceed ten times the applicant's net current assets or 3662  
working capital. At the time of ~~bidding~~award of the contract, a 3663  
bidder's qualification is determined by the bidder's 3664  
qualification amount minus all of the bidder's pending work. 3665

Applicants for qualification shall expressly authorize the 3666  
director to obtain any information that the director considers 3667  
pertinent, with respect to the financial worth, assets, and 3668  
liabilities of the applicant, from banks or other financial 3669  
institutions, surety companies, dealers in material, equipment, 3670  
or supplies, or other persons having business transactions with 3671  
the applicant. Applicants shall expressly authorize all such 3672  
financial institutions or other persons to furnish any such 3673  
information requested from them by the director. All information 3674  
filed with or furnished to the director by applicants or other 3675  
persons, in connection with the administration of sections 3676  
5525.02 to 5525.09 of the Revised Code, shall be kept in 3677  
confidence by the director and not revealed to any person, 3678  
except upon proper order of a court. Failure to submit the 3679  
required information or to expressly grant the director 3680  
authority to obtain the required information shall result in the 3681  
denial of a certificate of qualification. The director or the 3682  
director's subordinates shall have access to the books of 3683  
account and financial records of all applicants, unless the 3684  
financial statement furnished by any applicant is prepared and 3685  
attested as correct by a certified public accountant. 3686

If an applicant for either type of certificate of 3687  
qualification is or has been an employer in this state the 3688  
application shall be accompanied by satisfactory evidence that 3689  
the applicant has complied with Chapter 4123. of the Revised 3690  
Code. 3691

The director may require all qualified bidders to file 3692  
financial statements at such intervals as the director 3693  
prescribes. Sections 5525.02 to 5525.09 of the Revised Code 3694  
shall be administered without reference to the residence of 3695  
applicants, and the rules of the director shall apply equally to 3696  
residents and nonresidents of this state. Sections 5525.02 to 3697  
5525.09 of the Revised Code, do not apply to the purchase of 3698  
material, equipment, or supplies. 3699

**Sec. 5525.08.** Except as otherwise provided in this 3700  
section, the director of transportation shall not consider any 3701  
bid filed with the director by any person who has not been 3702  
qualified to bid by the time the contract is awarded. ~~Bids from~~ 3703  
~~unqualified bidders discovered by the director prior to the~~ 3704  
~~reading thereof to be from such persons shall be returned~~ 3705  
~~without being read.~~ If the director finds, subsequent to the 3706  
opening of bids, that facts exist that would disqualify the 3707  
lowest bidder, or that such bidder either is not competent and 3708  
responsible or has submitted a nonresponsive bid, the director 3709  
shall reject such bid, despite ~~the fact of any~~ prior 3710  
qualification of such bidder. No contract shall be awarded to 3711  
any bidder not qualified to bid thereon at the time ~~fixed for~~ 3712  
~~receiving bids~~ of awarding the contract, except that the director 3713  
may award contracts for environmental remediation and specialty 3714  
work not set out in the director's rules governing classes of 3715  
work to bidders that are not qualified under sections 5525.02 to 3716  
5525.09 of the Revised Code. 3717

**Sec. 5525.14.** (A) Notwithstanding sections 125.01 to 3718  
125.11 of the Revised Code, the director of transportation, by 3719  
written instruction to the contractor, may increase the 3720  
quantities of any item specified or not specified in a 3721  
competitively bid construction contract but, except as provided 3722



in division (B) of this section and subject to section 5525.141 3723  
of the Revised Code, the additional cost incurred by the 3724  
increase shall not exceed the lesser of ~~one~~ two hundred thousand 3725  
dollars or ~~five~~ ten per cent of the total contract price. Any 3726  
such provision for increased quantities or extra work shall be 3727  
made in the form of a written change to the original contract 3728  
and does not require competitive bidding. 3729

(B) The ~~one hundred thousand dollar or five per cent~~ 3730  
~~restriction~~ monetary threshold established in division (A) of 3731  
this section does not apply to change orders or extra work 3732  
contracts when, subject to section 5525.141 of the Revised Code, 3733  
the total dollar amount of the increase is ~~twenty-five~~ fifty 3734  
thousand dollars or less, or to change orders or extra work 3735  
contracts resulting from any of the following: 3736

(1) An increase in the plan quantity that is determined 3737  
during the final measurement of an item of work. 3738

(2) Federally mandated requirements that did not exist at 3739  
the time of the original contract award. 3740

(3) Circumstances that would create a life-, safety-, or 3741  
health-threatening situation or would unduly delay the 3742  
completion of a project and increase its costs, but only if the 3743  
director makes a finding of such fact, declares an emergency, 3744  
and issues the finding. Extra work that the director contracts 3745  
for in these circumstances may include not only construction 3746  
needed to complete a project, but also adjustments needed to 3747  
meet changed conditions, alterations in original plans, 3748  
unforeseen contingencies, or payments necessitated by contract 3749  
terminations or suspensions. 3750

All change orders or extra work contracts set forth in 3751

division (B) of this section shall be reported to the 3752  
controlling board quarterly in writing. 3753

(C) The director, by written instruction to the 3754  
contractor, may decrease or cancel the quantity of any item 3755  
specified in a contract or portion of a contract and authorize 3756  
payment to the contractor for reasonable costs incurred to date. 3757

Sec. 5525.141. (A) As used in this section, "rate of 3758  
inflation" has the same meaning as in section 107.032 of the 3759  
Revised Code. 3760

(B) Beginning September 11, 2029, and on the eleventh day 3761  
of September every five years thereafter, the director of 3762  
transportation shall evaluate the monetary thresholds specified 3763  
in section 5525.14 of the Revised Code and adopt rules adjusting 3764  
those amounts based on the average rate of inflation during each 3765  
of the previous five years preceding such adjustment. 3766

Sec. 5571.01. (A) A board of township trustees may 3767  
construct, reconstruct, resurface, or improve any public road or 3768  
part thereof under its jurisdiction, or any county road, 3769  
intercounty highway, or state highway within its township. In 3770  
the case of a county road, the plans and specifications for the 3771  
proposed improvement first shall be submitted to the board of 3772  
county commissioners of the county and receive its approval. In 3773  
the case of an intercounty or state highway, the plans and 3774  
specifications first shall be submitted to the director of 3775  
transportation and receive the director's approval. The board of 3776  
township trustees may widen, straighten, or change the direction 3777  
of any part of a road in connection with the proceedings for its 3778  
improvement. 3779

(B) The board of township trustees may construct, improve, 3780

maintain, or repair the berm of any road under its jurisdiction, 3781  
in order to provide a hard surface or other improved approach to 3782  
rural mail boxes located on public highways. 3783

(C) A board of township trustees, in conformity with the 3784  
manual and uniform system of traffic control devices adopted 3785  
under section 4511.09 of the Revised Code, may erect and 3786  
maintain at intersecting roads, at least one of which is a 3787  
township road, suitable signposts showing the names and numbers 3788  
of the roads. The cost of the signs shall be paid from the 3789  
township road fund. 3790

(D) Subject to division (F) of this section, a board of 3791  
township trustees, in conformity with the manual and uniform 3792  
system of traffic control devices adopted under section 4511.09 3793  
of the Revised Code, may erect and maintain at intersecting 3794  
roads, at least one of which is a township road, suitable 3795  
signposts showing the direction and distance to any nearby 3796  
municipal corporation. The costs of the signs shall be paid from 3797  
the township road fund. 3798

(E) Subject to divisions (F) and (G) of this section, a 3799  
board of township trustees may purchase or lease and erect and 3800  
maintain at intersecting roads, at least one of which is a 3801  
township road, suitable traffic control devices and highway 3802  
traffic ~~control~~-signals. The traffic control devices and highway 3803  
traffic ~~control~~-signals and their placement and maintenance 3804  
shall conform with the manual and specifications adopted under 3805  
section 4511.09 of the Revised Code. In purchasing or leasing 3806  
and erecting and maintaining the traffic control devices and 3807  
highway traffic ~~control~~-signals, the board may expend any moneys 3808  
that are available to it that legally may be expended for that 3809  
purpose. 3810

(F) If one of the intersecting highways as provided in 3811  
divisions (D) and (E) of this section is a state highway, both 3812  
of the following apply: 3813

(1) No signpost showing the direction and distance to any 3814  
nearby municipal corporation shall be placed at or near the 3815  
intersection, and no traffic control device or highway traffic 3816  
~~control~~ signal shall be erected at the intersection, without 3817  
prior permission of the director as required by section 4511.10 3818  
of the Revised Code. 3819

(2) The department of transportation shall maintain any 3820  
highway traffic ~~control~~ signal erected by the board of township 3821  
trustees at that intersection. 3822

(G) If one of the intersecting roads as provided in 3823  
division (E) of this section is a county road, a board of 3824  
township trustees shall not erect a traffic control device or 3825  
highway traffic ~~control~~ signal at the intersection without prior 3826  
permission of the county engineer of the county in which the 3827  
intersection is located. 3828

(H) No contract for the construction or repair of a 3829  
bridge, the entire cost of which construction or repair exceeds 3830  
fifty thousand dollars, shall be entered into by the township 3831  
unless the plans are first approved by the director. 3832

**Section 101.02.** That existing sections 154.01, 717.02, 3833  
4501.01, 4511.01, 4511.031, 4511.09, 4511.091, 4511.092, 3834  
4511.094, 4511.11, 4511.13, 4511.131, 4511.132, 4511.18, 3835  
4511.204, 4511.211, 4511.214, 4511.432, 4511.46, 4511.48, 3836  
4511.512, 4511.61, 4511.62, 4511.64, 4511.65, 4511.68, 4511.701, 3837  
4511.712, 4519.401, 5501.20, 5513.01, 5515.01, 5515.02, 5515.99, 3838  
5517.02, 5517.021, 5525.03, 5525.04, 5525.08, 5525.14, and 3839

5571.01 of the Revised Code are hereby repealed. 3840

**Section 105.01.** That sections 4511.351 and 4511.491 of the 3841  
Revised Code are hereby repealed. 3842

**Section 201.10.** Except as otherwise provided in this act, 3843  
all appropriation items in this act are appropriated out of any 3844  
moneys in the state treasury to the credit of the designated 3845  
fund that are not otherwise appropriated. For all appropriations 3846  
made in this act, the amounts in the first column are for fiscal 3847  
year 2026 and the amounts in the second column are for fiscal 3848  
year 2027. 3849

**Section 203.10.** 3850  
3851

| 1 | 2                                | 3                       | 4            | 5            |
|---|----------------------------------|-------------------------|--------------|--------------|
| A | DOT DEPARTMENT OF TRANSPORTATION |                         |              |              |
| B | Highway Operating Fund Group     |                         |              |              |
| C | 2120 772426                      | Highway Infrastructure  | \$5,750,500  | \$5,750,500  |
|   |                                  | Bank - Federal          |              |              |
| D | 2120 772427                      | Highway Infrastructure  | \$15,099,500 | \$15,099,500 |
|   |                                  | Bank - State            |              |              |
| E | 2130 772431                      | Roadway Infrastructure  | \$3,750,000  | \$3,750,000  |
|   |                                  | Bank - State            |              |              |
| F | 2130 777477                      | Aviation Infrastructure | \$2,400,000  | \$2,400,000  |
|   |                                  | Bank - State            |              |              |
| G | 5XI0 772504                      | Ohio Highway            | \$13,500,000 | \$7,000,000  |
|   |                                  | Transportation Safety   |              |              |

|   |      |        |                                                                  |                 |                 |
|---|------|--------|------------------------------------------------------------------|-----------------|-----------------|
| H | 7002 | 770003 | Transportation Facilities<br>Lease Rental Bond<br>Payments       | \$23,000,000    | \$23,000,000    |
| I | 7002 | 771411 | Planning and Research -<br>State                                 | \$34,583,813    | \$35,352,350    |
| J | 7002 | 771412 | Planning and Research -<br>Federal                               | \$57,095,074    | \$57,095,074    |
| K | 7002 | 772421 | Highway Construction -<br>State                                  | \$1,166,495,043 | \$849,676,092   |
| L | 7002 | 772422 | Highway Construction -<br>Federal                                | \$1,950,000,000 | \$1,950,000,000 |
| M | 7002 | 772424 | Highway Construction -<br>Other                                  | \$83,500,000    | \$83,500,000    |
| N | 7002 | 772437 | Major New State<br>Infrastructure Bond Debt<br>Service - State   | \$18,500,000    | \$18,500,000    |
| O | 7002 | 772438 | Major New State<br>Infrastructure Bond Debt<br>Service - Federal | \$132,500,000   | \$132,500,000   |
| P | 7002 | 773431 | Highway Maintenance -<br>State                                   | \$701,557,065   | \$681,557,065   |
| Q | 7002 | 775452 | Public Transportation -<br>Federal                               | \$63,120,485    | \$63,276,002    |
| R | 7002 | 775454 | Public Transportation -                                          | \$3,570,000     | \$3,570,000     |

|    |      |        |                                        |                                 |
|----|------|--------|----------------------------------------|---------------------------------|
|    |      | Other  |                                        |                                 |
| S  | 7002 | 776462 | Grade Crossings - Federal              | \$14,068,961 \$14,068,961       |
| T  | 7002 | 777472 | Airport Improvements -<br>Federal      | \$405,000 \$405,000             |
| U  | 7002 | 777475 | Aviation Administration                | \$6,973,124 \$7,106,246         |
| V  | 7002 | 779491 | Administration - State                 | \$146,998,425 \$150,213,685     |
| W  |      |        | Highway Operating Fund Group Total     | \$4,442,866,990 \$4,103,820,475 |
| X  |      |        | Dedicated Purpose Fund Group           |                                 |
| Y  | 4N40 | 776664 | Rail Transportation -<br>Other         | \$2,210,047 \$2,237,389         |
| Z  | 5W90 | 777615 | County Airport<br>Maintenance          | \$620,000 \$620,000             |
| AA |      |        | Dedicated Purpose Fund Group Total     | \$2,830,047 \$2,857,389         |
| AB |      |        | Capital Projects Fund Group            |                                 |
| AC | 7042 | 772723 | Highway Construction -<br>Bonds        | \$210,000,000 \$210,000,000     |
| AD | 7045 | 772428 | Highway Infrastructure<br>Bank - Bonds | \$210,000,000 \$210,000,000     |
| AE |      |        | Capital Projects Fund Group Total      | \$420,000,000 \$420,000,000     |
| AF |      |        | TOTAL ALL BUDGET FUND GROUPS           | \$4,865,697,037 \$4,526,677,864 |

**Section 203.20.** TRANSPORTATION FACILITIES LEASE RENTAL 3852  
BOND PAYMENTS 3853

The foregoing appropriation item 770003, Transportation 3854  
Facilities Lease Rental Bond Payments, shall be used to meet all 3855  
payments during the period from July 1, 2025, through June 30, 3856  
2027, pursuant to the leases and agreements for facilities made 3857  
under Chapter 154. of the Revised Code. These appropriations are 3858  
the source of funds pledged for bond service charges on related 3859  
obligations issued under Chapter 154. of the Revised Code. 3860

Should the appropriation in appropriation item 770003, 3861  
Transportation Facilities Lease Rental Bond Payments, exceed the 3862  
associated debt service payments in either fiscal year of the 3863  
biennium ending June 30, 2027, the balance may be transferred to 3864  
appropriation item 772421, Highway Construction - State, 773431, 3865  
Highway Maintenance - State, or 779491, Administration - State, 3866  
upon the written request of the Director of Transportation and 3867  
with the approval of the Director of Budget and Management. The 3868  
transfers are hereby appropriated and shall be reported to the 3869  
Controlling Board. 3870

**Section 203.30.** ROADS FOR DNR, METROPOLITAN PARKS, 3871  
EXPOSITIONS COMMISSION, AND HISTORY CONNECTION 3872

(A) Notwithstanding section 5511.06 of the Revised Code, 3873  
in each fiscal year of the biennium ending June 30, 2027, the 3874  
Director of Transportation shall determine portions of the 3875  
foregoing appropriation item 772421, Highway Construction - 3876  
State, which shall be used for the construction, reconstruction, 3877  
or maintenance of public access roads, including support 3878  
features, to and within state facilities owned or operated by 3879  
the Department of Natural Resources. 3880



(B) Notwithstanding section 5511.06 of the Revised Code, 3881  
of the foregoing appropriation item 772421, Highway Construction 3882  
- State, \$2,562,000 in each fiscal year shall be used for the 3883  
construction, reconstruction, or maintenance of park drives or 3884  
park roads within the boundaries of metropolitan parks. 3885

(C) Notwithstanding section 5511.06 of the Revised Code, 3886  
of the foregoing appropriation item 772421, Highway Construction 3887  
- State, \$500,000 in each fiscal year shall be used for the 3888  
construction, reconstruction, or maintenance of park drives or 3889  
park roads within the boundaries of state parks and wildlife 3890  
areas greater than 10,000 contiguous acres that were purchased 3891  
in a single, or series, of transactions, and \$500,000 in each 3892  
fiscal year shall be used for construction, reconstruction, or 3893  
maintenance of drives and roads leading to such state parks and 3894  
wildlife areas. 3895

(D) The Department of Transportation may use the foregoing 3896  
appropriation item 772421, Highway Construction - State, to 3897  
perform: 3898

(1) Related road work on behalf of the Ohio Expositions 3899  
Commission at the state fairgrounds, including reconstruction or 3900  
maintenance of public access roads and support features to and 3901  
within fairgrounds facilities, as requested by the Commission 3902  
and approved by the Director of Transportation; and 3903

(2) Related road work on behalf of the Ohio History 3904  
Connection, including reconstruction or maintenance of public 3905  
access roads and support features to and within Ohio History 3906  
Connection facilities, as requested by the Ohio History 3907  
Connection and approved by the Director of Transportation. 3908

**Section 203.40. TRANSPORTATION IMPROVEMENT DISTRICTS** 3909

(A) Of the foregoing appropriation item 772421, Highway 3910  
Construction - State, \$4,500,000 in each fiscal year shall be 3911  
made available for distribution by the Director of 3912  
Transportation to Transportation Improvement Districts that have 3913  
facilitated funding for the cost of a project or projects in 3914  
conjunction with and through other governmental agencies. 3915

(B) A Transportation Improvement District shall submit 3916  
requests for project funding to the Director of Transportation 3917  
by a day determined by the Director. The Department shall notify 3918  
the Transportation Improvement District whether the Department 3919  
has approved or disapproved the project funding request within 3920  
ninety days after the day the request was submitted by the 3921  
Transportation Improvement District. 3922

(C) Any funding provided to a Transportation Improvement 3923  
District specified in this section shall not be used for the 3924  
purposes of administrative costs or administrative staffing and 3925  
must be used to fund a specific project or projects within that 3926  
District's area. The total amount of a specific project's cost 3927  
shall not be fully funded by the amount of funds provided under 3928  
this section. The total amount of funding provided for each 3929  
project is limited to \$500,000 per fiscal year. Transportation 3930  
Improvement Districts that are co-sponsoring a specific project 3931  
may individually apply for up to \$500,000 for that project per 3932  
fiscal year. 3933

(D) Funding provided under this section may be used for 3934  
preliminary engineering, detailed design, right-of-way 3935  
acquisition, and construction of the specific project and such 3936  
other project costs that are defined in section 5540.01 of the 3937  
Revised Code and approved by the Director of Transportation. 3938  
Upon receipt of a copy of an invoice for work performed on the 3939

specific project, the Director shall reimburse a Transportation 3940  
Improvement District for the expenditures described above, 3941  
subject to the requirements of this section. 3942

(E) A Transportation Improvement District that is 3943  
requesting funds under this section shall register with the 3944  
Director of Transportation. The Director shall register a 3945  
Transportation Improvement District only if the district has a 3946  
specific, eligible project and may cancel the registration of a 3947  
Transportation Improvement District that is not eligible to 3948  
receive funds under this section. The Director shall not provide 3949  
funds to any Transportation Improvement District under this 3950  
section if the district is not registered. The Director shall 3951  
not register a Transportation Improvement District and may 3952  
cancel the registration of a currently registered Transportation 3953  
Improvement District unless at least one of the following 3954  
applies: 3955

(1) The Transportation Improvement District, by a 3956  
resolution or resolutions, designated a project or program of 3957  
projects and facilitated, including in conjunction with and 3958  
through other governmental agencies, funding for costs of a 3959  
project or program of projects in an aggregate amount of not 3960  
less than \$15,000,000 from the commencement date of the project 3961  
or program of projects. 3962

(2) The Transportation Improvement District has 3963  
designated, by a resolution or resolutions, a project or program 3964  
of projects that has estimated aggregate costs in excess of 3965  
\$10,000,000 and the County Engineer of the county in which the 3966  
Transportation Improvement District is located has attested by a 3967  
sworn affidavit that the costs of the project or program of 3968  
projects exceeds \$10,000,000 and that the Transportation 3969

Improvement District is facilitating a portion of funding for 3970  
that project or program of projects. 3971

(F) For the purposes of this section: 3972

(1) "Project" has the same meaning as in division (C) of 3973  
section 5540.01 of the Revised Code. 3974

(2) "Governmental agency" has the same meaning as in 3975  
division (B) of section 5540.01 of the Revised Code. 3976

(3) "Cost" has the same meaning as in division (D) of 3977  
section 5540.01 of the Revised Code. 3978

**Section 203.43. HIGHWAY CONSTRUCTION - FEDERAL** 3979

Of the foregoing appropriation item 772422, Highway 3980  
Construction - Federal, \$33,000,000 in each fiscal year shall be 3981  
used to support public transportation statewide through the 3982  
Federal Highway Administration (FHWA) flexible funding program. 3983

**Section 203.45. REGIONAL TRANSPORTATION PLANNING** 3984  
**ORGANIZATIONS** 3985

Of the foregoing appropriation item 772422 Highway 3986  
Construction - Federal, \$5,000,000 in each fiscal year shall be 3987  
used by Regional Transportation Planning Organizations to 3988  
conduct a rural transportation planning grant program. 3989

**Section 203.47. BRENT SPENCE BRIDGE CORRIDOR PROJECT** 3990

All spending related to the Brent Spence Bridge Corridor 3991  
Project shall be documented in the Ohio Administrative Knowledge 3992  
System (OAKS) and made visible in the Ohio State and Local 3993  
Government Expenditure Database pursuant to section 113.71 of 3994  
the Revised Code. 3995

**Section 203.49. RAIL SAFETY CROSSING MATCH** 3996

An amount equal to the unexpended, unencumbered balance of 3997  
appropriation item 776505, Rail Safety Crossing Match, at the 3998  
end of fiscal year 2025 is hereby reappropriated for the same 3999  
purpose in fiscal year 2026. 4000

An amount equal to the unexpended, unencumbered balance of 4001  
appropriation item 776505, Rail Safety Crossing Match, at the 4002  
end of fiscal year 2026 is hereby reappropriated for the same 4003  
purpose in fiscal year 2027. 4004

**Section 203.50. BOND ISSUANCE AUTHORIZATION** 4005

The Treasurer of State, upon the request of the Director 4006  
of Transportation, is authorized to issue and sell, in 4007  
accordance with Section 2m of Article VIII, Ohio Constitution, 4008  
and Chapter 151. and particularly sections 151.01 and 151.06 of 4009  
the Revised Code, obligations, including bonds and notes, in the 4010  
aggregate amount of \$238,500,000 in addition to the original 4011  
issuance of obligations authorized by prior acts of the General 4012  
Assembly. 4013

The obligations shall be issued and sold from time to time 4014  
in amounts necessary to provide sufficient moneys to the credit 4015  
of the Highway Capital Improvement Fund (Fund 7042) created by 4016  
section 5528.53 of the Revised Code to pay costs charged to the 4017  
fund when due as estimated by the Director of Transportation, 4018  
provided, however, that not more than \$220,000,000 original 4019  
principal amount of obligations, plus the principal amount of 4020  
obligations that in prior fiscal years could have been, but were 4021  
not, issued within the \$220,000,000 limit, may be issued in any 4022  
fiscal year, and not more than \$1,200,000,000 original principal 4023  
amount of such obligations are outstanding at any one time. 4024

**Section 203.60. APPROPRIATION TRANSFERS, APPROPRIATION** 4025

INCREASES, AND CASH TRANSFERS 4026

(A) TRANSFERS OF HIGHWAY OPERATING FUND APPROPRIATIONS: 4027  
EMERGENCIES, INCLEMENT WEATHER, AND FEDERAL FUNDING CHANGES 4028

The Director of Transportation may request the Controlling 4029  
Board to approve transfers between Highway Operating Fund (Fund 4030  
7002) appropriations for planning and research (appropriation 4031  
items 771411 and 771412), highway construction and debt service 4032  
(appropriation items 772421, 772422, 772424, 772425, 772437, 4033  
772438, 772603, 772604, 772605, and 770003), highway maintenance 4034  
(appropriation item 773431), public transportation - federal 4035  
(appropriation item 775452), rail grade crossings (appropriation 4036  
item 776462), aviation (appropriation item 777475), airport 4037  
improvement (appropriation item 777472), and administration 4038  
(appropriation item 779491). The Director of Transportation may 4039  
not seek requests of appropriation transfers out of debt service 4040  
appropriation items unless the Director determines that the 4041  
appropriated amounts exceed the actual and projected debt 4042  
service requirements. 4043

This transfer request authorization is intended to provide 4044  
for emergency situations or for the purchase of goods and 4045  
services relating to dangerous inclement weather that arise 4046  
during the biennium ending June 30, 2027. It also is intended to 4047  
allow the Department to adjust to circumstances affecting the 4048  
obligation and expenditure of federal funds. 4049

(B) TRANSFERS OF FEDERAL AND LOCAL FUNDED APPROPRIATIONS: 4050  
HIGHWAY, PLANNING, TRANSIT, RAIL, AND AVIATION 4051

The Director of Transportation may request the Controlling 4052  
Board to approve the transfer of appropriations between 4053  
appropriation items 772422, Highway Construction - Federal, 4054

771412, Planning and Research - Federal, 775452, Public 4055  
Transportation - Federal, 775454, Public Transportation - Other, 4056  
776475, Federal Rail Administration, 776462, Grade Crossing - 4057  
Federal, and 777472, Airport Improvements - Federal. 4058

(C) TRANSFERS OF APPROPRIATIONS AND CASH: STATE 4059  
INFRASTRUCTURE BANK 4060

The Director of Transportation may request the Controlling 4061  
Board to approve the transfer of appropriations and cash of the 4062  
Infrastructure Bank funds created in section 5531.09 of the 4063  
Revised Code, including transfers between fiscal years 2026 and 4064  
2027. 4065

The Director of Transportation may request the Controlling 4066  
Board to approve the transfer of appropriations and cash from 4067  
the Highway Operating Fund (Fund 7002) to the Infrastructure 4068  
Bank funds created in section 5531.09 of the Revised Code. The 4069  
Director of Budget and Management may transfer from the 4070  
Infrastructure Bank funds to Fund 7002 up to the amounts 4071  
originally transferred to the Infrastructure Bank funds under 4072  
this section. However, the Director may not make transfers 4073  
between modes or transfers between different funding sources. 4074

(D) TRANSFERS OF APPROPRIATIONS AND CASH: TOLLING FUNDS 4075

The Director of Transportation may request the Controlling 4076  
Board to approve the transfer of appropriations and cash of the 4077  
Ohio Toll Fund and any subaccounts created in section 5531.14 of 4078  
the Revised Code, including transfers between fiscal years 2026 4079  
and 2027. 4080

(E) INCREASING APPROPRIATIONS: STATE FUNDS 4081

In the event that receipts or unexpended balances credited 4082  
to the Highway Operating Fund (Fund 7002) exceed the estimates 4083

upon which the appropriations have been made in this act, upon 4084  
the request of the Director of Transportation, the Controlling 4085  
Board may approve expenditures, in excess of the amounts 4086  
appropriated, from the Highway Operating Fund in the manner 4087  
prescribed in section 131.35 of the Revised Code. The amounts 4088  
approved by the Controlling Board under this division are hereby 4089  
appropriated. 4090

(F) INCREASING APPROPRIATIONS: FEDERAL AND LOCAL FUNDS 4091

In the event that receipts or unexpended balances credited 4092  
to the Highway Operating Fund (Fund 7002) or apportionments or 4093  
allocations made available from the federal and local 4094  
governments exceed the estimates upon which the appropriations 4095  
have been made in this act, upon the request of the Director of 4096  
Transportation, the Controlling Board may approve expenditures, 4097  
in excess of the amounts appropriated, from the Highway 4098  
Operating Fund in the manner prescribed in section 131.35 of the 4099  
Revised Code. The amounts approved by the Controlling Board 4100  
under this division are hereby appropriated. 4101

(G) TRANSFERS OF CASH BETWEEN THE HIGHWAY OPERATING FUND 4102  
AND THE HIGHWAY CAPITAL IMPROVEMENT FUND 4103

Upon the request of the Director of Transportation, the 4104  
Director of Budget and Management may transfer cash from the 4105  
Highway Operating Fund (Fund 7002) to the Highway Capital 4106  
Improvement Fund (Fund 7042) created in section 5528.53 of the 4107  
Revised Code. The Director of Budget and Management may transfer 4108  
cash from Fund 7042 to Fund 7002 up to the amount of cash 4109  
previously transferred to Fund 7042 under this section. 4110

(H) DEPUTY INSPECTOR GENERAL FOR ODOT FUNDING 4111

On July 1 and January 1 of each year in the biennium 4112



ending June 30, 2027, or as soon as possible thereafter, 4113  
respectively, the Director of Budget and Management shall 4114  
transfer \$200,000 cash, for each semiannual period, from the 4115  
Highway Operating Fund (Fund 7002) to the Deputy Inspector 4116  
General for ODOT Fund (Fund 5FA0). 4117

The Inspector General, with the consent of the Director of 4118  
Budget and Management, may request the Controlling Board to 4119  
approve additional transfers of cash and expenditures in excess 4120  
of the amount appropriated under appropriation item 965603, 4121  
Deputy Inspector General for ODOT, if additional amounts are 4122  
necessary. The amounts approved by the Controlling Board are 4123  
hereby appropriated. 4124

(I) LIQUIDATION OF UNFORESEEN LIABILITIES 4125

Any appropriation made from the Highway Operating Fund 4126  
(Fund 7002) not otherwise restricted by law is available to 4127  
liquidate unforeseen liabilities arising from contractual 4128  
agreements of prior years when the prior year encumbrance is 4129  
insufficient. 4130

(J) ELECTRIC VEHICLE EXPENDITURES 4131

The Director of Transportation shall request Controlling 4132  
Board approval for any expenditure of funds received under the 4133  
federal "Infrastructure Investment and Jobs Act," Pub. L. No. 4134  
117-58, that are to be used for the construction or maintenance 4135  
of electric vehicle charging stations. Any such expenditures 4136  
approved by the Controlling Board are hereby appropriated. 4137

**Section 203.65. REAPPROPRIATIONS** 4138

In each year of the biennium ending June 30, 2027, the 4139  
Director of Budget and Management may request the Controlling 4140  
Board to approve the expenditure of any remaining unencumbered 4141

balances of prior years' appropriations to the Ohio Highway 4142  
Transportation Safety Fund (Fund 5XI0), the Highway Operating 4143  
Fund (Fund 7002), the Highway Capital Improvement Fund (Fund 4144  
7042), and the Infrastructure Bank funds created in section 4145  
5531.09 of the Revised Code for the same purpose in the 4146  
following fiscal year. The amounts approved by the Controlling 4147  
Board are hereby reappropriated. 4148

Prior to the Director of Budget and Management's seeking 4149  
approval of the Controlling Board, the Director of 4150  
Transportation shall develop a reappropriation request plan that 4151  
identifies the appropriate fund and appropriation item of the 4152  
reappropriation, and the reappropriation request amount and 4153  
submit the plan to the Director of Budget and Management for 4154  
evaluation. The Director of Budget and Management may request 4155  
additional information necessary for evaluating the 4156  
reappropriation request plan, and the Director of Transportation 4157  
shall provide the requested information to the Director of 4158  
Budget and Management. Based on the information provided by the 4159  
Director of Transportation, the Director of Budget and 4160  
Management shall determine amounts to be reappropriated by fund 4161  
and appropriation item to submit to the Controlling Board for 4162  
its approval. 4163

Any balances of prior years' unencumbered appropriations 4164  
to the Highway Operating Fund (Fund 7002), the Highway Capital 4165  
Improvement Fund (Fund 7042), the Ohio Highway Transportation 4166  
Safety Fund (Fund 5XI0), and the Infrastructure Bank funds 4167  
created in section 5531.09 of the Revised Code for which 4168  
reappropriations are requested and approved are subject to the 4169  
availability of revenue in the funds. 4170

**Section 203.70. MAINTENANCE OF INTERSTATE HIGHWAYS** 4171

The Department of Transportation has the responsibility to 4172  
maintain all interstate highways in the state. The Director of 4173  
Transportation may enter into an agreement with a political 4174  
subdivision to allow the political subdivision to remove snow 4175  
and ice and maintain, repair, improve, or provide lighting upon 4176  
interstate highways that are located within the boundaries of 4177  
the political subdivision, in a manner adequate to meet the 4178  
requirements of federal law. 4179

When agreed in writing by the Director of Transportation 4180  
and the legislative authority of a political subdivision and 4181  
notwithstanding sections 125.01 and 125.11 of the Revised Code, 4182  
the Department of Transportation may reimburse a political 4183  
subdivision for all or any part of the costs, as provided by 4184  
such agreement, incurred by the political subdivision in 4185  
maintaining, repairing, lighting, and removing snow and ice from 4186  
the interstate system. 4187

**Section 203.80. PUBLIC TRANSPORTATION HIGHWAY PURPOSE** 4188  
**GRANTS** 4189

The Director of Transportation may use revenues from the 4190  
state motor vehicle fuel tax to match approved federal grants 4191  
awarded to the Department of Transportation, regional transit 4192  
authorities, or eligible public transportation systems, for 4193  
public transportation highway purposes, or to support local or 4194  
state-funded projects for public transportation highway 4195  
purposes. 4196

Public transportation highway purposes include (1) the 4197  
construction or repair of high-occupancy vehicle traffic lanes, 4198  
(2) the acquisition or construction of park-and-ride facilities, 4199  
(3) the acquisition or construction of public transportation 4200  
vehicle loops, (4) the construction or repair of bridges used by 4201

public transportation vehicles or that are the responsibility of 4202  
a regional transit authority or other public transportation 4203  
system, or (5) other similar construction that is designated as 4204  
an eligible public transportation highway purpose. Motor vehicle 4205  
fuel tax revenues may not be used for operating assistance or 4206  
for the purchase of vehicles, equipment, or maintenance 4207  
facilities. 4208

**Section 203.90. AGREEMENTS WITH FEDERAL AGENCIES FOR** 4209  
**ENVIRONMENTAL REVIEW PURPOSES** 4210

The Director of Transportation may enter into agreements 4211  
as provided in this section with the United States or any 4212  
department or agency of the United States, including, but not 4213  
limited to, the United States Army Corps of Engineers, the 4214  
United States Forest Service, the United States Environmental 4215  
Protection Agency, and the United States Fish and Wildlife 4216  
Service. An agreement entered into pursuant to this section 4217  
shall be solely for the purpose of dedicating staff to the 4218  
expeditious and timely review of environmentally related 4219  
documents submitted by the Director of Transportation, as 4220  
necessary for the approval of federal permits. 4221

The agreements may include provisions for advance payment 4222  
by the Director of Transportation for labor and all other 4223  
identifiable costs of the United States or any department or 4224  
agency of the United States providing the services, as may be 4225  
estimated by the United States, or the department or agency of 4226  
the United States. 4227

The Director shall submit a request to the Controlling 4228  
Board indicating the amount of the agreement, the services to be 4229  
performed by the United States or the department or agency of 4230  
the United States, and the circumstances giving rise to the 4231

agreement. 4232

**Section 207.10.** 4233

4234

1 2 3 4 5

A DEV DEPARTMENT OF DEVELOPMENT

B Dedicated Purpose Fund Group

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

D Dedicated Purpose Fund Group Total \$15,200,000 \$15,200,000

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

**Section 207.20. ROADWORK DEVELOPMENT** 4235

The foregoing appropriation item 195629, Roadwork 4236  
Development, shall be used for road improvements associated with 4237  
economic development opportunities that will retain or attract 4238  
businesses for Ohio, including the construction, reconstruction, 4239  
maintenance, or repair of public roads that provide access to a 4240  
public airport or are located within a public airport. "Road 4241  
improvements" are improvements to public roadway facilities 4242  
located on, or serving or capable of serving, a project site, 4243  
and include the construction, reconstruction, maintenance or 4244  
repair of public roads that provide access to a public airport 4245  
or are located within a public airport. The appropriation item 4246  
may be used in conjunction with any other state funds 4247  
appropriated for infrastructure improvements. 4248

The Director of Budget and Management, pursuant to a plan 4249  
submitted by the Director of Development or as otherwise 4250  
determined by the Director of Budget and Management, shall set a 4251

cash transfer schedule to meet the cash needs of the Roadwork 4252  
Development Fund (Fund 4W00) used by the Department of 4253  
Development, less any other available cash. The Director of 4254  
Budget and Management shall transfer such cash amounts from the 4255  
Highway Operating Fund (Fund 7002) to Fund 4W00 at such times as 4256  
determined by the transfer schedule. 4257

The Director of Transportation, under the direction of the 4258  
Director of Development, shall provide these funds in accordance 4259  
with all guidelines and requirements established for other 4260  
Department of Development programs, including Controlling Board 4261  
review and approval, as well as the requirements for usage of 4262  
motor vehicle fuel tax revenue prescribed in Section 5a of 4263  
Article XII, Ohio Constitution. Should the Department of 4264  
Development require the assistance of the Department of 4265  
Transportation to bring a project to completion, the Department 4266  
of Transportation shall use its authority under Title 55 of the 4267  
Revised Code to provide such assistance and may enter into 4268  
contracts on behalf of the Department of Development. 4269

**Section 209.10.** 4270  
4271

| 1 | 2                            | 3                                                          | 4            | 5            |
|---|------------------------------|------------------------------------------------------------|--------------|--------------|
| A | PWC PUBLIC WORKS COMMISSION  |                                                            |              |              |
| B | Dedicated Purpose Fund Group |                                                            |              |              |
| C | 7052 150402                  | Local Transportation<br>Improvement Program -<br>Operating | \$324,768    | \$330,375    |
| D | 7052 150701                  | Local Transportation                                       | \$62,000,000 | \$67,000,000 |

Improvement Program

|   |                                    |              |              |
|---|------------------------------------|--------------|--------------|
| E | Dedicated Purpose Fund Group Total | \$62,324,768 | \$67,330,375 |
| F | TOTAL ALL BUDGET FUND GROUPS       | \$62,324,768 | \$67,330,375 |

**Section 209.20. REAPPROPRIATIONS** 4272

All capital appropriations from the Local Transportation 4273  
Improvement Program Fund (Fund 7052) in H.B. 23 of the 135th 4274  
General Assembly remaining unencumbered as of June 30, 2025, may 4275  
be reappropriated for use during the period July 1, 2025, 4276  
through June 30, 2026, for the same purpose. 4277

Notwithstanding division (B) of section 127.14 of the 4278  
Revised Code, all capital appropriations and reappropriations 4279  
from the Local Transportation Improvement Program Fund (Fund 4280  
7052) in this act remaining unencumbered as of June 30, 2026, 4281  
are reappropriated for use during the period July 1, 2026, 4282  
through June 30, 2027, for the same purposes, subject to the 4283  
availability of revenue as determined by the Director of the 4284  
Public Works Commission. 4285

**TEMPORARY TRANSFERS** 4286

Notwithstanding section 127.14 of the Revised Code, the 4287  
Director of Budget and Management may transfer cash from the 4288  
Local Transportation Improvement Fund (Fund 7052) to the State 4289  
Capital Improvement Fund (Fund 7038) and the Clean Ohio 4290  
Conservation Fund (Fund 7056). The Director of Budget and 4291  
Management may approve temporary cash transfers if such 4292  
transfers are needed for capital outlays for which notes or 4293  
bonds will be issued. When there is a sufficient cash balance in 4294  
the fund that receives a cash transfer under this section, the 4295

Director of Budget and Management shall transfer cash from that 4296  
fund to Fund 7052 in order to repay Fund 7052 for the amount of 4297  
the temporary cash transfers made under this section. Any 4298  
transfers executed under this section shall be reported to the 4299  
Controlling Board by June 30 of the fiscal year in which the 4300  
transfer occurred. 4301

**Section 501.10. LIMITATION ON USE OF CAPITAL** 4302  
APPROPRIATIONS 4303

The capital appropriations made in this act for buildings 4304  
or structures, including remodeling and renovations, are limited 4305  
to: 4306

(A) Acquisition of real property or interests in real 4307  
property; 4308

(B) Buildings and structures, which includes construction, 4309  
demolition, complete heating and cooling, lighting and lighting 4310  
fixtures, and all necessary utilities, ventilating, plumbing, 4311  
sprinkling, water, and sewer systems, when such systems are 4312  
authorized or necessary; 4313

(C) Architectural, engineering, and professional services 4314  
expenses directly related to the projects; 4315

(D) Machinery that is a part of structures at the time of 4316  
initial acquisition or construction; 4317

(E) Acquisition, development, and deployment of new 4318  
computer systems, including the redevelopment or integration of 4319  
existing and new computer systems, but excluding regular or 4320  
ongoing maintenance or support agreements; 4321

(F) Furniture, fixtures, or equipment that meets all the 4322  
following criteria: 4323



(1) Is essential in bringing the facility up to its 4324  
intended use or is necessary for the functioning of the 4325  
particular facility or project; 4326

(2) Has a unit cost, and not the individual parts of a 4327  
unit, of about \$100 or more; and 4328

(3) Has a useful life of five years or more. 4329

Furniture, fixtures, or equipment that is not an integral 4330  
part of or directly related to the basic purpose or function of 4331  
a project for which moneys are appropriated shall not be paid 4332  
from these appropriations. 4333

**Section 503.10. STATE ARBITRAGE REBATE AUTHORIZATION** 4334

If it is determined that a payment is necessary in the 4335  
amount computed at the time to represent the portion of 4336  
investment income to be rebated or amounts in lieu of or in 4337  
addition to any rebate amount to be paid to the federal 4338  
government in order to maintain the exclusion from gross income 4339  
for federal income tax purposes of interest on those state 4340  
obligations under section 148(f) of the Internal Revenue Code, 4341  
such amount is hereby appropriated from those funds designated 4342  
by or pursuant to the applicable proceedings authorizing the 4343  
issuance of state obligations. 4344

Payments for this purpose shall be approved and vouchered 4345  
by the Office of Budget and Management. 4346

**Section 509.10. AUTHORIZATION FOR TREASURER OF STATE AND** 4347  
**OBM TO EFFECTUATE CERTAIN LEASE RENTAL PAYMENTS** 4348

The Office of Budget and Management shall process payments 4349  
from lease rental payment appropriation items during the period 4350  
from July 1, 2025, to June 30, 2027, pursuant to the lease and 4351

other agreements relating to bonds or notes issued under Section 4352  
2i of Article VIII of the Ohio Constitution and Chapter 154. of 4353  
the Revised Code, and acts of the General Assembly. Payments 4354  
shall be made upon certification by the Treasurer of State of 4355  
the dates and amounts due on those dates. 4356

**Section 509.20. LEASE AND DEBT SERVICE PAYMENTS** 4357

Certain appropriations are in this act for the purpose of 4358  
paying debt service and financing costs on general obligation 4359  
bonds or notes of the state and for the purpose of making lease 4360  
rental and other payments under leases and agreements relating 4361  
to bonds or notes issued under the Ohio Constitution, Revised 4362  
Code, and acts of the General Assembly. If it is determined that 4363  
additional appropriations are necessary for this purpose, such 4364  
amounts are hereby appropriated. 4365

**Section 757.10. MOTOR FUEL TAX DISTRIBUTIONS TO HIGHWAY** 4366  
**OPERATING FUND** 4367

On the last day of each month in the biennium ending June 4368  
30, 2027, before making any of the distributions specified in 4369  
section 5735.051 of the Revised Code but after any transfers to 4370  
the tax refund fund as required by that section and section 4371  
5703.052 of the Revised Code, the Treasurer of State shall 4372  
deposit the first two per cent of the amount of motor fuel tax 4373  
received for the preceding calendar month to the credit of the 4374  
Highway Operating Fund (Fund 7002). 4375

**Section 757.20. MOTOR FUEL DEALER REFUNDS** 4376

Notwithstanding Chapter 5735. of the Revised Code, the 4377  
following apply for the period of July 1, 2025, to June 30, 4378  
2027: 4379

(A) For the discount under section 5735.06 of the Revised 4380

Code, if the monthly report is timely filed and the tax is 4381  
timely paid, one per cent of the total number of gallons of 4382  
motor fuel received by the motor fuel dealer within the state 4383  
during the preceding calendar month, less the total number of 4384  
gallons deducted under divisions (B) (1) (a) and (b) of section 4385  
5735.06 of the Revised Code, less one-half of one per cent of 4386  
the total number of gallons of motor fuel that were sold to a 4387  
retail dealer during the preceding calendar month. 4388

(B) For the semiannual periods ending December 31, 2025, 4389  
June 30, 2026, December 31, 2026, and June 30, 2027, the refund 4390  
provided to retail dealers under section 5735.141 of the Revised 4391  
Code shall be one-half of one per cent of the Ohio motor fuel 4392  
taxes paid on fuel purchased during those semiannual periods. 4393

**Section 757.30. MONTHLY TRANSFERS TO GASOLINE EXCISE TAX 4394**  
FUND 4395

The Director of Budget and Management shall transfer cash 4396  
in equal monthly increments totaling \$179,054,124 in fiscal year 4397  
2026 and in equal monthly increments totaling \$187,584,952 in 4398  
fiscal year 2027 from the Highway Operating Fund (Fund 7002) to 4399  
the Gasoline Excise Tax Fund (Fund 7060). The monthly amounts 4400  
transferred under this section shall be distributed as follows: 4401

(A) 42.86 per cent shall be distributed among the 4402  
municipal corporations within the state under division (A) (2) (b) 4403  
(i) of section 5735.051 of the Revised Code; 4404

(B) 37.14 per cent shall be distributed among the counties 4405  
within the state under division (A) (2) (b) (ii) of section 4406  
5735.051 of the Revised Code; and 4407

(C) 20 per cent shall be distributed among the townships 4408  
within the state under division (A) (2) (b) (iii) of section 4409

5735.051 of the Revised Code. 4410

**Section 801.10.** PROVISIONS OF LAW GENERALLY APPLICABLE TO 4411  
APPROPRIATIONS 4412

Law contained in the main operating appropriations act of 4413  
the 136th General Assembly that is generally applicable to the 4414  
appropriations made in the main operating appropriations act 4415  
also is generally applicable to the appropriations made in this 4416  
act. 4417

**Section 805.10.** SEVERABILITY 4418

The items of law contained in this act, and their 4419  
applications, are severable. If any item of law contained in 4420  
this act, or if any application of any item of law contained in 4421  
this act, is held invalid, the invalidity does not affect other 4422  
items of law contained in this act and their applications that 4423  
can be given effect without the invalid item or application. 4424

**Section 810.10.** An item of law, other than an amending, 4425  
enacting, or repealing clause, that composes the whole or part 4426  
of an uncodified section contained in this act has no effect 4427  
after June 30, 2027, unless its context clearly indicates 4428  
otherwise. 4429

**Section 820.10.** APPROPRIATIONS AND REFERENDUM 4430

In this section, an "appropriation" includes another 4431  
provision of law in this act that relates to the subject of the 4432  
appropriation. 4433

An appropriation of money made in this act is not subject 4434  
to the referendum insofar as a contemplated expenditure 4435  
authorized thereby is wholly to meet a current expense within 4436  
the meaning of Ohio Constitution, Article II, Section 1d and 4437

section 1.471 of the Revised Code. To that extent, the 4438  
appropriation takes effect immediately when this act becomes 4439  
law. Conversely, the appropriation is subject to the referendum 4440  
insofar as a contemplated expenditure authorized thereby is 4441  
wholly or partly not to meet a current expense within the 4442  
meaning of Ohio Constitution, Article II, Section 1d. To that 4443  
extent, the appropriation takes effect on the ninety-first day 4444  
after this act is filed with the Secretary of State. 4445

**Section 820.30. LAWS AND REFERENDUM** 4446

Except as otherwise provided in this act, the amendment, 4447  
enactment, or repeal by this act of a section of law is subject 4448  
to the referendum under Ohio Constitution, Article II, Section 4449  
1c and therefore takes effect on the ninety-first day after this 4450  
act is filed with the Secretary of State or, if a later 4451  
effective date is specified below, on that date. 4452

**Section 830.10.** The General Assembly, applying the 4453  
principle stated in division (B) of section 1.52 of the Revised 4454  
Code that amendments are to be harmonized if reasonably capable 4455  
of simultaneous operation, finds that the following sections, 4456  
presented in this act as composites of the sections as amended 4457  
by the acts indicated, are the resulting versions of the 4458  
sections in effect prior to the effective date of the sections 4459  
as presented in this act: 4460

Section 4511.61 of the Revised Code as amended by both 4461  
H.B. 26 and H.B. 95 of the 132nd General Assembly. 4462

Section 4511.132 of the Revised Code as amended by H.B. 9, 4463  
H.B. 26, H.B. 95, and H.B. 250, all of the 132nd General 4464  
Assembly. 4465