

**As Reported by the Senate Transportation Committee**

**136th General Assembly**

**Regular Session**

**2025-2026**

**Sub. H. B. No. 54**

**Representative Stewart**

**Cosponsors: Representatives Schmidt, Abdullahi, Abrams, Baker, Barhorst, Bird, Brennan, Brent, Brewer, Callender, Claggett, Click, Cockley, Creech, Daniels, Deeter, Demetriou, Denson, Dovilla, Fischer, Fowler Arthur, Ghanbari, Glassburn, Grim, Gross, Hall, D., Hall, T., Hiner, Holmes, Hoops, Humphrey, Jarrells, John, Johnson, Jones, King, Kishman, Klopfenstein, Lampton, Lawson-Rowe, Lear, Lett, Lorenz, Manning, Mathews, A., Mathews, T., McClain, McNally, Miller, J., Miller, K., Miller, M., Mohamed, Mullins, Newman, Peterson, Piccolantonio, Pizzulli, Plummer, Rader, Ray, Ritter, Robb Blasdel, Robinson, Roemer, Rogers, Russo, Salvo, Santucci, Sigrist, Sims, Somani, Stephens, Synenberg, Teska, Thomas, C., Thomas, D., Troy, Upchurch, White, A., White, E., Williams, Willis, Workman, Young**

**Senator Schaffer**

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To amend sections 101.27, 117.12, 154.01, 306.30,	1
306.35, 306.43, 717.02, 1548.061, 2935.03,	2
3503.11, 3704.14, 4501.01, 4503.10, 4503.102,	3
4503.103, 4503.21, 4505.08, 4506.01, 4506.09,	4
4506.11, 4507.01, 4507.061, 4507.13, 4507.21,	5
4507.52, 4508.02, 4511.01, 4511.031, 4511.09,	6
4511.091, 4511.092, 4511.093, 4511.094, 4511.11,	7
4511.13, 4511.131, 4511.132, 4511.18, 4511.204,	8
4511.21, 4511.211, 4511.214, 4511.432, 4511.46,	9
4511.48, 4511.512, 4511.61, 4511.62, 4511.64,	10
4511.65, 4511.68, 4511.701, 4511.712, 4511.76,	11
4513.071, 4513.38, 4513.41, 4517.02, 4517.24,	12
4519.401, 4955.50, 4955.51, 5501.20, 5501.41,	13
5501.441, 5512.07, 5513.01, 5515.01, 5515.02,	14
5515.99, 5517.02, 5517.021, 5521.01, 5525.03,	15
5525.04, 5525.08, 5525.14, 5525.16, 5537.02,	16

5571.01, and 5747.502; to enact sections 117.56, 17  
1548.062, 4503.183, 4503.211, 4505.072, 4511.15, 18  
4511.765, 4923.12, 4955.52, 4955.53, 4955.55, 19  
4955.57, 5501.041, 5501.421, 5515.10, 5517.012, 20  
and 5517.08; and to repeal sections 4506.072, 21  
4507.021, 4507.063, 4507.511, 4511.351, 22  
4511.491, and 5501.60 of the Revised Code and to 23  
amend Sections 200.20, 200.30 as subsequently 24  
amended, 243.10, and 243.20 of H.B. 2 of the 25  
135th General Assembly and Section 755.20 of 26  
H.B. 23 of the 135th General Assembly to make 27  
appropriations for programs related to 28  
transportation for the biennium beginning July 29  
1, 2025, and ending June 30, 2027, and to 30  
provide authorization and conditions for the 31  
operation of those programs. 32

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

**Section 101.01.** That sections 101.27, 117.12, 154.01, 33  
306.30, 306.35, 306.43, 717.02, 1548.061, 2935.03, 3503.11, 34  
3704.14, 4501.01, 4503.10, 4503.102, 4503.103, 4503.21, 4505.08, 35  
4506.01, 4506.09, 4506.11, 4507.01, 4507.061, 4507.13, 4507.21, 36  
4507.52, 4508.02, 4511.01, 4511.031, 4511.09, 4511.091, 37  
4511.092, 4511.093, 4511.094, 4511.11, 4511.13, 4511.131, 38  
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4511.432, 4511.46, 4511.48, 4511.512, 4511.61, 4511.62, 4511.64, 40  
4511.65, 4511.68, 4511.701, 4511.712, 4511.76, 4513.071, 41  
4513.38, 4513.41, 4517.02, 4517.24, 4519.401, 4955.50, 4955.51, 42  
5501.20, 5501.41, 5501.441, 5512.07, 5513.01, 5515.01, 5515.02, 43

5515.99, 5517.02, 5517.021, 5521.01, 5525.03, 5525.04, 5525.08, 44  
5525.14, 5525.16, 5537.02, 5571.01, and 5747.502 be amended and 45  
sections 117.56, 1548.062, 4503.183, 4503.211, 4505.072, 46  
4511.15, 4511.765, 4923.12, 4955.52, 4955.53, 4955.55, 4955.57, 47  
5501.041, 5501.421, 5515.10, 5517.012, and 5517.08 of the 48  
Revised Code be enacted to read as follows: 49

**Sec. 101.27.** (A) (1) Every member of the senate, except the 50  
members elected president, president pro tempore, assistant 51  
president pro tempore, majority whip, minority leader, assistant 52  
minority leader, minority whip, and assistant minority whip, 53  
shall receive as compensation a salary of sixty-three thousand 54  
seven dollars a year during the senator's term of office. Every 55  
member of the house of representatives, except the members 56  
elected speaker, speaker pro tempore, assistant speaker pro 57  
tempore, majority floor leader, assistant majority floor leader, 58  
majority whip, ~~assistant majority whip~~, minority leader, 59  
assistant minority leader, minority whip, and assistant minority 60  
whip, shall receive as compensation a salary of sixty-three 61  
thousand seven dollars a year during the representative's term 62  
of office. Such salaries shall be paid in equal monthly 63  
installments during such term. All monthly payments shall be 64  
made on or before the fifth day of each month. Upon the death of 65  
any member of the general assembly during the member's term of 66  
office, any unpaid salary due such member for the remainder of 67  
the member's term shall be paid to the member's surviving 68  
spouse, children, mother, or father, in the order in which the 69  
relationship is set forth in this section in monthly 70  
installments. 71

(2) Each member shall receive a travel reimbursement per 72  
mile each way, at the same mileage rate allowed for the 73  
reimbursement of travel expenses of state agents as provided by 74

rule of the director of budget and management pursuant to 75  
division (B) of section 126.31 of the Revised Code, for mileage 76  
not more than once a week during the session for travel incurred 77  
by a member from and to the member's place of residence, by the 78  
most direct highway route of public travel to and from the seat 79  
of government, to be paid quarterly on the last day of March, 80  
June, September, and December of each year. 81

(3) The member of the senate elected president and the 82  
member of the house of representatives elected speaker shall 83  
each receive as compensation a salary of ninety-eight thousand 84  
two hundred fourteen dollars a year during the president's or 85  
speaker's term of office. 86

The member of the senate elected president pro tempore, 87  
the member of the senate elected minority leader, the member of 88  
the house of representatives elected speaker pro tempore, and 89  
the member of the house of representatives elected minority 90  
leader shall each receive as compensation a salary of eighty- 91  
nine thousand six hundred twelve dollars a year during the 92  
member's term of office. 93

The member of the house of representatives elected 94  
majority floor leader and the member of the senate elected 95  
assistant president pro tempore shall each receive as 96  
compensation a salary of eighty-four thousand four hundred ten 97  
dollars a year during the member's term of office. 98

The member of the senate elected assistant minority leader 99  
and the member of the house of representatives elected assistant 100  
minority leader shall each receive as compensation a salary of 101  
eighty-one thousand eight hundred fifteen dollars a year during 102  
the member's term of office. 103

The member of the senate elected majority whip and the 104  
member of the house of representatives elected assistant 105  
majority floor leader shall each receive a salary of seventy- 106  
nine thousand two hundred sixteen dollars a year during the 107  
member's term of office. 108

The member of the senate elected minority whip, the member 109  
or members of the house of representatives elected majority 110  
whip, and the member of the house of representatives elected 111  
minority whip shall each receive as compensation a salary of 112  
seventy-four thousand twenty dollars a year during the member's 113  
term of office. 114

~~The member of the house of representatives elected~~ 115  
~~assistant majority whip shall receive as compensation a salary~~ 116  
~~of sixty-eight thousand eight hundred twenty-two dollars a year~~ 117  
~~during the member's term of office.~~ 118

The member of the house of representatives elected 119  
assistant minority whip and the member of the senate elected 120  
assistant minority whip shall each receive a salary of sixty- 121  
five thousand nine hundred sixteen dollars a year during the 122  
member's term of office. 123

(4) The member of the house of representatives elected 124  
assistant speaker pro tempore shall receive a salary of ninety- 125  
nine thousand nine hundred three dollars and ninety cents a year 126  
during the member's term of office. 127

(5) The chairperson of the finance committee of each house 128  
shall receive an additional sum of thirteen thousand five 129  
hundred dollars annually. The chairperson of each standing 130  
committee of each house other than the finance committee shall 131  
receive an additional sum of nine thousand dollars annually. The 132

chairperson of each standing subcommittee of a finance committee 133  
shall receive an additional sum of nine thousand dollars 134  
annually. The vice-chairperson of the finance committee of each 135  
house shall receive an additional sum of seven thousand five 136  
hundred dollars annually. The ranking minority member of the 137  
finance committee of each house shall receive an additional sum 138  
of nine thousand dollars annually. The ranking minority member 139  
of each standing subcommittee of a finance committee shall 140  
receive an additional sum of six thousand seven hundred fifty 141  
dollars annually. The chairperson of each standing subcommittee 142  
of each house other than a standing subcommittee of the finance 143  
committee shall receive an additional sum of six thousand seven 144  
hundred fifty dollars annually. The vice-chairperson and ranking 145  
minority member of each standing committee of each house other 146  
than the finance committee shall each receive an additional sum 147  
of six thousand seven hundred fifty dollars annually. Except for 148  
the ranking minority member of each standing subcommittee of a 149  
finance committee, the ranking minority member of each standing 150  
subcommittee of each house shall receive an additional sum of 151  
three thousand two hundred fifty dollars annually. 152

No member may receive more than one additional sum for 153  
serving as chairperson, vice-chairperson, or ranking minority 154  
member of a standing committee or standing subcommittee, 155  
regardless of the number of standing committees or standing 156  
subcommittees on which the member serves as chairperson, vice- 157  
chairperson, or ranking minority member. 158

~~(5)~~ (6) If a member is absent without leave, or is not 159  
excused on the member's return, there shall be deducted from the 160  
member's compensation twenty dollars for each day's absence. 161

(B) (1) The salary amounts under divisions (A) (1) and (3) 162

of this section are for calendar year 2019. The salary amount 163  
under division (A) (4) of this section is for calendar year 2025. 164

(2) Each calendar year from 2020 through 2028, the salary 165  
amounts under divisions (A) (1) and (3) of this section, and each 166  
calendar year from 2026 through 2028 the salary amount under 167  
division (A) (4) of this section, shall be increased as follows: 168

(a) In calendar year 2020, by four per cent; 169

(b) In calendar year 2021, by three per cent; 170

(c) In calendar year 2022, by one and three-quarters per 171  
cent; 172

(d) In calendar year 2023, by one and three-quarters per 173  
cent; 174

(e) In calendar year 2024, by one and three-quarters per 175  
cent; 176

(f) In calendar year 2025, by one and three-quarters per 177  
cent; 178

(g) In calendar year 2026, by one and three-quarters per 179  
cent; 180

(h) In calendar year 2027, by one and three-quarters per 181  
cent; 182

(i) In calendar year 2028, by one and three-quarters per 183  
cent. 184

(C) As used in this section, "finance committee" means the 185  
finance committee of the senate and the finance committee of the 186  
house of representatives. 187

**Sec. 117.12.** (A) Any certified public accountant engaged 188  
to perform an audit pursuant to division (C) of section 117.11 189

or section 117.56 of the Revised Code shall conduct the audit 190  
pursuant to the standards, procedures, and guidelines of the 191  
auditor of state for such audits. The auditor of state shall 192  
establish these standards, procedures, and guidelines by rule. 193  
The audit shall cover the period beginning with the termination 194  
date of the most recent audit conducted under this section or 195  
under section 117.11 of the Revised Code, and ending on the date 196  
specified by the auditor of state. The accountant shall inquire 197  
into the methods, accuracy, and legality of the accounts, 198  
records, files, and reports of the public office and shall note 199  
whether, in the accountant's opinion, the laws, rules, 200  
ordinances, and orders pertaining to the public office have been 201  
complied with. 202

(B) The certified public accountant shall have no 203  
authority to make formal findings of illegality, malfeasance, or 204  
gross neglect under this section or section 117.23 of the 205  
Revised Code. 206

**Sec. 117.56.** During the course of an audit, including a 207  
performance audit, of the department of transportation, the 208  
auditor of state, and any independent accountants or consultants 209  
necessary to carry out the statutory responsibilities of the 210  
auditor of state, may access any system the department uses or 211  
maintains. The director of transportation and employees of the 212  
department shall assist the auditor of state with accessing the 213  
department's systems. The auditor of state, and independent 214  
accountants and consultants retained by the auditor of state, 215  
shall comply with all state and federal privacy and 216  
confidentiality laws that apply to the content of the systems 217  
the auditor of state accesses. 218

**Sec. 154.01.** As used in this chapter: 219



(A) "Commission" means the Ohio public facilities	220
commission created in section 151.02 of the Revised Code.	221
(B) "Obligations" means bonds, notes, or other evidences	222
of obligation, including interest coupons pertaining thereto,	223
issued pursuant to Chapter 154. of the Revised Code.	224
(C) "Bond proceedings" means the order or orders,	225
resolution or resolutions, trust agreement, indenture, lease,	226
and other agreements, amendments and supplements to the	227
foregoing, or any combination thereof, authorizing or providing	228
for the terms and conditions applicable to, or providing for the	229
security of, obligations issued pursuant to Chapter 154. of the	230
Revised Code, and the provisions contained in such obligations.	231
(D) "State agencies" means the state of Ohio and officers,	232
boards, commissions, departments, divisions, or other units or	233
agencies of the state.	234
(E) "Governmental agency" means state agencies, state	235
supported and assisted institutions of higher education,	236
municipal corporations, counties, townships, school districts,	237
and any other political subdivision or special district in this	238
state established pursuant to law, and, except where otherwise	239
indicated, also means the United States or any department,	240
division, or agency thereof, and any agency, commission, or	241
authority established pursuant to an interstate compact or	242
agreement.	243
(F) "Institutions of higher education" and "state	244
supported or state assisted institutions of higher education"	245
means the state universities identified in section 3345.011 of	246
the Revised Code, the northeast Ohio medical university, state	247
universities or colleges at any time created, community college	248

districts, university branch districts, and technical college 249  
districts at any time established or operating under Chapter 250  
3354., 3355., or 3357. of the Revised Code, and other 251  
institutions for education, including technical education, 252  
beyond the high school, receiving state support or assistance 253  
for their expenses of operation. 254

(G) "Governing body" means: 255

(1) In the case of institutions of higher education, the 256  
board of trustees, board of directors, commission, or other body 257  
vested by law with the general management, conduct, and control 258  
of one or more institutions of higher education; 259

(2) In the case of a county, the board of county 260  
commissioners or other legislative body; in the case of a 261  
municipal corporation, the council or other legislative body; in 262  
the case of a township, the board of township trustees; in the 263  
case of a school district, the board of education; 264

(3) In the case of any other governmental agency, the 265  
officer, board, commission, authority or other body having the 266  
general management thereof or having jurisdiction or authority 267  
in the particular circumstances. 268

(H) "Person" means any person, firm, partnership, 269  
association, or corporation. 270

(I) "Bond service charges" means principal, including 271  
mandatory sinking fund requirements for retirement of 272  
obligations, and interest, and redemption premium, if any, 273  
required to be paid by the state on obligations. If not 274  
prohibited by the applicable bond proceedings, bond service 275  
charges may include costs relating to credit enhancement 276  
facilities that are related to and represent, or are intended to 277

provide a source of payment of or limitation on, other bond 278  
service charges. 279

(J) "Capital facilities" means buildings, structures, and 280  
other improvements, and equipment, real estate, and interests in 281  
real estate therefor, within the state, and any one, part of, or 282  
combination of the foregoing, to serve the general purposes for 283  
which the issuing authority is authorized to issue obligations 284  
pursuant to Chapter 154. of the Revised Code, including, but not 285  
limited to, highways, drives, roadways, parking facilities, 286  
walks, lighting, machinery, furnishings, utilities, landscaping, 287  
wharves, docks, piers, reservoirs, dams, tunnels, bridges, 288  
retaining walls, riprap, culverts, ditches, channels, 289  
watercourses, retention basins, standpipes and water storage 290  
facilities, waste treatment and disposal facilities, heating, 291  
air conditioning and communications facilities, inns, lodges, 292  
cabins, camping sites, golf courses, boat and bathing 293  
facilities, athletic and recreational facilities, and site 294  
improvements. 295

(K) "Costs of capital facilities" means the costs of 296  
acquiring, constructing, reconstructing, rehabilitating, 297  
remodeling, renovating, enlarging, improving, equipping, or 298  
furnishing capital facilities, and the financing thereof, 299  
including the cost of clearance and preparation of the site and 300  
of any land to be used in connection with capital facilities, 301  
the cost of any indemnity and surety bonds and premiums on 302  
insurance, all related direct administrative expenses and 303  
allocable portions of direct costs of the commission or issuing 304  
authority and department of administrative services, or other 305  
designees of the commission under section 154.17 of the Revised 306  
Code, cost of engineering and architectural services, designs, 307  
plans, specifications, surveys, and estimates of cost, legal 308

fees, fees and expenses of trustees, depositories, and paying 309  
agents for the obligations, cost of issuance of the obligations 310  
and financing charges and fees and expenses of financial 311  
advisers and consultants in connection therewith, interest on 312  
obligations, including but not limited to, interest from the 313  
date of their issuance to the time when interest is to be 314  
covered from sources other than proceeds of obligations, amounts 315  
necessary to establish reserves as required by the bond 316  
proceedings, costs of audits, the reimbursement of all moneys 317  
advanced or applied by or borrowed from any governmental agency, 318  
whether to or by the commission or others, from whatever source 319  
provided, for the payment of any item or items of cost of the 320  
capital facilities, any share of the cost undertaken by the 321  
commission pursuant to arrangements made with governmental 322  
agencies under division (H) of section 154.06 of the Revised 323  
Code, and all other expenses necessary or incident to planning 324  
or determining feasibility or practicability with respect to 325  
capital facilities, and such other expenses as may be necessary 326  
or incident to the acquisition, construction, reconstruction, 327  
rehabilitation, remodeling, renovation, enlargement, 328  
improvement, equipment, and furnishing of capital facilities, 329  
the financing thereof and the placing of the same in use and 330  
operation, including any one, part of, or combination of such 331  
classes of costs and expenses. 332

(L) "Public service facilities" means inns, lodges, 333  
hotels, cabins, camping sites, scenic trails, picnic sites, 334  
restaurants, commissaries, golf courses, boating and bathing 335  
facilities and other similar facilities in state parks. 336

(M) "State parks" means: 337

(1) State reservoirs described and identified in section 338

1546.11 of the Revised Code; 339

(2) All lands or interests therein of the state identified 340  
as administered by the division of parks and watercraft in the 341  
"inventory of state owned lands administered by the department 342  
of natural resources as of June 1, 1963," as recorded in the 343  
journal of the director, which inventory was prepared by the 344  
real estate section of the department and is supported by maps 345  
now on file in said real estate section; 346

(3) All lands or interests in lands of the state 347  
designated after June 1, 1963, as state parks in the journal of 348  
the director with the approval of the director of natural 349  
resources. 350

State parks do not include any lands or interest in lands 351  
of the state administered jointly by two or more divisions of 352  
the department of natural resources. The designation of lands as 353  
state parks under divisions (M) (1) to (3) of this section is 354  
conclusive and such lands shall be under the control of and 355  
administered by the division of parks and watercraft. No order 356  
or proceeding designating lands as state parks or park purchase 357  
areas is subject to any appeal or review by any officer, board, 358  
commission, or court. 359

(N) "Bond service fund" means the applicable fund created 360  
for and pledged to the payment of bond service charges under 361  
section 154.20, 154.21, 154.22, or 154.23 of the Revised Code, 362  
including all moneys and investments, and earnings from 363  
investments, credited and to be credited thereto. 364

(O) "Improvement fund" means the applicable fund created 365  
for the payment of costs of capital facilities under section 366  
123.201, 154.20, 154.21, or 154.22 of the Revised Code, 367

including all moneys and investments, and earnings from 368  
investments, credited and to be credited thereto. 369

(P) "Special funds" or "funds" means, except where the 370  
context does not permit, the bond service funds, the 371  
improvements funds, and any other funds for similar or different 372  
purposes created under bond proceedings, including all moneys 373  
and investments, and earnings from investments, credited and to 374  
be credited thereto. 375

(Q) "Year" unless the context indicates a different 376  
meaning or intent, means a calendar year beginning on the first 377  
day of January and ending on the thirty-first day of December. 378

(R) "Fiscal year" means the period of twelve months 379  
beginning on the first day of July and ending on the thirtieth 380  
day of June. 381

(S) "Issuing authority" means the treasurer of state or 382  
the officer or employee who by law performs the functions of 383  
that office. 384

(T) "Credit enhancement facilities" has the same meaning 385  
as in section 133.01 of the Revised Code. 386

(U) "Ohio cultural facility" and "Ohio sports facility" 387  
have the same meanings as in section 123.28 of the Revised Code. 388

**Sec. 306.30.** ~~As~~ (A) Except as provided in division (B) of 389  
this section and as used in sections 306.30 to 306.53, 390  
~~inclusive,~~ of the Revised Code, "transit facility" means any: 391

~~(A)~~ (1) Street railway, motor bus, tramline, subway, 392  
monorail, rapid transit vehicle, aeroplane, helicopter, ferry, 393  
or other ground or water transportation system having as its 394  
primary purpose the regularly scheduled mass movement of 395

passengers—between locations within the territorial boundaries 396  
of a regional transit authority, including all ~~right-of-~~ 397  
~~way~~rights-of-way, —power lines, rolling stock, equipment, 398  
machinery, terminals, buildings, administration and maintenance 399  
and repair facilities, and supporting parking facilities, and 400  
franchise rights attendant thereto, but excluding therefrom 401  
trucks and facilities designed for use in the movement of 402  
property by truck; 403

~~(B)~~ (2) Docks, wharves, warehouses, piers, and other port, 404  
terminal, or transportation facilities and marinas; 405

~~(C)~~ (3) Facilities used, available for use, or designed for 406  
use to aid in the safe taking off or landing of aircraft, for 407  
the safety, storage, and maintenance of aircraft, for the 408  
comfort and accommodation of users of air transportation, 409  
including persons, property, and mail, or for the safe and 410  
efficient operation and maintenance of an airport; and buildings 411  
and facilities as are reasonably necessary for the comfort and 412  
accommodation of the users of transit facilities; or 413

~~(D)~~ (4) Any combination of the foregoing. 414

(B) In a county with a population between one million two 415  
hundred thousand and one million three hundred thousand 416  
according the most recent federal decennial census, as used in 417  
sections 306.30 to 306.53 of the Revised Code, "transit 418  
facility" means any: 419

(1) Street railway, motor bus, tramline, subway, monorail, 420  
paratransit vehicle, rapid transit vehicle, railcar, aeroplane, 421  
helicopter, ferry, or other ground or water transportation 422  
system having as its primary purpose either the regularly 423  
scheduled mass movement of passengers or the corresponding 424

paratransit service between locations within the territorial 425  
boundaries of a regional transit authority, including all 426  
rights-of-way, routes, transit zones, bus lanes, bus layover 427  
areas, bus loops, transit centers, bus shelters, bus stops, rail 428  
stations, rail lines, power lines, rolling stock, equipment, 429  
machinery, terminals, buildings, administration and maintenance 430  
and repair facilities, vehicles for maintenance and support, and 431  
supporting parking facilities, and franchise rights attendant 432  
thereto, but excluding therefrom trucks and facilities designed 433  
for use in the movement of property by truck; 434

(2) Docks, wharves, warehouses, piers, and other port, 435  
terminal, or transportation facilities and marinas; 436

(3) Facilities used, available for use, or designed for 437  
use to aid in the safe taking off or landing of aircraft, for 438  
the safety, storage, and maintenance of aircraft, for the 439  
comfort and accommodation of users of air transportation, 440  
including persons, property, and mail, or for the safe and 441  
efficient operation and maintenance of an airport; and buildings 442  
and facilities as are reasonably necessary for the comfort and 443  
accommodation of the users of transit facilities; 444

(4) Any combination of the foregoing. 445

**Sec. 306.35.** Upon the creation of a regional transit 446  
authority as provided by section 306.32 of the Revised Code, and 447  
upon the qualifying of its board of trustees and the election of 448  
a president and a vice-president, the authority shall exercise 449  
in its own name all the rights, powers, and duties vested in and 450  
conferred upon it by sections 306.30 to 306.53 of the Revised 451  
Code. Subject to any reservations, limitations, and 452  
qualifications that are set forth in those sections, the 453  
regional transit authority: 454



(A) May sue or be sued in its corporate name; 455

(B) May make contracts in the exercise of the rights, 456  
powers, and duties conferred upon it; 457

(C) May adopt and at will alter a seal and use such seal 458  
by causing it to be impressed, affixed, reproduced, or otherwise 459  
used, but failure to affix the seal shall not affect the 460  
validity of any instrument; 461

(D) (1) May adopt, amend, and repeal bylaws for the 462  
administration of its affairs and rules for the control of the 463  
administration and operation of transit facilities under its 464  
jurisdiction, and for the exercise of all of its rights of 465  
ownership in those transit facilities; 466

(2) The regional transit authority also may adopt bylaws 467  
and rules for the following purposes: 468

(a) To prohibit selling, giving away, or using any beer or 469  
intoxicating liquor on transit vehicles or transit property; 470

(b) For the preservation of good order within or on 471  
transit vehicles or transit property; 472

(c) To provide for the protection and preservation of all 473  
property and life within or on transit vehicles or transit 474  
property; 475

(d) To regulate and enforce the collection of fares. 476

(3) Before a bylaw or rule adopted under division (D) (2) 477  
of this section takes effect, the regional transit authority 478  
shall provide for a notice of its adoption to be published once 479  
a week for two consecutive weeks in a newspaper of general 480  
circulation within the territorial boundaries of the regional 481  
transit authority, or as provided in section 7.16 of the Revised 482

Code. 483

(4) No person shall violate any bylaw or rule of a 484  
regional transit authority adopted under division (D) (2) of this 485  
section. 486

(E) May fix, alter, and collect fares, rates, and rentals 487  
and other charges for the use of transit facilities under its 488  
jurisdiction to be determined exclusively by it for the purpose 489  
of providing for the payment of the expenses of the regional 490  
transit authority, the acquisition, construction, improvement, 491  
extension, repair, maintenance, and operation of transit 492  
facilities under its jurisdiction, the payment of principal and 493  
interest on its obligations, and to fulfill the terms of any 494  
agreements made with purchasers or holders of any such 495  
obligations, or with any person or political subdivision; 496

(F) Shall have jurisdiction, control, possession, and 497  
supervision of all property, rights, easements, licenses, 498  
moneys, contracts, accounts, liens, books, records, maps, or 499  
other property rights and interests conveyed, delivered, 500  
transferred, or assigned to it; 501

(G) (1) Except as provided in division (G) (2) of this 502  
section, may acquire, construct, improve, extend, repair, lease, 503  
operate, maintain, or manage transit facilities within or 504  
without its territorial boundaries, considered necessary to 505  
accomplish the purposes of its organization and make charges for 506  
the use of transit facilities. 507

(2) Beginning on July 1, 2011, a regional transit 508  
authority shall not extend its service or facilities into a 509  
political subdivision outside the territorial boundaries of the 510  
authority without giving prior notice to the legislative 511

authority of the political subdivision. The legislative 512  
authority shall have thirty days after receiving the notice to 513  
comment on the proposal. 514

(H) May levy and collect taxes as provided in sections 515  
306.40 and 306.49 of the Revised Code; 516

(I) May issue bonds secured by its general credit as 517  
provided in section 306.40 of the Revised Code; 518

(J) May hold, encumber, control, acquire by donation, by 519  
purchase for cash or by installment payments, by lease-purchase 520  
agreement, by lease with option to purchase, by borrowing from 521  
any federal, state, or other governmental or private source, or 522  
by condemnation, and may construct, own, lease as lessee or 523  
lessor, use, and sell, real and personal property, or any 524  
interest or right in real and personal property, within or 525  
without its territorial boundaries, for the location or 526  
protection of transit facilities and improvements and access to 527  
transit facilities and improvements, the relocation of 528  
buildings, structures, and improvements situated on lands 529  
acquired by the regional transit authority, or for any other 530  
necessary purpose, or for obtaining or storing materials to be 531  
used in constructing, maintaining, and improving transit 532  
facilities under its jurisdiction; 533

(K) May exercise the power of eminent domain to acquire 534  
property or any interest in property, within or without its 535  
territorial boundaries, that is necessary or proper for the 536  
construction or efficient operation of any transit facility or 537  
access to any transit facility under its jurisdiction in 538  
accordance with section 306.36 of the Revised Code; 539

(L) May provide by agreement with any county, including 540

the counties within its territorial boundaries, or any municipal 541  
corporation or any combination of counties or municipal 542  
corporations for the making of necessary surveys, appraisals, 543  
and examinations preliminary to the acquisition or construction 544  
of any transit facility and the amount of the expense for the 545  
surveys, appraisals, and examinations to be paid by each such 546  
county or municipal corporation; 547

(M) May provide by agreement with any county, including 548  
the counties within its territorial boundaries, or any municipal 549  
corporation or any combination of those counties or municipal 550  
corporations for the acquisition, construction, improvement, 551  
extension, maintenance, or operation of any transit facility 552  
owned or to be owned and operated by it or owned or to be owned 553  
and operated by any such county or municipal corporation and the 554  
terms on which it shall be acquired, leased, constructed, 555  
maintained, or operated, and the amount of the cost and expense 556  
of the acquisition, lease, construction, maintenance, or 557  
operation to be paid by each such county or municipal 558  
corporation; 559

(N) May issue revenue bonds for the purpose of acquiring, 560  
replacing, improving, extending, enlarging, or constructing any 561  
facility or permanent improvement that it is authorized to 562  
acquire, replace, improve, extend, enlarge, or construct, 563  
including all costs in connection with and incidental to the 564  
acquisition, replacement, improvement, extension, enlargement, 565  
or construction, and their financing, as provided by section 566  
306.37 of the Revised Code; 567

(O) May enter into and supervise franchise agreements for 568  
the operation of a transit system; 569

(P) May accept the assignment of and supervise an existing 570

franchise agreement for the operation of a transit system; 571

(Q) May exercise a right to purchase a transit system in 572  
accordance with the acquisition terms of an existing franchise 573  
agreement; and in connection with the purchase the regional 574  
transit authority may issue revenue bonds as provided by section 575  
306.37 of the Revised Code or issue bonds secured by its general 576  
credit as provided in section 306.40 of the Revised Code; 577

(R) May apply for and accept grants or loans from the 578  
United States, the state, or any other public or any private 579  
source for the purpose of providing for the development or 580  
improvement of transit facilities, mass transportation 581  
facilities, equipment, techniques, methods, or services, and 582  
grants or loans needed to exercise a right to purchase a transit 583  
system pursuant to agreement with the owner of those transit 584  
facilities, or for providing lawful financial assistance to 585  
existing transit systems; and may provide any consideration that 586  
may be required in order to obtain those grants or loans from 587  
the United States, the state, or other public or private source, 588  
either of which grants or loans may be evidenced by the issuance 589  
of revenue bonds as provided by section 306.37 of the Revised 590  
Code or general obligation bonds as provided by section 306.40 591  
of the Revised Code; 592

(S) May employ and fix the compensation of consulting 593  
engineers, superintendents, managers, and such other 594  
engineering, construction, accounting and financial experts, 595  
attorneys, and other employees and agents necessary for the 596  
accomplishment of its purposes; 597

(T) May procure insurance against loss to it by reason of 598  
damages to its properties resulting from fire, theft, accident, 599  
or other casualties or by reason of its liability for any 600

damages to persons or property occurring in the construction or 601  
operation of transit facilities under its jurisdiction or the 602  
conduct of its activities; 603

(U) May maintain funds that it considers necessary for the 604  
efficient performance of its duties; 605

(V) May direct its agents or employees, when properly 606  
identified in writing, after at least five days' written notice, 607  
to enter upon lands within or without its territorial boundaries 608  
in order to make surveys and examinations preliminary to the 609  
location and construction of transit facilities, without 610  
liability to it or its agents or employees except for actual 611  
damage done; 612

(W) On its own motion, may request the appropriate zoning 613  
board, as defined in section 4563.03 of the Revised Code, to 614  
establish and enforce zoning regulations pertaining to any 615  
transit facility under its jurisdiction in the manner prescribed 616  
by sections 4563.01 to 4563.21 of the Revised Code; 617

(X) If it acquires any existing transit system, shall 618  
assume all the employer's obligations under any existing labor 619  
contract between the employees and management of the system. If 620  
the board acquires, constructs, controls, or operates any such 621  
facilities, it shall negotiate arrangements to protect the 622  
interests of employees affected by the acquisition, 623  
construction, control, or operation. The arrangements shall 624  
include, but are not limited to: 625

(1) The preservation of rights, privileges, and benefits 626  
under existing collective bargaining agreements or otherwise, 627  
the preservation of rights and benefits under any existing 628  
pension plans covering prior service, and continued 629

participation in social security in addition to participation in 630  
the public employees retirement system as required in Chapter 631  
145. of the Revised Code; 632

(2) The continuation of collective bargaining rights; 633

(3) The protection of individual employees against a 634  
worsening of their positions with respect to their employment; 635

(4) Assurances of employment to employees of those transit 636  
systems and priority reemployment of employees terminated or 637  
laid off; 638

(5) Paid training or retraining programs; 639

(6) Signed written labor agreements. 640

The arrangements may include provisions for the submission 641  
of labor disputes to final and binding arbitration. 642

(Y) May provide for and maintain security operations, 643  
including a transit police department, subject to section 644  
306.352 of the Revised Code. Regional transit authority police 645  
officers shall have the power and duty to act as peace officers 646  
within transit facilities owned, operated, or leased by the 647  
transit authority to protect the transit authority's property 648  
and the person and property of passengers, to preserve the 649  
peace, and to enforce all laws of the state and ordinances and 650  
regulations of political subdivisions in which the transit 651  
authority operates. Regional transit authority police officers 652  
also shall have the power and duty to act as peace officers when 653  
they render emergency assistance outside their jurisdiction to 654  
any other peace officer who is not a regional transit authority 655  
police officer and who has arrest authority under section 656  
2935.03 of the Revised Code. Regional transit authority police 657  
officers may render emergency assistance if there is a threat of 658

imminent physical danger to the peace officer, a threat of 659  
physical harm to another person, or any other serious emergency 660  
situation and if either the peace officer who is assisted 661  
requests emergency assistance or it appears that the peace 662  
officer who is assisted is unable to request emergency 663  
assistance and the circumstances observed by the regional 664  
transit authority police officer reasonably indicate that 665  
emergency assistance is appropriate. 666

Before exercising powers of arrest and the other powers 667  
and duties of a peace officer, each regional transit authority 668  
police officer shall take an oath and give bond to the state in 669  
a sum that the board of trustees prescribes for the proper 670  
performance of the officer's duties. 671

Persons employed as regional transit authority police 672  
officers shall complete training for the position to which they 673  
have been appointed as required by the Ohio peace officer 674  
training commission as authorized in section 109.77 of the 675  
Revised Code, or be otherwise qualified. The cost of the 676  
training shall be provided by the regional transit authority. 677

(Z) May procure a policy or policies insuring members of 678  
its board of trustees against liability on account of damages or 679  
injury to persons and property resulting from any act or 680  
omission of a member in the member's official capacity as a 681  
member of the board or resulting solely out of the member's 682  
membership on the board; 683

(AA) May enter into any agreement for the sale and 684  
leaseback or lease and leaseback of transit facilities, which 685  
agreement may contain all necessary covenants for the security 686  
and protection of any lessor or the regional transit authority 687  
including, but not limited to, indemnification of the lessor 688



against the loss of anticipated tax benefits arising from acts, 689  
omissions, or misrepresentations of the regional transit 690  
authority. In connection with that transaction, the regional 691  
transit authority may contract for insurance and letters of 692  
credit and pay any premiums or other charges for the insurance 693  
and letters of credit. The fiscal officer shall not be required 694  
to furnish any certificate under section 5705.41 of the Revised 695  
Code in connection with the execution of any such agreement. 696

(BB) In regard to any contract entered into on or after 697  
March 19, 1993, for the rendering of services or the supplying 698  
of materials or for the construction, demolition, alteration, 699  
repair, or reconstruction of transit facilities in which a bond 700  
is required for the faithful performance of the contract, may 701  
permit the person awarded the contract to utilize a letter of 702  
credit issued by a bank or other financial institution in lieu 703  
of the bond; 704

(CC) May enter into agreements with municipal corporations 705  
located within the territorial jurisdiction of the regional 706  
transit authority permitting regional transit authority police 707  
officers employed under division (Y) of this section to exercise 708  
full arrest powers, as provided in section 2935.03 of the 709  
Revised Code, for the purpose of preserving the peace and 710  
enforcing all laws of the state and ordinances and regulations 711  
of the municipal corporation within the areas that may be agreed 712  
to by the regional transit authority and the municipal 713  
corporation. 714

(DD) If it has a centralized transfer transportation hub 715  
with six or more service routes and is located in a county with 716  
a population between five hundred thirty-five thousand and five 717  
hundred forty thousand, according to the most recent decennial 718

census, shall enter into and maintain a contract with one or 719  
more local law enforcement entities to enforce laws and ensure 720  
safety at or in the vicinity of the hub. 721

**Sec. 306.43.** (A) The board of trustees of a regional 722  
transit authority or any officer or employee designated by such 723  
board may make any contract for the purchase of goods or 724  
services, the cost of which does not exceed one hundred thousand 725  
dollars. When an expenditure, other than for the acquisition of 726  
real estate, the discharge of claims, or the acquisition of 727  
goods or services under the circumstances described in division 728  
(H) of this section, is expected to exceed one hundred thousand 729  
dollars, such expenditure shall be made through full and open 730  
competition by the use of competitive procedures. The regional 731  
transit authority shall use the competitive procedure, as set 732  
forth in divisions (B), (C), (D), and (E) of this section, that 733  
is most appropriate under the circumstances of the procurement. 734

(B) Competitive sealed bidding is the preferred method of 735  
procurement and a regional transit authority shall use that 736  
method if all of the following conditions exist: 737

(1) A clear, complete, and adequate description of the 738  
goods, services, or work is available; 739

(2) Time permits the solicitation, submission, and 740  
evaluation of sealed bids; 741

(3) The award will be made on the basis of price and other 742  
price-related factors; 743

(4) It is not necessary to conduct discussions with 744  
responding offerors about their bids; 745

(5) There is a reasonable expectation of receiving more 746  
than one sealed bid. 747

A regional transit authority shall publish a notice 748  
calling for bids once a week for no less than two consecutive 749  
weeks in a newspaper of general circulation within the 750  
territorial boundaries of the regional transit authority, or as 751  
provided in section 7.16 of the Revised Code. A regional transit 752  
authority may require that a bidder for any contract other than 753  
a construction contract provide a bid guaranty in the form, 754  
quality, and amount considered appropriate by the regional 755  
transit authority. The board may let the contract to the lowest 756  
responsive and responsible bidder. Where fewer than two 757  
responsive bids are received, a regional transit authority may 758  
negotiate price with the sole responsive bidder or may rescind 759  
the solicitation and procure under division (H) (2) of this 760  
section. 761

(C) A regional transit authority may use two-step 762  
competitive bidding, consisting of a technical proposal and a 763  
separate, subsequent sealed price bid from those submitting 764  
acceptable technical proposals, if both of the following 765  
conditions exist: 766

(1) A clear, complete, and adequate description of the 767  
goods, services, or work is not available, but definite criteria 768  
exist for the evaluation of technical proposals; 769

(2) It is necessary to conduct discussions with responding 770  
offerors. 771

A regional transit authority shall publish a notice 772  
calling for technical proposals once a week for no less than two 773  
consecutive weeks in a newspaper of general circulation within 774  
the territorial boundaries of the regional transit authority, or 775  
as provided in section 7.16 of the Revised Code. A regional 776  
transit authority may require a bid guaranty in the form, 777

quality, and amount the regional transit authority considers 778  
appropriate. The board may let the contract to the lowest 779  
responsive and responsible bidder. Where fewer than two 780  
responsive and responsible bids are received, a regional transit 781  
authority may negotiate price with the sole responsive and 782  
responsible bidder or may rescind the solicitation and procure 783  
under division (H) (2) of this section. 784

(D) A regional transit authority shall make a procurement 785  
by competitive proposals if competitive sealed bidding or two- 786  
step competitive bidding is not appropriate. 787

A regional transit authority shall publish a notice 788  
calling for proposals once a week for no less than two 789  
consecutive weeks in a newspaper of general circulation within 790  
the territorial boundaries of the regional transit authority, or 791  
as provided in section 7.16 of the Revised Code. A regional 792  
transit authority may require a proposal guaranty in the form, 793  
quality, and amount considered appropriate by the regional 794  
transit authority. The board may let the contract to the 795  
proposer making the offer considered most advantageous to the 796  
authority. Where fewer than two competent proposals are 797  
received, a regional transit authority may negotiate price and 798  
terms with the sole proposer or may rescind the solicitation and 799  
procure under division (H) (2) of this section. 800

(E) (1) A regional transit authority shall procure the 801  
services of an architect or engineer in the manner prescribed by 802  
the "Federal Mass Transportation Act of 1987," Public Law No. 803  
100-17, section 316, 101 Stat. 227, 232-234, 49 U.S.C.A. app. 804  
1608 and the services of a construction manager in the manner 805  
prescribed by sections 9.33 to 9.332 of the Revised Code. 806

(2) A regional transit authority may procure revenue 807

rolling stock in the manner prescribed by division (B), (C), or 808  
(D) of this section. 809

(3) All contracts for construction in excess of one 810  
hundred thousand dollars shall be made only after the regional 811  
transit authority has published a notice calling for bids once a 812  
week for two consecutive weeks in a newspaper of general 813  
circulation within the territorial boundaries of the regional 814  
transit authority, or as provided in section 7.16 of the Revised 815  
Code. The board may award a contract to the lowest responsive 816  
and responsible bidder. Where only one responsive and 817  
responsible bid is received, the regional transit authority may 818  
negotiate price with the sole responsive bidder or may rescind 819  
the solicitation. The regional transit authority shall award 820  
construction contracts in accordance with sections 153.12 to 821  
153.14 and 153.54 of the Revised Code. Divisions (B) and (C) of 822  
this section shall not apply to the award of contracts for 823  
construction. 824

~~(F)~~ (F) (1) As used in division (F) (2) of this section, 825  
"simplified acquisition threshold" means the amount set forth in 826  
41 U.S.C. 134. 827

(2) The board may adopt a policy on whether board approval 828  
is required to enter into a contract involving expenditures 829  
below the simplified acquisition threshold. The board shall 830  
approve all contracts involving expenditures at or above the 831  
simplified acquisition threshold. 832

(3) All contracts involving expenditures in excess of ~~one~~ 833  
~~hundred thousand dollars~~ the amount for which board approval is 834  
required shall be in writing and shall be accompanied by or 835  
shall refer to plans and specifications for the work to be done. 836  
The plans and specifications shall at all times be made and 837

considered part of the contract. For all contracts other than 838  
construction contracts, a regional transit authority may require 839  
performance, payment, or maintenance guaranties or any 840  
combination of such guaranties in the form, quality, and amount 841  
it considers appropriate. The contract shall be approved by the 842  
board and signed on behalf of the regional transit authority and 843  
by the contractor. 844

(G) In making a contract, a regional transit authority may 845  
give preference to goods produced in the United States in 846  
accordance with the Buy America requirements in the "Surface 847  
Transportation Assistance Act of 1982," Public Law No. 97-424, 848  
section 165, 96 Stat. 2097, 23 U.S.C.A. 101 note, as amended, 849  
and the rules adopted thereunder. The regional transit authority 850  
also may give preference to providers of goods produced in and 851  
services provided in labor surplus areas as defined by the 852  
United States department of labor in 41 U.S.C.A. 401 note, 853  
Executive Order No. 12073, August 16, 1978, 43 Fed. Reg. 36873, 854  
as amended. 855

(H) Competitive procedures under this section are not 856  
required in any of the following circumstances: 857

(1) The board of trustees of a regional transit authority, 858  
by a two-thirds affirmative vote of its members, determines that 859  
a real and present emergency exists under any of the following 860  
conditions, and the board enters its determination and the 861  
reasons for it in its proceedings: 862

(a) Affecting safety, welfare, or the ability to deliver 863  
transportation services; 864

(b) Arising out of an interruption of contracts essential 865  
to the provision of daily transit services; 866

(c) Involving actual physical damage to structures, 867  
supplies, equipment, or property. 868

(2) The purchase consists of goods or services, or any 869  
combination thereof, and after reasonable inquiry the board or 870  
any officer or employee the board designates finds that only one 871  
source of supply is reasonably available. 872

(3) The expenditure is for a renewal or renegotiation of a 873  
lease or license for telecommunications or electronic data 874  
processing equipment, services, or systems, or for the upgrade 875  
of such equipment, services, or systems, or for the maintenance 876  
thereof as supplied by the original source or its successors or 877  
assigns. 878

(4) The purchase of goods or services is made from another 879  
political subdivision, public agency, public transit system, 880  
regional transit authority, the state, or the federal 881  
government, or as a third-party beneficiary under a state or 882  
federal procurement contract, or as a participant in a 883  
department of administrative services contract under division 884  
(B) of section 125.04 of the Revised Code. 885

(5) The sale and leaseback or lease and leaseback of 886  
transit facilities is made as provided in division (AA) of 887  
section 306.35 of the Revised Code. 888

(6) The purchase substantially involves services of a 889  
personal, professional, highly technical, or scientific nature, 890  
including but not limited to the services of an attorney, 891  
physician, surveyor, appraiser, investigator, court reporter, 892  
adjuster, advertising consultant, or licensed broker, or 893  
involves the special skills or proprietary knowledge required 894  
for the servicing of specialized equipment owned by the regional 895

transit authority. 896

(7) Services or supplies are available from a qualified 897  
nonprofit agency pursuant to sections 4115.31 to 4115.35 of the 898  
Revised Code. 899

(8) The purchase consists of the product or services of a 900  
public utility. 901

(9) The purchase is for the services of individuals with 902  
disabilities to work in the authority's commissaries or 903  
cafeterias, and those individuals are supplied by a nonprofit 904  
corporation or association whose purpose is to assist 905  
individuals with disabilities, whether or not that corporation 906  
or association is funded entirely or in part by the federal 907  
government, or the purchase is for services provided by a 908  
nonprofit corporation or association whose purpose is to assist 909  
individuals with disabilities, whether or not that corporation 910  
or association is funded entirely or in part by the federal 911  
government. For purposes of division (H)(9) of this section, 912  
"disability" has the same meaning as in section 4112.01 of the 913  
Revised Code. 914

(I) A regional transit authority may enter into blanket 915  
purchase agreements for purchases of maintenance, operating, or 916  
repair goods or services where the item cost does not exceed 917  
five hundred dollars and the annual expenditure does not exceed 918  
one hundred thousand dollars. 919

(J) Nothing contained in this section prohibits a regional 920  
transit authority from participating in intergovernmental 921  
cooperative purchasing arrangements. 922

(K) Except as otherwise provided in this chapter, a 923  
regional transit authority shall make a sale or other 924



disposition of property through full and open competition. 925  
Except as provided in division (L) of this section, all 926  
dispositions of personal property and all grants of real 927  
property for terms exceeding five years shall be made by public 928  
auction or competitive procedure. 929

(L) The competitive procedures required by division (K) of 930  
this section are not required in any of the following 931  
circumstances: 932

(1) The grant is a component of a joint development 933  
between public and private entities and is intended to enhance 934  
or benefit public transit. 935

(2) The grant of a limited use or of a license affecting 936  
land is made to an owner of abutting real property. 937

(3) The grant of a limited use is made to a public 938  
utility. 939

(4) The grant or disposition is to a department of the 940  
federal or state government, to a political subdivision of the 941  
state, or to any other governmental entity. 942

(5) Used equipment is traded on the purchase of equipment 943  
and the value of the used equipment is a price-related factor in 944  
the basis for award for the purchase. 945

(6) The value of the personal property is such that 946  
competitive procedures are not appropriate and the property 947  
either is sold at its fair market value or is disposed of by 948  
gift to a nonprofit entity having the general welfare or 949  
education of the public as one of its principal objects. 950

(M) The board of trustees of a regional transit authority, 951  
when making a contract funded exclusively by state or local 952

moneys or any combination thereof, shall make a good faith 953  
effort to use disadvantaged business enterprise participation to 954  
the same extent required under Section 105(f) of the "Surface 955  
Transportation Assistance Act of 1982," Public Law No. 97-424, 956  
96 Stat. 2100, and Section 106(c) of the "Surface Transportation 957  
and Uniform Relocation Assistance Act of 1987," Public Law No. 958  
100-17, 101 Stat. 145, and the rules adopted thereunder. 959

(N) As used in this section: 960

(1) "Goods" means all things, including specially 961  
manufactured goods, that are movable at the time of 962  
identification to the contract for sale other than the money in 963  
which the price is to be paid, investment securities, and things 964  
in action. "Goods" also includes other identified things 965  
attached to realty as described in section 1302.03 of the 966  
Revised Code. 967

(2) "Services" means the furnishing of labor, time, or 968  
effort by a contractor, not involving the delivery of goods or 969  
reports other than goods or reports that are merely incidental 970  
to the required performance, including but not limited to 971  
insurance, bonding, or routine operation, routine repair, or 972  
routine maintenance of existing structures, buildings, real 973  
property, or equipment, but does not include employment 974  
agreements, collective bargaining agreements, or personal 975  
services. 976

(3) "Construction" means the process of building, 977  
altering, repairing, improving, painting, decorating, or 978  
demolishing any structure or building, or other improvements of 979  
any kind to any real property owned or leased by a regional 980  
transit authority. 981

(4) "Full and open competition" has the same meaning as in 982  
the "Office of Federal Procurement Policy Act," Public Law No. 983  
98-369, section 2731, 98 Stat. 1195 (1984), 41 U.S.C.A. 403. 984

(5) A bidder is "responsive" if, applying the criteria of 985  
division (A) of section 9.312 of the Revised Code, the bidder is 986  
"responsive" as described in that section. 987

(6) A bidder is "responsible" if, applying the criteria of 988  
division (B) of section 9.312 of the Revised Code and of the 989  
"Office of Federal Procurement Policy Act," Public Law No. 98- 990  
369, section 2731, 98 Stat. 1195 (1984), 41 U.S.C.A. 403, the 991  
bidder is "responsible" as described in those sections. 992

**Sec. 717.02.** (A) As used in this section: 993

(1) "Energy conservation measure" means the construction 994  
of, installation or modification of an installation in, or 995  
remodeling of, a new or existing building or infrastructure, to 996  
reduce energy consumption. It includes: 997

(a) Insulation of the building structure and of systems 998  
within the building; 999

(b) Storm windows and doors, multiglazed windows and 1000  
doors, heat-absorbing or heat-reflective glazed and coated 1001  
window and door systems, additional glazing, reductions in glass 1002  
area, and other window and door system modifications that reduce 1003  
energy consumption; 1004

(c) Automatic energy control systems; 1005

(d) Heating, ventilating, or air conditioning system 1006  
modifications or replacements; 1007

(e) Caulking and weatherstripping; 1008

(f) Replacement or modification of lighting fixtures to 1009  
increase the energy efficiency of the system without increasing 1010  
the overall illumination of a facility, unless such an increase 1011  
in illumination is necessary to conform to the applicable state 1012  
or local building code for the proposed lighting system; 1013

(g) Energy recovery systems; 1014

(h) Cogeneration systems that produce steam or forms of 1015  
energy such as heat, as well as electricity, for use primarily 1016  
within a building or complex of buildings; 1017

(i) Acquiring, constructing, furnishing, equipping, 1018  
improving the site of, or otherwise improving a central utility 1019  
plant to provide heating and cooling services to a building or 1020  
building infrastructure together with distribution piping and 1021  
ancillary distribution controls, equipment, and related 1022  
facilities from the central utility plant to the building or 1023  
building infrastructure; 1024

(j) Meter replacement, installation of an automatic meter 1025  
reading system, or any other construction, modification, 1026  
installation, or remodeling of water, electric, gas, or any 1027  
other municipally supplied utility system; 1028

(k) Any other construction, modification, installation, or 1029  
remodeling approved by the legislative authority of the 1030  
municipal corporation as an energy conservation measure. 1031

(2) "Infrastructure" includes, but is not limited to, a 1032  
water, gas, or electric utility, renewable energy system or 1033  
technology, highway traffic ~~control~~-signal, or any other asset 1034  
owned, operated, or maintained by a municipal corporation. 1035

(B) For the purpose of evaluating buildings owned by a 1036  
municipal corporation for energy conservation measures, a 1037

legislative authority of a municipal corporation may contract 1038  
with an architect, professional engineer, energy services 1039  
company, contractor, or other person experienced in the design 1040  
and implementation of energy conservation measures for an energy 1041  
conservation report. The report shall include all of the 1042  
following: 1043

(1) Analyses of the energy needs of the buildings owned by 1044  
that municipal corporation and recommendations for building 1045  
installations, modifications of existing installations, or 1046  
building remodeling that would significantly reduce energy 1047  
consumption in the buildings; 1048

(2) Estimates of all costs of the recommended 1049  
installations, modifications, or remodeling, including costs of 1050  
design, engineering, installation, maintenance, and repair; 1051

(3) Estimates of the amounts by which energy consumption 1052  
could be reduced; 1053

(4) The interest rate used to estimate the costs of any 1054  
energy conservation measures that are to be financed by the 1055  
municipal corporation; 1056

(5) The average system life of the energy conservation 1057  
measures; 1058

(6) Estimates of the likely savings that will result from 1059  
the reduction in energy consumption over the average system life 1060  
of the energy conservation measures, including the methods used 1061  
to estimate the savings; 1062

(7) A certification under the seal of a registered 1063  
professional engineer that the energy conservation report uses 1064  
reasonable methods of analysis and estimation. 1065

(C) (1) A municipal corporation desiring to implement 1066  
energy conservation measures may proceed under any of the 1067  
following methods: 1068

(a) Procure the energy conservation measures in any manner 1069  
authorized by the municipal corporation's charter, ordinances, 1070  
or any other existing authority; 1071

(b) Advertise for bids using a report or any part of an 1072  
energy conservation report prepared under division (B) of this 1073  
section, and, except as otherwise provided in this section, 1074  
comply with competitive bidding requirements; 1075

(c) Notwithstanding any requirement in the Revised Code 1076  
that requires competitive bidding or specifies bidding 1077  
procedures, request proposals from at least three vendors for 1078  
the implementation of energy conservation measures. A request 1079  
for proposals shall require the vendor that is awarded a 1080  
contract under division (C) (2) (b) of this section to prepare an 1081  
energy conservation report in accordance with division (B) of 1082  
this section. 1083

Prior to sending any vendor a copy of any request for 1084  
proposals, the legislative authority shall advertise its intent 1085  
to request proposals for the installation of energy conservation 1086  
measures in a newspaper of general circulation in the municipal 1087  
corporation once a week for two consecutive weeks. The notice 1088  
shall state that the legislative authority intends to request 1089  
proposals for the installation of energy conservation measures, 1090  
indicate the date on which the request for proposals will be 1091  
mailed to vendors, which shall be at least ten days after the 1092  
second publication in the newspaper, and state that any vendor 1093  
interested in receiving the request for proposals shall submit 1094  
written notice to the legislative authority not later than noon 1095

of the day on which the request for proposals is to be mailed. 1096

(2) (a) Upon receiving bids under division (C) (1) (b) of 1097  
this section, the legislative authority shall analyze them and 1098  
select the lowest and best bid or bids most likely to result in 1099  
the greatest energy savings considering the cost of the project 1100  
and the legislative authority's ability to pay for the 1101  
improvements with current revenues or by financing the 1102  
improvements. 1103

(b) Upon receiving proposals under division (C) (1) (c) of 1104  
this section, the legislative authority shall analyze the 1105  
proposals and the vendors' qualifications and select the most 1106  
qualified vendor to prepare an energy conservation report in 1107  
accordance with division (B) of this section. After receipt and 1108  
review of the energy conservation report, the legislative 1109  
authority may award a contract to the selected vendor to install 1110  
the energy conservation measures that are most likely to result 1111  
in the greatest energy savings considering the cost of the 1112  
project and the legislative authority's ability to pay for the 1113  
improvements with current revenues or by financing the 1114  
improvements. 1115

(c) The awarding of a contract to install energy 1116  
conservation measures under division (C) (2) (a) or (b) of this 1117  
section shall be conditioned upon a finding by the contracting 1118  
authority that the amount of money spent on energy conservation 1119  
measures is not likely to exceed the amount of money the 1120  
municipal corporation would save in energy, operating, 1121  
maintenance, and avoided capital costs over the average system 1122  
life of the energy conservation measures as specified in the 1123  
energy conservation report. In making such a finding, the 1124  
contracting authority may take into account the increased costs 1125

due to inflation as shown in the energy conservation report. 1126  
Nothing in this division prohibits a municipal corporation from 1127  
rejecting all bids or proposals under division (C) (1) (b) or (c) 1128  
of this section or from selecting more than one bid or proposal. 1129

(D) The legislative authority of a municipal corporation 1130  
may enter into an installment payment contract for the purchase 1131  
and installation of energy conservation measures. Provisions of 1132  
installment payment contracts that deal with interest charges 1133  
and financing terms shall not be subject to competitive bidding 1134  
requirements and shall be on the following terms: 1135

(1) Not less than a specified percentage of the costs of 1136  
the contract shall be paid within two years from the date of 1137  
purchase, as determined and approved by the legislative 1138  
authority of a municipal corporation. 1139

(2) The remaining balance of the costs of the contract 1140  
shall be paid within the lesser of the average system life of 1141  
the energy conservation measures as specified in the energy 1142  
conservation report or thirty years. 1143

(E) The legislative authority of a municipal corporation 1144  
may issue the notes of the municipal corporation specifying the 1145  
terms of a purchase of energy conservation measures under this 1146  
section and securing any deferred payments provided for in 1147  
division ~~(C)~~ (D) of this section. The notes shall be payable at 1148  
the times provided and bear interest at a rate not exceeding the 1149  
rate determined as provided in section 9.95 of the Revised Code. 1150  
The notes may contain an option for prepayment and shall not be 1151  
subject to Chapter 133. of the Revised Code. Revenues derived 1152  
from local taxes or otherwise, for the purpose of conserving 1153  
energy or for defraying the current operating expenses of the 1154  
municipal corporation, may be pledged and applied to the payment 1155



of interest and the retirement of the notes. The notes may be 1156  
sold at private sale or given to the contractor under an 1157  
installment payment contract authorized by division ~~(C)~~ (D) of 1158  
this section. 1159

(F) Debt incurred under this section shall not be included 1160  
in the calculation of the net indebtedness of a municipal 1161  
corporation under section 133.05 of the Revised Code. 1162

**Sec. 1548.061.** (A) Notwithstanding any general requirement 1163  
in this chapter to the effect that an application for a 1164  
certificate of title to a watercraft or outboard motor shall be 1165  
"sworn to" or shall be "sworn to before a notary public or other 1166  
officer empowered to administer oaths," that requirement shall 1167  
apply only in the case of a transfer of a watercraft or outboard 1168  
motor between parties in the course of a sale by a person other 1169  
than a registered watercraft dealer, as defined in section 1170  
1546.01 of the Revised Code, to a person who purchases the 1171  
watercraft or outboard motor for use as a consumer. 1172

(B) (1) Notwithstanding any provision of the Revised Code 1173  
to the contrary that requires a document to be "sworn to before" 1174  
or "signed in the presence of" a notary or other officer 1175  
empowered to administer oaths, when a registered watercraft 1176  
dealer is a party to the transfer of a watercraft or outboard 1177  
motor, no notarization is required on any of the following as it 1178  
relates to a watercraft or outboard motor: 1179

(a) A certificate of title; 1180

(b) An assignment of ownership; 1181

(c) A power of attorney used for the purposes of titling; 1182

(d) Any document related to the titling that the dealer is 1183  
required to provide to a clerk of a court of common pleas. 1184

(2) A clerk of courts may request a notarized affidavit to 1185  
make corrections to the documents listed in division (B) (1) of 1186  
this section, if necessary. 1187

(3) All documents provided to a clerk of courts under 1188  
division (B) of this section may be signed electronically. 1189

**Sec. 1548.062.** (A) (1) Notwithstanding section 1337.06 of 1190  
the Revised Code, a registered watercraft dealer, as defined in 1191  
section 1546.01 of the Revised Code, involved in a title 1192  
transfer, or the employee or agent of the registered watercraft 1193  
dealer, may be granted power of attorney by the principal to 1194  
become the principal's attorney in fact. 1195

(2) The power of attorney granted under division (A) (1) of 1196  
this section may be used only when the granting instrument 1197  
limits the power of the attorney in fact to act on the 1198  
principal's behalf for either of the following: 1199

(a) Making an assignment of a certificate of title; 1200

(b) Completing an application for a certificate of title. 1201

(3) Such instrument shall state the following, as 1202  
applicable, to which the grant of power applies: 1203

(a) A description of the watercraft, including the make, 1204  
year, length, series or model, if any, body type, hull 1205  
identification number or serial number, and make, manufacturer's 1206  
serial number, and horsepower of any inboard motor; 1207

(b) A description of the outboard motor, including the 1208  
make, year, series or model, if any, manufacturer's serial 1209  
number, and horsepower. 1210

(B) The power of attorney is exempt from the requirements 1211  
of notarization and verification as described in this chapter 1212

and in section 1337.25 of the Revised Code, and the documents 1213  
may be signed electronically. This power of attorney shall be 1214  
presented to the clerk of the court of common pleas when used to 1215  
transfer title to a watercraft or outboard motor and shall be 1216  
retained by the clerk in the same manner that a certificate of 1217  
title is retained. 1218

**Sec. 2935.03.** (A)(1) A sheriff, deputy sheriff, marshal, 1219  
deputy marshal, municipal police officer, township constable, 1220  
police officer of a township or joint police district, member of 1221  
a police force employed by a metropolitan housing authority 1222  
under division (D) of section 3735.31 of the Revised Code, 1223  
member of a police force employed by a regional transit 1224  
authority under division (Y) of section 306.35 of the Revised 1225  
Code, state university law enforcement officer appointed under 1226  
section 3345.04 of the Revised Code, veterans' home police 1227  
officer appointed under section 5907.02 of the Revised Code, 1228  
special police officer employed by a port authority under 1229  
section 4582.04 or 4582.28 of the Revised Code, or a special 1230  
police officer employed by a municipal corporation at a 1231  
municipal airport, or other municipal air navigation facility, 1232  
that has scheduled operations, as defined in section 119.3 of 1233  
Title 14 of the Code of Federal Regulations, 14 C.F.R. 119.3, as 1234  
amended, and that is required to be under a security program and 1235  
is governed by aviation security rules of the transportation 1236  
security administration of the United States department of 1237  
transportation as provided in Parts 1542. and 1544. of Title 49 1238  
of the Code of Federal Regulations, as amended, shall arrest and 1239  
detain, until a warrant can be obtained, a person found 1240  
violating, within the limits of the political subdivision, 1241  
metropolitan housing authority housing project, regional transit 1242  
~~authority facilities or areas of a municipal corporation that~~ 1243

~~have been agreed to by a regional transit authority and a~~ 1244  
~~municipal corporation located within its territorial police~~ 1245  
~~department's jurisdiction under Chapter 306. of the Revised~~ 1246  
Code, college, university, veterans' home operated under Chapter 1247  
5907. of the Revised Code, port authority, or municipal airport 1248  
or other municipal air navigation facility, in which the peace 1249  
officer is appointed, employed, or elected, a law of this state, 1250  
an ordinance of a municipal corporation, or a resolution of a 1251  
township. 1252

(2) A peace officer of the department of natural 1253  
resources, a state fire marshal law enforcement officer 1254  
described in division (A) (23) of section 109.71 of the Revised 1255  
Code, or an individual designated to perform law enforcement 1256  
duties under section 511.232, 1545.13, or 6101.75 of the Revised 1257  
Code shall arrest and detain, until a warrant can be obtained, a 1258  
person found violating, within the limits of the peace 1259  
officer's, state fire marshal law enforcement officer's, or 1260  
individual's territorial jurisdiction, a law of this state. 1261

(3) The house sergeant at arms, if the house sergeant at 1262  
arms has arrest authority pursuant to division (E) (1) of section 1263  
101.311 of the Revised Code, and an assistant house sergeant at 1264  
arms shall arrest and detain, until a warrant can be obtained, a 1265  
person found violating, within the limits of the sergeant at 1266  
arms's or assistant sergeant at arms's territorial jurisdiction 1267  
specified in division (D) (1) (a) of section 101.311 of the 1268  
Revised Code or while providing security pursuant to division 1269  
(D) (1) (f) of section 101.311 of the Revised Code, a law of this 1270  
state, an ordinance of a municipal corporation, or a resolution 1271  
of a township. 1272

(4) The senate sergeant at arms and an assistant senate 1273

sergeant at arms shall arrest and detain, until a warrant can be 1274  
obtained, a person found violating, within the limits of the 1275  
sergeant at arms's or assistant sergeant at arms's territorial 1276  
jurisdiction specified in division (B) of section 101.312 of the 1277  
Revised Code, a law of this state, an ordinance of a municipal 1278  
corporation, or a resolution of a township. 1279

(B) (1) When there is reasonable ground to believe that an 1280  
offense of violence, the offense of criminal child enticement as 1281  
defined in section 2905.05 of the Revised Code, the offense of 1282  
public indecency as defined in section 2907.09 of the Revised 1283  
Code, the offense of domestic violence as defined in section 1284  
2919.25 of the Revised Code, the offense of violating a 1285  
protection order as defined in section 2919.27 of the Revised 1286  
Code, the offense of menacing by stalking as defined in section 1287  
2903.211 of the Revised Code, the offense of aggravated trespass 1288  
as defined in section 2911.211 of the Revised Code, a theft 1289  
offense as defined in section 2913.01 of the Revised Code, or a 1290  
felony drug abuse offense as defined in section 2925.01 of the 1291  
Revised Code, has been committed within the limits of the 1292  
political subdivision, metropolitan housing authority housing 1293  
project, regional transit authority ~~facilities or those areas of~~ 1294  
~~a municipal corporation that have been agreed to by a regional-~~ 1295  
~~transit authority and a municipal corporation located within its~~ 1296  
~~territorial police department's jurisdiction under Chapter 306.~~ 1297  
of the Revised Code, college, university, veterans' home 1298  
operated under Chapter 5907. of the Revised Code, port 1299  
authority, or municipal airport or other municipal air 1300  
navigation facility, in which the peace officer is appointed, 1301  
employed, or elected or within the limits of the territorial 1302  
jurisdiction of the peace officer, a peace officer described in 1303  
division (A) of this section may arrest and detain until a 1304

warrant can be obtained any person who the peace officer has 1305  
reasonable cause to believe is guilty of the violation. 1306

(2) For purposes of division (B)(1) of this section, the 1307  
execution of any of the following constitutes reasonable ground 1308  
to believe that the offense alleged in the statement was 1309  
committed and reasonable cause to believe that the person 1310  
alleged in the statement to have committed the offense is guilty 1311  
of the violation: 1312

(a) A written statement by a person alleging that an 1313  
alleged offender has committed the offense of menacing by 1314  
stalking or aggravated trespass; 1315

(b) A written statement by the administrator of the 1316  
interstate compact on mental health appointed under section 1317  
5119.71 of the Revised Code alleging that a person who had been 1318  
hospitalized, institutionalized, or confined in any facility 1319  
under an order made pursuant to or under authority of section 1320  
2945.37, 2945.371, 2945.38, 2945.39, 2945.40, 2945.401, or 1321  
2945.402 of the Revised Code has escaped from the facility, from 1322  
confinement in a vehicle for transportation to or from the 1323  
facility, or from supervision by an employee of the facility 1324  
that is incidental to hospitalization, institutionalization, or 1325  
confinement in the facility and that occurs outside of the 1326  
facility, in violation of section 2921.34 of the Revised Code; 1327

(c) A written statement by the administrator of any 1328  
facility in which a person has been hospitalized, 1329  
institutionalized, or confined under an order made pursuant to 1330  
or under authority of section 2945.37, 2945.371, 2945.38, 1331  
2945.39, 2945.40, 2945.401, or 2945.402 of the Revised Code 1332  
alleging that the person has escaped from the facility, from 1333  
confinement in a vehicle for transportation to or from the 1334

facility, or from supervision by an employee of the facility 1335  
that is incidental to hospitalization, institutionalization, or 1336  
confinement in the facility and that occurs outside of the 1337  
facility, in violation of section 2921.34 of the Revised Code. 1338

(3) (a) For purposes of division (B) (1) of this section, a 1339  
peace officer described in division (A) of this section has 1340  
reasonable grounds to believe that the offense of domestic 1341  
violence or the offense of violating a protection order has been 1342  
committed and reasonable cause to believe that a particular 1343  
person is guilty of committing the offense if any of the 1344  
following occurs: 1345

(i) A person executes a written statement alleging that 1346  
the person in question has committed the offense of domestic 1347  
violence or the offense of violating a protection order against 1348  
the person who executes the statement or against a child of the 1349  
person who executes the statement. 1350

(ii) No written statement of the type described in 1351  
division (B) (3) (a) (i) of this section is executed, but the peace 1352  
officer, based upon the peace officer's own knowledge and 1353  
observation of the facts and circumstances of the alleged 1354  
incident of the offense of domestic violence or the alleged 1355  
incident of the offense of violating a protection order or based 1356  
upon any other information, including, but not limited to, any 1357  
reasonably trustworthy information given to the peace officer by 1358  
the alleged victim of the alleged incident of the offense or any 1359  
witness of the alleged incident of the offense, concludes that 1360  
there are reasonable grounds to believe that the offense of 1361  
domestic violence or the offense of violating a protection order 1362  
has been committed and reasonable cause to believe that the 1363  
person in question is guilty of committing the offense. 1364

(iii) No written statement of the type described in 1365  
division (B) (3) (a) (i) of this section is executed, but the peace 1366  
officer witnessed the person in question commit the offense of 1367  
domestic violence or the offense of violating a protection 1368  
order. 1369

(b) If pursuant to division (B) (3) (a) of this section a 1370  
peace officer has reasonable grounds to believe that the offense 1371  
of domestic violence or the offense of violating a protection 1372  
order has been committed and reasonable cause to believe that a 1373  
particular person is guilty of committing the offense, it is the 1374  
preferred course of action in this state that the officer arrest 1375  
and detain that person pursuant to division (B) (1) of this 1376  
section until a warrant can be obtained. 1377

If pursuant to division (B) (3) (a) of this section a peace 1378  
officer has reasonable grounds to believe that the offense of 1379  
domestic violence or the offense of violating a protection order 1380  
has been committed and reasonable cause to believe that family 1381  
or household members have committed the offense against each 1382  
other, it is the preferred course of action in this state that 1383  
the officer, pursuant to division (B) (1) of this section, arrest 1384  
and detain until a warrant can be obtained the family or 1385  
household member who committed the offense and whom the officer 1386  
has reasonable cause to believe is the primary physical 1387  
aggressor. There is no preferred course of action in this state 1388  
regarding any other family or household member who committed the 1389  
offense and whom the officer does not have reasonable cause to 1390  
believe is the primary physical aggressor, but, pursuant to 1391  
division (B) (1) of this section, the peace officer may arrest 1392  
and detain until a warrant can be obtained any other family or 1393  
household member who committed the offense and whom the officer 1394  
does not have reasonable cause to believe is the primary 1395



physical aggressor. 1396

(c) If a peace officer described in division (A) of this 1397  
section does not arrest and detain a person whom the officer has 1398  
reasonable cause to believe committed the offense of domestic 1399  
violence or the offense of violating a protection order when it 1400  
is the preferred course of action in this state pursuant to 1401  
division (B) (3) (b) of this section that the officer arrest that 1402  
person, the officer shall articulate in the written report of 1403  
the incident required by section 2935.032 of the Revised Code a 1404  
clear statement of the officer's reasons for not arresting and 1405  
detaining that person until a warrant can be obtained. 1406

(d) In determining for purposes of division (B) (3) (b) of 1407  
this section which family or household member is the primary 1408  
physical aggressor in a situation in which family or household 1409  
members have committed the offense of domestic violence or the 1410  
offense of violating a protection order against each other, a 1411  
peace officer described in division (A) of this section, in 1412  
addition to any other relevant circumstances, should consider 1413  
all of the following: 1414

(i) Any history of domestic violence or of any other 1415  
violent acts by either person involved in the alleged offense 1416  
that the officer reasonably can ascertain; 1417

(ii) If violence is alleged, whether the alleged violence 1418  
was caused by a person acting in self-defense; 1419

(iii) Each person's fear of physical harm, if any, 1420  
resulting from the other person's threatened use of force 1421  
against any person or resulting from the other person's use or 1422  
history of the use of force against any person, and the 1423  
reasonableness of that fear; 1424

(iv) The comparative severity of any injuries suffered by 1425  
the persons involved in the alleged offense. 1426

(e) (i) A peace officer described in division (A) of this 1427  
section shall not require, as a prerequisite to arresting or 1428  
charging a person who has committed the offense of domestic 1429  
violence or the offense of violating a protection order, that 1430  
the victim of the offense specifically consent to the filing of 1431  
charges against the person who has committed the offense or sign 1432  
a complaint against the person who has committed the offense. 1433

(ii) If a person is arrested for or charged with 1434  
committing the offense of domestic violence or the offense of 1435  
violating a protection order and if the victim of the offense 1436  
does not cooperate with the involved law enforcement or 1437  
prosecuting authorities in the prosecution of the offense or, 1438  
subsequent to the arrest or the filing of the charges, informs 1439  
the involved law enforcement or prosecuting authorities that the 1440  
victim does not wish the prosecution of the offense to continue 1441  
or wishes to drop charges against the alleged offender relative 1442  
to the offense, the involved prosecuting authorities, in 1443  
determining whether to continue with the prosecution of the 1444  
offense or whether to dismiss charges against the alleged 1445  
offender relative to the offense and notwithstanding the 1446  
victim's failure to cooperate or the victim's wishes, shall 1447  
consider all facts and circumstances that are relevant to the 1448  
offense, including, but not limited to, the statements and 1449  
observations of the peace officers who responded to the incident 1450  
that resulted in the arrest or filing of the charges and of all 1451  
witnesses to that incident. 1452

(f) In determining pursuant to divisions (B) (3) (a) to (g) 1453  
of this section whether to arrest a person pursuant to division 1454

(B) (1) of this section, a peace officer described in division 1455  
(A) of this section shall not consider as a factor any possible 1456  
shortage of cell space at the detention facility to which the 1457  
person will be taken subsequent to the person's arrest or any 1458  
possibility that the person's arrest might cause, contribute to, 1459  
or exacerbate overcrowding at that detention facility or at any 1460  
other detention facility. 1461

(g) If a peace officer described in division (A) of this 1462  
section intends pursuant to divisions (B) (3) (a) to (g) of this 1463  
section to arrest a person pursuant to division (B) (1) of this 1464  
section and if the officer is unable to do so because the person 1465  
is not present, the officer promptly shall seek a warrant for 1466  
the arrest of the person. 1467

(h) If a peace officer described in division (A) of this 1468  
section responds to a report of an alleged incident of the 1469  
offense of domestic violence or an alleged incident of the 1470  
offense of violating a protection order and if the circumstances 1471  
of the incident involved the use or threatened use of a deadly 1472  
weapon or any person involved in the incident brandished a 1473  
deadly weapon during or in relation to the incident, the deadly 1474  
weapon that was used, threatened to be used, or brandished 1475  
constitutes contraband, and, to the extent possible, the officer 1476  
shall seize the deadly weapon as contraband pursuant to Chapter 1477  
2981. of the Revised Code. Upon the seizure of a deadly weapon 1478  
pursuant to division (B) (3) (h) of this section, section 2981.12 1479  
of the Revised Code shall apply regarding the treatment and 1480  
disposition of the deadly weapon. For purposes of that section, 1481  
the "underlying criminal offense" that was the basis of the 1482  
seizure of a deadly weapon under division (B) (3) (h) of this 1483  
section and to which the deadly weapon had a relationship is any 1484  
of the following that is applicable: 1485

(i) The alleged incident of the offense of domestic 1486  
violence or the alleged incident of the offense of violating a 1487  
protection order to which the officer who seized the deadly 1488  
weapon responded; 1489

(ii) Any offense that arose out of the same facts and 1490  
circumstances as the report of the alleged incident of the 1491  
offense of domestic violence or the alleged incident of the 1492  
offense of violating a protection order to which the officer who 1493  
seized the deadly weapon responded. 1494

(4) If, in the circumstances described in divisions (B) (3) 1495  
(a) to (g) of this section, a peace officer described in 1496  
division (A) of this section arrests and detains a person 1497  
pursuant to division (B) (1) of this section, or if, pursuant to 1498  
division (B) (3) (h) of this section, a peace officer described in 1499  
division (A) of this section seizes a deadly weapon, the 1500  
officer, to the extent described in and in accordance with 1501  
section 9.86 or 2744.03 of the Revised Code, is immune in any 1502  
civil action for damages for injury, death, or loss to person or 1503  
property that arises from or is related to the arrest and 1504  
detention or the seizure. 1505

(C) When there is reasonable ground to believe that a 1506  
violation of division (A) (1), (2), (3), (4), or (5) of section 1507  
4506.15 or a violation of section 4511.19 of the Revised Code 1508  
has been committed by a person operating a motor vehicle subject 1509  
to regulation by the public utilities commission of Ohio under 1510  
Title XLIX of the Revised Code, a peace officer with authority 1511  
to enforce that provision of law may stop or detain the person 1512  
whom the officer has reasonable cause to believe was operating 1513  
the motor vehicle in violation of the division or section and, 1514  
after investigating the circumstances surrounding the operation 1515

of the vehicle, may arrest and detain the person. 1516

(D) If a sheriff, deputy sheriff, marshal, deputy marshal, 1517  
municipal police officer, member of a police force employed by a 1518  
metropolitan housing authority under division (D) of section 1519  
3735.31 of the Revised Code, member of a police force employed 1520  
by a regional transit authority under division (Y) of section 1521  
306.35 of the Revised Code, special police officer employed by a 1522  
port authority under section 4582.04 or 4582.28 of the Revised 1523  
Code, special police officer employed by a municipal corporation 1524  
at a municipal airport or other municipal air navigation 1525  
facility described in division (A) of this section, township 1526  
constable, police officer of a township or joint police 1527  
district, state university law enforcement officer appointed 1528  
under section 3345.04 of the Revised Code, peace officer of the 1529  
department of natural resources, individual designated to 1530  
perform law enforcement duties under section 511.232, 1545.13, 1531  
or 6101.75 of the Revised Code, the house sergeant at arms if 1532  
the house sergeant at arms has arrest authority pursuant to 1533  
division (E)(1) of section 101.311 of the Revised Code, or an 1534  
assistant house sergeant at arms is authorized by division (A) 1535  
or (B) of this section to arrest and detain, within the limits 1536  
of the political subdivision, metropolitan housing authority 1537  
housing project, regional transit authority ~~facilities or those~~ 1538  
~~areas of a municipal corporation that have been agreed to by a~~ 1539  
~~regional transit authority and a municipal corporation located~~ 1540  
~~within its territorial~~ police department's jurisdiction under 1541  
Chapter 306. of the Revised Code, port authority, municipal 1542  
airport or other municipal air navigation facility, college, or 1543  
university in which the officer is appointed, employed, or 1544  
elected or within the limits of the territorial jurisdiction of 1545  
the peace officer, a person until a warrant can be obtained, the 1546

peace officer, outside the limits of that territory, may pursue, 1547  
arrest, and detain that person until a warrant can be obtained 1548  
if all of the following apply: 1549

(1) The pursuit takes place without unreasonable delay 1550  
after the offense is committed; 1551

(2) The pursuit is initiated within the limits of the 1552  
political subdivision, metropolitan housing authority housing 1553  
project, regional transit authority ~~facilities or those areas of~~ 1554  
~~a municipal corporation that have been agreed to by a regional~~ 1555  
~~transit authority and a municipal corporation located within its~~ 1556  
~~territorial police department's jurisdiction under Chapter 306.~~ 1557  
of the Revised Code, port authority, municipal airport or other 1558  
municipal air navigation facility, college, or university in 1559  
which the peace officer is appointed, employed, or elected or 1560  
within the limits of the territorial jurisdiction of the peace 1561  
officer; 1562

(3) The offense involved is a felony, a misdemeanor of the 1563  
first degree or a substantially equivalent municipal ordinance, 1564  
a misdemeanor of the second degree or a substantially equivalent 1565  
municipal ordinance, or any offense for which points are 1566  
chargeable pursuant to section 4510.036 of the Revised Code. 1567

(E) In addition to the authority granted under division 1568  
(A) or (B) of this section: 1569

(1) A sheriff or deputy sheriff may arrest and detain, 1570  
until a warrant can be obtained, any person found violating 1571  
section 4503.11, 4503.21, or 4549.01, sections 4549.08 to 1572  
4549.12, section 4549.62, or Chapter 4511. or 4513. of the 1573  
Revised Code on the portion of any street or highway that is 1574  
located immediately adjacent to the boundaries of the county in 1575

which the sheriff or deputy sheriff is elected or appointed. 1576

(2) A member of the police force of a township police 1577  
district created under section 505.48 of the Revised Code, a 1578  
member of the police force of a joint police district created 1579  
under section 505.482 of the Revised Code, or a township 1580  
constable appointed in accordance with section 509.01 of the 1581  
Revised Code, who has received a certificate from the Ohio peace 1582  
officer training commission under section 109.75 of the Revised 1583  
Code, may arrest and detain, until a warrant can be obtained, 1584  
any person found violating any section or chapter of the Revised 1585  
Code listed in division (E) (1) of this section, other than 1586  
sections 4513.33 and 4513.34 of the Revised Code, on the portion 1587  
of any street or highway that is located immediately adjacent to 1588  
the boundaries of the township police district or joint police 1589  
district, in the case of a member of a township police district 1590  
or joint police district police force, or the unincorporated 1591  
territory of the township, in the case of a township constable. 1592  
However, if the population of the township that created the 1593  
township police district served by the member's police force, or 1594  
the townships and municipal corporations that created the joint 1595  
police district served by the member's police force, or the 1596  
township that is served by the township constable, is sixty 1597  
thousand or less, the member of the township police district or 1598  
joint police district police force or the township constable may 1599  
not make an arrest under division (E) (2) of this section on a 1600  
state highway that is included as part of the interstate system. 1601

(3) A police officer or village marshal appointed, 1602  
elected, or employed by a municipal corporation may arrest and 1603  
detain, until a warrant can be obtained, any person found 1604  
violating any section or chapter of the Revised Code listed in 1605  
division (E) (1) of this section on the portion of any street or 1606

highway that is located immediately adjacent to the boundaries 1607  
of the municipal corporation in which the police officer or 1608  
village marshal is appointed, elected, or employed. 1609

(4) A peace officer of the department of natural 1610  
resources, a state fire marshal law enforcement officer 1611  
described in division (A) (23) of section 109.71 of the Revised 1612  
Code, or an individual designated to perform law enforcement 1613  
duties under section 511.232, 1545.13, or 6101.75 of the Revised 1614  
Code may arrest and detain, until a warrant can be obtained, any 1615  
person found violating any section or chapter of the Revised 1616  
Code listed in division (E) (1) of this section, other than 1617  
sections 4513.33 and 4513.34 of the Revised Code, on the portion 1618  
of any street or highway that is located immediately adjacent to 1619  
the boundaries of the lands and waters that constitute the 1620  
territorial jurisdiction of the peace officer or state fire 1621  
marshal law enforcement officer. 1622

(F) (1) A department of mental health and addiction 1623  
services special police officer or a department of developmental 1624  
disabilities special police officer may arrest without a warrant 1625  
and detain until a warrant can be obtained any person found 1626  
committing on the premises of any institution under the 1627  
jurisdiction of the particular department a misdemeanor under a 1628  
law of the state. 1629

A department of mental health and addiction services 1630  
special police officer or a department of developmental 1631  
disabilities special police officer may arrest without a warrant 1632  
and detain until a warrant can be obtained any person who has 1633  
been hospitalized, institutionalized, or confined in an 1634  
institution under the jurisdiction of the particular department 1635  
pursuant to or under authority of section 2945.37, 2945.371, 1636



2945.38, 2945.39, 2945.40, 2945.401, or 2945.402 of the Revised 1637  
Code and who is found committing on the premises of any 1638  
institution under the jurisdiction of the particular department 1639  
a violation of section 2921.34 of the Revised Code that involves 1640  
an escape from the premises of the institution. 1641

(2) (a) If a department of mental health and addiction 1642  
services special police officer or a department of developmental 1643  
disabilities special police officer finds any person who has 1644  
been hospitalized, institutionalized, or confined in an 1645  
institution under the jurisdiction of the particular department 1646  
pursuant to or under authority of section 2945.37, 2945.371, 1647  
2945.38, 2945.39, 2945.40, 2945.401, or 2945.402 of the Revised 1648  
Code committing a violation of section 2921.34 of the Revised 1649  
Code that involves an escape from the premises of the 1650  
institution, or if there is reasonable ground to believe that a 1651  
violation of section 2921.34 of the Revised Code has been 1652  
committed that involves an escape from the premises of an 1653  
institution under the jurisdiction of the department of mental 1654  
health and addiction services or the department of developmental 1655  
disabilities and if a department of mental health and addiction 1656  
services special police officer or a department of developmental 1657  
disabilities special police officer has reasonable cause to 1658  
believe that a particular person who has been hospitalized, 1659  
institutionalized, or confined in the institution pursuant to or 1660  
under authority of section 2945.37, 2945.371, 2945.38, 2945.39, 1661  
2945.40, 2945.401, or 2945.402 of the Revised Code is guilty of 1662  
the violation, the special police officer, outside of the 1663  
premises of the institution, may pursue, arrest, and detain that 1664  
person for that violation of section 2921.34 of the Revised 1665  
Code, until a warrant can be obtained, if both of the following 1666  
apply: 1667

(i) The pursuit takes place without unreasonable delay 1668  
after the offense is committed; 1669

(ii) The pursuit is initiated within the premises of the 1670  
institution from which the violation of section 2921.34 of the 1671  
Revised Code occurred. 1672

(b) For purposes of division (F) (2) (a) of this section, 1673  
the execution of a written statement by the administrator of the 1674  
institution in which a person had been hospitalized, 1675  
institutionalized, or confined pursuant to or under authority of 1676  
section 2945.37, 2945.371, 2945.38, 2945.39, 2945.40, 2945.401, 1677  
or 2945.402 of the Revised Code alleging that the person has 1678  
escaped from the premises of the institution in violation of 1679  
section 2921.34 of the Revised Code constitutes reasonable 1680  
ground to believe that the violation was committed and 1681  
reasonable cause to believe that the person alleged in the 1682  
statement to have committed the offense is guilty of the 1683  
violation. 1684

(G) As used in this section: 1685

(1) A "department of mental health and addiction services 1686  
special police officer" means a special police officer of the 1687  
department of mental health and addiction services designated 1688  
under section 5119.08 of the Revised Code who is certified by 1689  
the Ohio peace officer training commission under section 109.77 1690  
of the Revised Code as having successfully completed an approved 1691  
peace officer basic training program. 1692

(2) A "department of developmental disabilities special 1693  
police officer" means a special police officer of the department 1694  
of developmental disabilities designated under section 5123.13 1695  
of the Revised Code who is certified by the Ohio peace officer 1696

training council under section 109.77 of the Revised Code as 1697  
having successfully completed an approved peace officer basic 1698  
training program. 1699

(3) "Deadly weapon" has the same meaning as in section 1700  
2923.11 of the Revised Code. 1701

(4) "Family or household member" has the same meaning as 1702  
in section 2919.25 of the Revised Code. 1703

(5) "Street" or "highway" has the same meaning as in 1704  
section 4511.01 of the Revised Code. 1705

(6) "Interstate system" has the same meaning as in section 1706  
5516.01 of the Revised Code. 1707

(7) "Peace officer of the department of natural resources" 1708  
means an employee of the department of natural resources who is 1709  
a natural resources law enforcement staff officer designated 1710  
pursuant to section 1501.013 of the Revised Code, a forest-fire 1711  
investigator appointed pursuant to section 1503.09 of the 1712  
Revised Code, a natural resources officer appointed pursuant to 1713  
section 1501.24 of the Revised Code, or a wildlife officer 1714  
designated pursuant to section 1531.13 of the Revised Code. 1715

(8) "Portion of any street or highway" means all lanes of 1716  
the street or highway irrespective of direction of travel, 1717  
including designated turn lanes, and any berm, median, or 1718  
shoulder. 1719

**Sec. 3503.11.** (A) (1) When any person applies for a 1720  
driver's license, commercial driver's license, a state of Ohio 1721  
identification card issued under section 4507.50 of the Revised 1722  
Code, or motorcycle operator's license or endorsement, or the 1723  
renewal or duplicate of any license or endorsement under Chapter 1724  
4506. or 4507. of the Revised Code, and the person presents 1725

proof of United States citizenship to the registrar of motor 1726  
vehicles or the deputy registrar or has previously presented 1727  
proof of United States citizenship to the registrar or any 1728  
deputy registrar, the registrar or deputy registrar shall offer 1729  
the applicant the opportunity to register to vote or to update 1730  
the applicant's voter registration by electronic means in 1731  
conjunction with the person's transaction with the registrar or 1732  
deputy registrar, in a manner prescribed by the secretary of 1733  
state. 1734

(2) When any person submits a notice of change of address 1735  
to the registrar under division (C) of section 4507.09 of the 1736  
Revised Code, the registrar shall offer the applicant the 1737  
opportunity to submit a notice of change of address for voter 1738  
registration purposes by electronic means in conjunction with 1739  
the person's transaction with the registrar, in a manner 1740  
prescribed by the secretary of state. 1741

(3) When a person registers to vote or updates the 1742  
person's voter registration under division (A) (1) or (2) of this 1743  
section, the registrar or deputy registrar shall electronically 1744  
transmit the person's signature that is on file with the bureau 1745  
of motor vehicles with the electronic record of the voter 1746  
registration or update, and that signature shall be considered 1747  
the person's signature on the voter registration or update and 1748  
for all other election and signature-matching purposes. 1749

(B) Within twenty-four hours after a person registers to 1750  
vote or updates the person's voter registration under division 1751  
(A) of this section, the registrar or deputy registrar shall 1752  
transmit the electronic record of the voter registration or 1753  
update to the secretary of state by electronic means in a manner 1754  
prescribed by the secretary of state by rule. Rules adopted 1755

under this division shall do all of the following: 1756

(1) Prohibit any direct electronic connection between the 1757  
office of the registrar or a deputy registrar and the statewide 1758  
voter registration database; 1759

(2) Require any voter registration information to be 1760  
verified by the secretary of state or a board of elections 1761  
before the information is added to the statewide voter 1762  
registration database; 1763

(3) Require the registrar or deputy registrar to 1764  
electronically date stamp each electronic record in a manner 1765  
that does not disclose the identity of the office that receives 1766  
the voter registration or update. 1767

(C) (1) The registrar of motor vehicles and each deputy 1768  
registrar also shall make available to all other customers paper 1769  
voter registration applications and update forms, but are not 1770  
required to offer assistance to customers in completing those 1771  
forms. The bureau of motor vehicles shall supply all of its 1772  
deputy registrars with a sufficient number of voter registration 1773  
applications and update forms. 1774

(2) Within five days after a person submits a completed 1775  
paper voter registration application or update form to the 1776  
registrar or a deputy registrar, the registrar or deputy 1777  
registrar shall send the form to the board of elections of the 1778  
county in which the office of the registrar or deputy registrar 1779  
is located. 1780

(D) The registrar shall collect from each deputy registrar 1781  
through the reports filed under division (J) of section 4503.03 1782  
of the Revised Code and transmit to the secretary of state 1783  
information on the number of voter registration applications and 1784

change of residence or change of name forms completed or 1785  
declined, and any additional information required by the 1786  
secretary of state to comply with the National Voter 1787  
Registration Act of 1993. No information relating to an 1788  
applicant's decision to decline to register or update the 1789  
applicant's voter registration at the office of the registrar or 1790  
deputy registrar may be used for any purpose other than voter 1791  
registration record-keeping required by the secretary of state, 1792  
and all such information shall be kept confidential. 1793

**Sec. 3704.14.** (A) (1) If the director of environmental 1794  
protection determines that implementation of a motor vehicle 1795  
inspection and maintenance program is necessary for the state to 1796  
effectively comply with the federal Clean Air Act after June 30, 1797  
2023, the director may provide for the implementation of the 1798  
program in those counties in this state in which such a program 1799  
is federally mandated. Upon making such a determination, the 1800  
director of environmental protection may request the director of 1801  
administrative services to extend the terms of the contract that 1802  
was entered into under the authority of Am. Sub. H.B. 64 of the 1803  
131st general assembly. Upon receiving the request, the director 1804  
of administrative services shall extend the contract, beginning 1805  
on July 1, 2023, in accordance with this section. The contract 1806  
shall be extended for a period of up to twenty-four months with 1807  
the contractor who conducted the motor vehicle inspection and 1808  
maintenance program under that contract. 1809

(2) Prior to the expiration of the contract extension that 1810  
is authorized by division (A) (1) of this section, the director 1811  
of environmental protection shall request the director of 1812  
administrative services to enter into a contract with a vendor 1813  
to operate a decentralized motor vehicle inspection and 1814  
maintenance program in each county in this state in which such a 1815

program is federally mandated through June 30, 2027, with an 1816  
option for the state to renew the contract for a period of up to 1817  
twenty-four months through June 30, 2029. The contract shall 1818  
ensure that the decentralized motor vehicle inspection and 1819  
maintenance program achieves at least the same emission 1820  
reductions as achieved by the program operated under the 1821  
authority of the contract that was extended under division (A) 1822  
(1) of this section. The director of administrative services 1823  
shall select a vendor through a competitive selection process in 1824  
compliance with Chapter 125. of the Revised Code. 1825

(3) Notwithstanding any law to the contrary, the director 1826  
of administrative services shall ensure that a competitive 1827  
selection process regarding a contract to operate a 1828  
decentralized motor vehicle inspection and maintenance program 1829  
in this state incorporates the following, which shall be 1830  
included in the contract: 1831

(a) For purposes of expanding the number of testing 1832  
locations for consumer convenience, a requirement that the 1833  
vendor utilize established local businesses, auto repair 1834  
facilities, or leased properties to operate state-approved 1835  
inspection and maintenance testing facilities; 1836

(b) A requirement that the vendor selected to operate the 1837  
program provide notification of the program's requirements to 1838  
each owner of a motor vehicle that is required to be inspected 1839  
under the program. The contract shall require the notification 1840  
to be provided not later than sixty days prior to the date by 1841  
which the owner of the motor vehicle is required to have the 1842  
motor vehicle inspected. The director of environmental 1843  
protection and the vendor shall jointly agree on the content of 1844  
the notice. However, the notice shall include at a minimum the 1845

locations of all inspection facilities within a specified 1846  
distance of the address that is listed on the owner's motor 1847  
vehicle registration; 1848

(c) A requirement that the vendor comply with testing 1849  
methodology and supply the required equipment approved by the 1850  
director of environmental protection as specified in the 1851  
competitive selection process in compliance with Chapter 125. of 1852  
the Revised Code. 1853

(4) A decentralized motor vehicle inspection and 1854  
maintenance program operated under this section shall comply 1855  
with division (B) of this section. The director of environmental 1856  
protection shall administer the decentralized motor vehicle 1857  
inspection and maintenance program operated under this section. 1858

(B) The director shall establish a decentralized motor 1859  
vehicle inspection and maintenance program as authorized by this 1860  
section and, at a minimum, the director shall ~~do~~ ensure that the 1861  
program does all of the following: 1862

(1) ~~Comply~~ Complies with the federal Clean Air Act; 1863

(2) ~~Provide~~ Provides for the issuance of inspection 1864  
certificates and alternative emissions certificates as specified 1865  
in rules adopted under division (C) (2) of this section; 1866

(3) ~~Provide~~ Provides for a new car exemption for motor 1867  
vehicles ~~four~~ six years old or newer and ~~provide~~ provides that a 1868  
new motor vehicle is exempt for ~~four~~ six years regardless of 1869  
whether legal title to the motor vehicle is transferred during 1870  
that period; 1871

(4) ~~Provide~~ Provides for an exemption for battery electric 1872  
motor vehicles; 1873



(5) Provides for an exemption for hybrid motor vehicles 1874  
seven years old or newer and provides that a hybrid motor 1875  
vehicle is exempt for seven years regardless of whether legal 1876  
title to the motor vehicle is transferred during that period. 1877

(C) (1) The director of environmental protection shall 1878  
adopt rules in accordance with Chapter 119. of the Revised Code 1879  
that the director determines are necessary to implement this 1880  
section. The director may continue to implement and enforce 1881  
rules pertaining to the motor vehicle inspection and maintenance 1882  
program previously implemented under former section 3704.14 of 1883  
the Revised Code as that section existed prior to its repeal and 1884  
reenactment by Am. Sub. H.B. 66 of the 126th general assembly, 1885  
provided that the rules do not conflict with this section. 1886

~~(2) The director of environmental protection shall issue~~ 1887  
~~an inspection certificate provided for under division (B) (2) of~~ 1888  
~~this section in accordance with Chapter 4796. of the Revised~~ 1889  
~~Code to an applicant if either of the following applies:~~ 1890

~~(a) The individual holds a certificate or license in~~ 1891  
~~another state.~~ 1892

~~(b) The individual has satisfactory work experience, a~~ 1893  
~~government certification, or a private certification as~~ 1894  
~~described in that chapter as a vehicle inspector in a state that~~ 1895  
~~does not issue that certificate. The rules adopted under~~ 1896  
division (C) (1) of this section shall provide for the issuance 1897  
of inspections certificates and alternative emissions 1898  
certificates. Under the rules, an inspection certificate shall 1899  
be issued to the owner or lessee of a motor vehicle when the 1900  
motor vehicle passes an emissions inspection conducted in 1901  
accordance with the motor vehicle inspection and maintenance 1902  
program established under this section. In lieu of obtaining an 1903

inspection certificate, the rules shall establish a system by 1904  
which the owner or lessee of a motor vehicle may request an 1905  
alternative emissions certificate from the director. 1906

(a) The rules providing for the issuance of alternative 1907  
emissions certificates shall require an owner or lessee of a 1908  
motor vehicle to do the following in order to receive the 1909  
certificate: 1910

(i) Complete and submit an attestation form created by the 1911  
director that includes a statement that reads substantially as 1912  
follows: 1913

"I, \_\_\_\_\_, attest that, to the best of my knowledge, the 1914  
motor vehicle concerning which I am the owner or lessee complies 1915  
with all laws of Ohio and the United States governing motor 1916  
vehicle emissions. I, \_\_\_\_\_, am aware that a false statement on 1917  
this form is not permitted." 1918

(ii) Sign and date the form either manually or 1919  
electronically; 1920

(iii) Submit the form to the director either by regular 1921  
mail, certified mail, or electronically. 1922

(b) The rules shall require the director to include both 1923  
of the following additional information on the attestation form: 1924

(i) A provision that allows the owner or lessee of a motor 1925  
vehicle to specify one of the following methods by which the 1926  
owner or lessee may request delivery of the alternative 1927  
emissions certificate: certified mail, noncertified mail, or 1928  
electronically; 1929

(ii) A provision that allows the owner or lessee of a 1930  
motor vehicle to specify the vehicle identification number, 1931

make, model, and year of the relevant motor vehicle and the date 1932  
the attestation form is submitted to the director. 1933

(c) Subject to division (C) (2) (d) of this section, the 1934  
rules shall require the director to deliver an alternative 1935  
emission certificate to the owner or lessee of a motor vehicle 1936  
who complies with rules adopted under division (C) (2) (a) of this 1937  
section. The director shall deliver the certificate within 1938  
thirty business days after the director's receipt of the 1939  
attestation form or, if the owner or lessee submits the form 1940  
electronically, within five business days after receipt of the 1941  
form. The director shall confirm the receipt of the attestation 1942  
form if the director receives it by electronic means. 1943

(d) The rules shall require the director to reject an 1944  
attestation form for any of the following reasons: 1945

(i) The motor vehicle that is the subject of the 1946  
attestation form was in an accident or collision within the two 1947  
years prior to the date of submission of the form, and the 1948  
accident or collision caused substantial damage to the internal 1949  
structure of the motor vehicle. 1950

(ii) The owner or lessee of the motor vehicle that is the 1951  
subject of the attestation form has received a ticket, citation, 1952  
or summons with regard to that motor vehicle within the two 1953  
years prior to the date of submission of the form for a 1954  
violation of section 4513.22 of the Revised Code or 1955  
substantially equivalent municipal ordinance. 1956

(iii) The information in the attestation form is 1957  
determined by the director to be false. 1958

If the director rejects an attestation form under division 1959  
(C) (2) (d) (iii) of this section, the director shall provide 1960

notice to the owner or lessee that the attestation form was 1961  
determined to be false. The notice shall inform the owner or 1962  
lessee that the owner or lessee may submit a corrected form to 1963  
the director within thirty days of the receipt of the notice. If 1964  
the owner or lessee submits a corrected attestation form that 1965  
complies with rules adopted under division (C) (2) of this 1966  
section within that thirty-day period, the director shall issue 1967  
an alternative emissions certificate to the owner or lessee. If 1968  
the owner or lessee fails to correct the attestation form, the 1969  
director shall require the owner or lessee to complete an 1970  
emissions inspection and obtain an inspection certificate in 1971  
accordance with rules adopted under this section. 1972

If the director rejects an attestation form under division 1973  
(C) (2) (d) (i) or (ii) of this section, the director shall require 1974  
the owner or lessee to complete an emissions inspection and 1975  
obtain an inspection certificate in accordance with rules 1976  
adopted under this section. 1977

(e) In adopting rules under division (C) (2) of this 1978  
section, the director shall ensure that the owner or lessee of a 1979  
motor vehicle who falsifies an attestation form receives a 1980  
notice that includes a statement that reads substantially as 1981  
follows: "You have falsified an attestation form for your 1982  
vehicle under the E-Check/motor vehicle emissions testing 1983  
program. Your vehicle is registered in one of [insert the number 1984  
of counties] counties in this state that has federal emission 1985  
mandates imposed on it that the State of Ohio is required, under 1986  
threat of penalty, to enforce. This letter serves as Ohio's only 1987  
penalty for falsification of an attestation form. You have 1988  
thirty days from the date of this notice to amend your 1989  
attestation form and submit the amended form to the 1990  
Environmental Protection Agency. However, if you choose not to 1991

submit an amended attestation form, you must have a motor 1992  
vehicle emissions inspection conducted for your vehicle in 1993  
accordance with section 3704.14 of the Revised Code and rules 1994  
adopted under it." 1995

(f) No penalties apply to a person who the director has 1996  
determined to have falsified an attestation form, other than the 1997  
issuance of the notice required under division (C) (2) (e) of this 1998  
section. 1999

(D) There is hereby created in the state treasury the auto 2000  
emissions test fund, which shall consist of money received by 2001  
the director from any cash transfers, state and local grants, 2002  
and other contributions that are received for the purpose of 2003  
funding the program established under this section. The director 2004  
of environmental protection shall use money in the fund solely 2005  
for the implementation, supervision, administration, operation, 2006  
and enforcement of the motor vehicle inspection and maintenance 2007  
program established under this section. Money in the fund shall 2008  
not be used for either of the following: 2009

(1) To pay for the inspection costs incurred by a motor 2010  
vehicle dealer so that the dealer may provide inspection 2011  
certificates to an individual purchasing a motor vehicle from 2012  
the dealer when that individual resides in a county that is 2013  
subject to the motor vehicle inspection and maintenance program; 2014

(2) To provide payment for more than one free passing 2015  
emissions inspection or a total of three emissions inspections 2016  
for a motor vehicle in any three-hundred-sixty-five-day period. 2017  
The owner or lessee of a motor vehicle is responsible for 2018  
inspection fees that are related to emissions inspections beyond 2019  
one free passing emissions inspection or three total emissions 2020  
inspections in any three-hundred-sixty-five-day period. 2021

Inspection fees that are charged by a contractor conducting 2022  
emissions inspections under a motor vehicle inspection and 2023  
maintenance program shall be approved by the director of 2024  
environmental protection. 2025

(E) The motor vehicle inspection and maintenance program 2026  
established under this section expires upon the termination of 2027  
all contracts entered into under this section and shall not be 2028  
implemented beyond the final date on which termination occurs. 2029

(F) As used in this section "battery electric motor 2030  
vehicle" ~~has and "hybrid motor vehicle" have the same meaning~~ 2031  
~~meanings~~ as in section 4501.01 of the Revised Code. 2032

(G) On the effective date of this amendment, the director 2033  
shall immediately begin procedures to submit to the United 2034  
States environmental protection agency the alternative emissions 2035  
certification program for approval as part of the Ohio state 2036  
implementation plan. If the United States environmental 2037  
protection agency approves the modification of the decentralized 2038  
motor vehicle inspection and maintenance program as providing 2039  
sufficient air pollution reductions to meet the federal Clean 2040  
Air Act requirements for a vehicle inspection and maintenance 2041  
program and modifies the Ohio state implementation plan, the 2042  
director shall immediately begin to modify the Ohio 2043  
environmental protection agency rules to implement the 2044  
alternative emissions certification program. Nothing in this 2045  
division requires the Ohio environmental protection agency to 2046  
take action to implement the alternative emissions certification 2047  
program until the United States environmental protection agency 2048  
approves the alternative program as part of the Ohio state 2049  
implementation plan. 2050

**Sec. 4501.01.** As used in this chapter and Chapters 4503., 2051

4505., 4507., 4509., 4510., ~~4511.,~~ 4513., 4515., and 4517. of 2052  
the Revised Code, and in the penal laws, except as otherwise 2053  
provided: 2054

(A) "Vehicles" means everything on wheels or runners, 2055  
including motorized bicycles, but does not mean electric 2056  
personal assistive mobility devices, low-speed micromobility 2057  
devices, vehicles that are operated exclusively on rails or 2058  
tracks or from overhead electric trolley wires, and vehicles 2059  
that belong to any police department, municipal fire department, 2060  
or volunteer fire department, or that are used by such a 2061  
department in the discharge of its functions. 2062

(B) "Motor vehicle" means any vehicle, including mobile 2063  
homes and recreational vehicles, that is propelled or drawn by 2064  
power other than muscular power or power collected from overhead 2065  
electric trolley wires. "Motor vehicle" does not include utility 2066  
vehicles as defined in division (VV) of this section, under- 2067  
speed vehicles as defined in division (XX) of this section, 2068  
mini-trucks as defined in division (BBB) of this section, 2069  
motorized bicycles, electric bicycles, road rollers, traction 2070  
engines, power shovels, power cranes, and other equipment used 2071  
in construction work and not designed for or employed in general 2072  
highway transportation, well-drilling machinery, ditch-digging 2073  
machinery, farm machinery, and trailers that are designed and 2074  
used exclusively to transport a boat between a place of storage 2075  
and a marina, or in and around a marina, when drawn or towed on 2076  
a public road or highway for a distance of no more than ten 2077  
miles and at a speed of twenty-five miles per hour or less. 2078

(C) "Agricultural tractor" and "traction engine" mean any 2079  
self-propelling vehicle that is designed or used for drawing 2080  
other vehicles or wheeled machinery, but has no provisions for 2081

carrying loads independently of such other vehicles, and that is 2082  
used principally for agricultural purposes. 2083

(D) "Commercial tractor," except as defined in division 2084  
(C) of this section, means any motor vehicle that has motive 2085  
power and either is designed or used for drawing other motor 2086  
vehicles, or is designed or used for drawing another motor 2087  
vehicle while carrying a portion of the other motor vehicle or 2088  
its load, or both. 2089

(E) "Passenger car" means any motor vehicle that is 2090  
designed and used for carrying not more than nine persons and 2091  
includes any motor vehicle that is designed and used for 2092  
carrying not more than fifteen persons in a ridesharing 2093  
arrangement. 2094

(F) "Collector's vehicle" means any motor vehicle or 2095  
agricultural tractor or traction engine that is of special 2096  
interest, that has a fair market value of one hundred dollars or 2097  
more, whether operable or not, and that is owned, operated, 2098  
collected, preserved, restored, maintained, or used essentially 2099  
as a collector's item, leisure pursuit, or investment, but not 2100  
as the owner's principal means of transportation. "Licensed 2101  
collector's vehicle" means a collector's vehicle, other than an 2102  
agricultural tractor or traction engine, that displays current, 2103  
valid license tags issued under section 4503.45 of the Revised 2104  
Code, or a similar type of motor vehicle that displays current, 2105  
valid license tags issued under substantially equivalent 2106  
provisions in the laws of other states. 2107

(G) "Historical motor vehicle" means any motor vehicle 2108  
that is over twenty-five years old and is owned solely as a 2109  
collector's item and for participation in club activities, 2110  
exhibitions, tours, parades, and similar uses, but that in no 2111



event is used for general transportation. 2112

(H) "Noncommercial motor vehicle" means any motor vehicle, 2113  
including a farm truck as defined in section 4503.04 of the 2114  
Revised Code, that is designed by the manufacturer to carry a 2115  
load of no more than one ton and is used exclusively for 2116  
purposes other than engaging in business for profit. 2117

(I) "Bus" means any motor vehicle that has motor power and 2118  
is designed and used for carrying more than nine passengers, 2119  
except any motor vehicle that is designed and used for carrying 2120  
not more than fifteen passengers in a ridesharing arrangement. 2121

(J) "Commercial car" or "truck" means any motor vehicle 2122  
that has motor power and is designed and used for carrying 2123  
merchandise or freight, or that is used as a commercial tractor. 2124

(K) ~~"Bicycle" means every device, other than a device that~~ 2125  
~~is designed solely for use as a play vehicle by a child, that is~~ 2126  
~~propelled solely by human power upon which a person may ride,~~ 2127  
~~and that has two or more wheels, any of which is more than~~ 2128  
~~fourteen inches in diameter~~has the same meaning as in section 2129  
4511.01 of the Revised Code. 2130

(L) "Motorized bicycle" or "moped" means any vehicle that 2131  
either has two tandem wheels or one wheel in the front and two 2132  
wheels in the rear, that may be pedaled, and that is equipped 2133  
with a helper motor of not more than fifty cubic centimeters 2134  
piston displacement that produces no more than one brake 2135  
horsepower and is capable of propelling the vehicle at a speed 2136  
of no greater than twenty miles per hour on a level surface. 2137  
"Motorized bicycle" or "moped" does not include an electric 2138  
bicycle. 2139

(M) "Trailer" means any vehicle without motive power that 2140

is designed or used for carrying property or persons wholly on 2141  
its own structure and for being drawn by a motor vehicle, and 2142  
includes any such vehicle that is formed by or operated as a 2143  
combination of a semitrailer and a vehicle of the dolly type 2144  
such as that commonly known as a trailer dolly, a vehicle used 2145  
to transport agricultural produce or agricultural production 2146  
materials between a local place of storage or supply and the 2147  
farm when drawn or towed on a public road or highway at a speed 2148  
greater than twenty-five miles per hour, and a vehicle that is 2149  
designed and used exclusively to transport a boat between a 2150  
place of storage and a marina, or in and around a marina, when 2151  
drawn or towed on a public road or highway for a distance of 2152  
more than ten miles or at a speed of more than twenty-five miles 2153  
per hour. "Trailer" does not include a manufactured home or 2154  
travel trailer. 2155

(N) "Noncommercial trailer" means any trailer, except a 2156  
travel trailer or trailer that is used to transport a boat as 2157  
described in division (B) of this section, but, where 2158  
applicable, includes a vehicle that is used to transport a boat 2159  
as described in division (M) of this section, that has a gross 2160  
weight of no more than ten thousand pounds, and that is used 2161  
exclusively for purposes other than engaging in business for a 2162  
profit, such as the transportation of personal items for 2163  
personal or recreational purposes. 2164

(O) "Mobile home" means a building unit or assembly of 2165  
closed construction that is fabricated in an off-site facility, 2166  
is more than thirty-five body feet in length or, when erected on 2167  
site, is three hundred twenty or more square feet, is built on a 2168  
permanent chassis, is transportable in one or more sections, and 2169  
does not qualify as a manufactured home as defined in division 2170  
(C) (4) of section 3781.06 of the Revised Code or as an 2171

industrialized unit as defined in division (C) (3) of section 2172  
3781.06 of the Revised Code. 2173

(P) "Semitrailer" means any vehicle of the trailer type 2174  
that does not have motive power and is so designed or used with 2175  
another and separate motor vehicle that in operation a part of 2176  
its own weight or that of its load, or both, rests upon and is 2177  
carried by the other vehicle furnishing the motive power for 2178  
propelling itself and the vehicle referred to in this division, 2179  
and includes, for the purpose only of registration and taxation 2180  
under those chapters, any vehicle of the dolly type, such as a 2181  
trailer dolly, that is designed or used for the conversion of a 2182  
semitrailer into a trailer. 2183

(Q) "Recreational vehicle" means a vehicular portable 2184  
structure that meets all of the following conditions: 2185

(1) It is designed for the sole purpose of recreational 2186  
travel. 2187

(2) It is not used for the purpose of engaging in business 2188  
for profit. 2189

(3) It is not used for the purpose of engaging in 2190  
intrastate commerce. 2191

(4) It is not used for the purpose of commerce as defined 2192  
in 49 C.F.R. 383.5, as amended. 2193

(5) It is not regulated by the public utilities commission 2194  
pursuant to Chapter 4905., 4921., or 4923. of the Revised Code. 2195

(6) It is classed as one of the following: 2196

(a) "Travel trailer" or "house vehicle" means a nonself- 2197  
propelled recreational vehicle that does not exceed an overall 2198  
length of forty feet, exclusive of bumper and tongue or 2199

coupling. "Travel trailer" includes a tent-type fold-out camping 2200  
trailer as defined in section 4517.01 of the Revised Code. 2201

(b) "Motor home" means a self-propelled recreational 2202  
vehicle that has no fifth wheel and is constructed with 2203  
permanently installed facilities for cold storage, cooking and 2204  
consuming of food, and for sleeping. 2205

(c) "Truck camper" means a nonself-propelled recreational 2206  
vehicle that does not have wheels for road use and is designed 2207  
to be placed upon and attached to a motor vehicle. "Truck 2208  
camper" does not include truck covers that consist of walls and 2209  
a roof, but do not have floors and facilities enabling them to 2210  
be used as a dwelling. 2211

(d) "Fifth wheel trailer" means a vehicle that is of such 2212  
size and weight as to be movable without a special highway 2213  
permit, that is constructed with a raised forward section that 2214  
allows a bi-level floor plan, and that is designed to be towed 2215  
by a vehicle equipped with a fifth-wheel hitch ordinarily 2216  
installed in the bed of a truck. 2217

(e) "Park trailer" means a vehicle that is commonly known 2218  
as a park model recreational vehicle, meets the American 2219  
national standard institute standard A119.5 (1988) for park 2220  
trailers, is built on a single chassis, has a gross trailer area 2221  
of four hundred square feet or less when set up, is designed for 2222  
seasonal or temporary living quarters, and may be connected to 2223  
utilities necessary for the operation of installed features and 2224  
appliances. 2225

(R) "Pneumatic tires" means tires of rubber and fabric or 2226  
tires of similar material, that are inflated with air. 2227

(S) "Solid tires" means tires of rubber or similar elastic 2228

material that are not dependent upon confined air for support of 2229  
the load. 2230

(T) "Solid tire vehicle" means any vehicle that is 2231  
equipped with two or more solid tires. 2232

(U) "Farm machinery" means all machines and tools that are 2233  
used in the production, harvesting, and care of farm products, 2234  
and includes trailers that are used to transport agricultural 2235  
produce or agricultural production materials between a local 2236  
place of storage or supply and the farm, agricultural tractors, 2237  
threshing machinery, hay-baling machinery, corn shellers, 2238  
hammermills, and machinery used in the production of 2239  
horticultural, agricultural, and vegetable products. 2240

(V) "Owner" includes any person or firm, other than a 2241  
manufacturer or dealer, that has title to a motor vehicle, 2242  
except that, in sections 4505.01 to 4505.19 of the Revised Code, 2243  
"owner" includes in addition manufacturers and dealers. 2244

(W) "Manufacturer" and "dealer" include all persons and 2245  
firms that are regularly engaged in the business of 2246  
manufacturing, selling, displaying, offering for sale, or 2247  
dealing in motor vehicles, at an established place of business 2248  
that is used exclusively for the purpose of manufacturing, 2249  
selling, displaying, offering for sale, or dealing in motor 2250  
vehicles. A place of business that is used for manufacturing, 2251  
selling, displaying, offering for sale, or dealing in motor 2252  
vehicles shall be deemed to be used exclusively for those 2253  
purposes even though snowmobiles or all-purpose vehicles are 2254  
sold or displayed for sale thereat, even though farm machinery 2255  
is sold or displayed for sale thereat, or even though repair, 2256  
accessory, gasoline and oil, storage, parts, service, or paint 2257  
departments are maintained thereat, or, in any county having a 2258

population of less than seventy-five thousand at the last 2259  
federal census, even though a department in a place of business 2260  
is used to dismantle, salvage, or rebuild motor vehicles by 2261  
means of used parts, if such departments are operated for the 2262  
purpose of furthering and assisting in the business of 2263  
manufacturing, selling, displaying, offering for sale, or 2264  
dealing in motor vehicles. Places of business or departments in 2265  
a place of business used to dismantle, salvage, or rebuild motor 2266  
vehicles by means of using used parts are not considered as 2267  
being maintained for the purpose of assisting or furthering the 2268  
manufacturing, selling, displaying, and offering for sale or 2269  
dealing in motor vehicles. 2270

(X) "Operator" includes any person who drives or operates 2271  
a motor vehicle upon the public highways. 2272

(Y) "Chauffeur" means any operator who operates a motor 2273  
vehicle, other than a taxicab, as an employee for hire; or any 2274  
operator whether or not the owner of a motor vehicle, other than 2275  
a taxicab, who operates such vehicle for transporting, for gain, 2276  
compensation, or profit, either persons or property owned by 2277  
another. Any operator of a motor vehicle who is voluntarily 2278  
involved in a ridesharing arrangement is not considered an 2279  
employee for hire or operating such vehicle for gain, 2280  
compensation, or profit. 2281

(Z) "State" includes the territories and federal districts 2282  
of the United States, and the provinces of Canada. 2283

(AA) "Public roads and highways" for vehicles includes all 2284  
public thoroughfares, bridges, and culverts. 2285

(BB) "Manufacturer's number" means the manufacturer's 2286  
original serial number that is affixed to or imprinted upon the 2287

chassis or other part of the motor vehicle. 2288

(CC) "Motor number" means the manufacturer's original 2289  
number that is affixed to or imprinted upon the engine or motor 2290  
of the vehicle. 2291

(DD) "Distributor" means any person who is authorized by a 2292  
motor vehicle manufacturer to distribute new motor vehicles to 2293  
licensed motor vehicle dealers at an established place of 2294  
business that is used exclusively for the purpose of 2295  
distributing new motor vehicles to licensed motor vehicle 2296  
dealers, except when the distributor also is a new motor vehicle 2297  
dealer, in which case the distributor may distribute at the 2298  
location of the distributor's licensed dealership. 2299

(EE) "Ridesharing arrangement" means the transportation of 2300  
persons in a motor vehicle where the transportation is 2301  
incidental to another purpose of a volunteer driver and includes 2302  
ridesharing arrangements known as carpools, vanpools, and 2303  
buspools. 2304

(FF) "Apportionable vehicle" means any vehicle that is 2305  
used or intended for use in two or more international 2306  
registration plan member jurisdictions that allocate or 2307  
proportionally register vehicles, that is used for the 2308  
transportation of persons for hire or designed, used, or 2309  
maintained primarily for the transportation of property, and 2310  
that meets any of the following qualifications: 2311

(1) Is a power unit having a gross vehicle weight in 2312  
excess of twenty-six thousand pounds; 2313

(2) Is a power unit having three or more axles, regardless 2314  
of the gross vehicle weight; 2315

(3) Is a combination vehicle with a gross vehicle weight 2316

in excess of twenty-six thousand pounds. 2317

"Apportionable vehicle" does not include recreational 2318  
vehicles, vehicles displaying restricted plates, city pick-up 2319  
and delivery vehicles, or vehicles owned and operated by the 2320  
United States, this state, or any political subdivisions 2321  
thereof. 2322

(GG) "Chartered party" means a group of persons who 2323  
contract as a group to acquire the exclusive use of a passenger- 2324  
carrying motor vehicle at a fixed charge for the vehicle in 2325  
accordance with the carrier's tariff, lawfully on file with the 2326  
United States department of transportation, for the purpose of 2327  
group travel to a specified destination or for a particular 2328  
itinerary, either agreed upon in advance or modified by the 2329  
chartered group after having left the place of origin. 2330

(HH) "International registration plan" means a reciprocal 2331  
agreement of member jurisdictions that is endorsed by the 2332  
American association of motor vehicle administrators, and that 2333  
promotes and encourages the fullest possible use of the highway 2334  
system by authorizing apportioned registration of fleets of 2335  
vehicles and recognizing registration of vehicles apportioned in 2336  
member jurisdictions. 2337

(II) "Restricted plate" means a license plate that has a 2338  
restriction of time, geographic area, mileage, or commodity, and 2339  
includes license plates issued to farm trucks under division (J) 2340  
of section 4503.04 of the Revised Code. 2341

(JJ) "Gross vehicle weight," with regard to any commercial 2342  
car, trailer, semitrailer, or bus that is taxed at the rates 2343  
established under section 4503.042 or 4503.65 of the Revised 2344  
Code, means the unladen weight of the vehicle fully equipped 2345



plus the maximum weight of the load to be carried on the 2346  
vehicle. 2347

(KK) "Combined gross vehicle weight" with regard to any 2348  
combination of a commercial car, trailer, and semitrailer, that 2349  
is taxed at the rates established under section 4503.042 or 2350  
4503.65 of the Revised Code, means the total unladen weight of 2351  
the combination of vehicles fully equipped plus the maximum 2352  
weight of the load to be carried on that combination of 2353  
vehicles. 2354

(LL) "Chauffeured limousine" means a motor vehicle that is 2355  
designed to carry nine or fewer passengers and is operated for 2356  
hire pursuant to a prearranged contract for the transportation 2357  
of passengers on public roads and highways along a route under 2358  
the control of the person hiring the vehicle and not over a 2359  
defined and regular route. "Prearranged contract" means an 2360  
agreement, made in advance of boarding, to provide 2361  
transportation from a specific location in a chauffeured 2362  
limousine. "Chauffeured limousine" does not include any vehicle 2363  
that is used exclusively in the business of funeral directing. 2364

(MM) "Manufactured home" has the same meaning as in 2365  
division (C) (4) of section 3781.06 of the Revised Code. 2366

(NN) "Acquired situs," with respect to a manufactured home 2367  
or a mobile home, means to become located in this state by the 2368  
placement of the home on real property, but does not include the 2369  
placement of a manufactured home or a mobile home in the 2370  
inventory of a new motor vehicle dealer or the inventory of a 2371  
manufacturer, remanufacturer, or distributor of manufactured or 2372  
mobile homes. 2373

(OO) "Electronic" includes electrical, digital, magnetic, 2374

optical, electromagnetic, or any other form of technology that 2375  
entails capabilities similar to these technologies. 2376

(PP) "Electronic record" means a record generated, 2377  
communicated, received, or stored by electronic means for use in 2378  
an information system or for transmission from one information 2379  
system to another. 2380

(QQ) "Electronic signature" means a signature in 2381  
electronic form attached to or logically associated with an 2382  
electronic record. 2383

(RR) "Financial transaction device" has the same meaning 2384  
as in division (A) of section 113.40 of the Revised Code. 2385

(SS) "Electronic motor vehicle dealer" means a motor 2386  
vehicle dealer licensed under Chapter 4517. of the Revised Code 2387  
whom the registrar of motor vehicles determines meets the 2388  
criteria designated in section 4503.035 of the Revised Code for 2389  
electronic motor vehicle dealers and designates as an electronic 2390  
motor vehicle dealer under that section. 2391

(TT) "Electric personal assistive mobility device" means a 2392  
self-balancing two non-tandem wheeled device that is designed to 2393  
transport only one person, has an electric propulsion system of 2394  
an average of seven hundred fifty watts, and when ridden on a 2395  
paved level surface by an operator who weighs one hundred 2396  
seventy pounds has a maximum speed of less than twenty miles per 2397  
hour. 2398

(UU) "Limited driving privileges" means the privilege to 2399  
operate a motor vehicle that a court grants under section 2400  
4510.021 of the Revised Code to a person whose driver's or 2401  
commercial driver's license or permit or nonresident operating 2402  
privilege has been suspended. 2403

(VV) "Utility vehicle" means a self-propelled vehicle 2404  
designed with a bed, principally for the purpose of transporting 2405  
material or cargo in connection with construction, agricultural, 2406  
forestry, grounds maintenance, lawn and garden, materials 2407  
handling, or similar activities. 2408

(WW) "Low-speed vehicle" means a three- or four-wheeled 2409  
motor vehicle with an attainable speed in one mile on a paved 2410  
level surface of more than twenty miles per hour but not more 2411  
than twenty-five miles per hour and with a gross vehicle weight 2412  
rating less than three thousand pounds. 2413

(XX) "Under-speed vehicle" means a three- or four-wheeled 2414  
vehicle, including a vehicle commonly known as a golf cart, with 2415  
an attainable speed on a paved level surface of not more than 2416  
twenty miles per hour and with a gross vehicle weight rating 2417  
less than three thousand pounds. 2418

(YY) "Motor-driven cycle or motor scooter" means any 2419  
vehicle designed to travel on not more than three wheels in 2420  
contact with the ground, with a seat for the driver and floor 2421  
pad for the driver's feet, and is equipped with a motor with a 2422  
piston displacement between fifty and one hundred cubic 2423  
centimeters piston displacement that produces not more than five 2424  
brake horsepower and is capable of propelling the vehicle at a 2425  
speed greater than twenty miles per hour on a level surface. 2426

(ZZ) "Motorcycle" means a motor vehicle with motive power 2427  
having a seat or saddle for the use of the operator, designed to 2428  
travel on not more than three wheels in contact with the ground, 2429  
and having no occupant compartment top or occupant compartment 2430  
top that can be installed or removed by the user. 2431

(AAA) "Cab-enclosed motorcycle" means a motor vehicle with 2432

motive power having a seat or saddle for the use of the 2433  
operator, designed to travel on not more than three wheels in 2434  
contact with the ground, and having an occupant compartment top 2435  
or an occupant compartment top that is installed. 2436

(BBB) "Mini-truck" means a vehicle that has four wheels, 2437  
is propelled by an electric motor with a rated power of seven 2438  
thousand five hundred watts or less or an internal combustion 2439  
engine with a piston displacement capacity of six hundred sixty 2440  
cubic centimeters or less, has a total dry weight of nine 2441  
hundred to two thousand two hundred pounds, contains an enclosed 2442  
cabin and a seat for the vehicle operator, resembles a pickup 2443  
truck or van with a cargo area or bed located at the rear of the 2444  
vehicle, and was not originally manufactured to meet federal 2445  
motor vehicle safety standards. 2446

(CCC) "Autocycle" means a three-wheeled motorcycle that is 2447  
manufactured to comply with federal safety requirements for 2448  
motorcycles and that is equipped with safety belts, a steering 2449  
wheel, and seating that does not require the operator to 2450  
straddle or sit astride to ride the motorcycle. 2451

(DDD) "Plug-in hybrid electric motor vehicle" means a 2452  
passenger car powered in part by a battery cell energy system 2453  
that can be recharged via an external source of electricity. 2454

(EEE) "Hybrid motor vehicle" means a passenger car powered 2455  
by an internal propulsion system consisting of both of the 2456  
following: 2457

(1) A combustion engine; 2458

(2) A battery cell energy system that cannot be recharged 2459  
via an external source of electricity but can be recharged by 2460  
other vehicle mechanisms that capture and store electric energy. 2461

(FFF) "Low-speed micromobility device" means a device 2462  
weighing less than one hundred pounds that has handlebars, is 2463  
propelled by an electric motor or human power, and has an 2464  
attainable speed on a paved level surface of not more than 2465  
twenty miles per hour when propelled by the electric motor. 2466

(GGG) "Specialty license plate" means a license plate, 2467  
authorized by the general assembly, that displays a combination 2468  
of words, markings, logos, or other graphic artwork that is in 2469  
addition to the words, images, and distinctive numbers and 2470  
letters required by section 4503.22 of the Revised Code. 2471

(HHH) "Battery electric motor vehicle" means a passenger 2472  
car powered wholly by a battery cell energy system that can be 2473  
recharged via an external source of electricity. 2474

(III) "Adaptive mobility vehicle" means ~~either a new~~ 2475  
~~passenger car or bus purchased from a new motor vehicle dealer~~ 2476  
~~or a used passenger car or bus, provided that such passenger car~~ 2477  
~~or bus that~~ is designed, modified, or equipped to enable an 2478  
individual with a disability to operate or to be transported in 2479  
the passenger car or bus, in accordance with 49 C.F.R. part 568 2480  
or 595, and contains at least one of the following: 2481

(1) An electronic or mechanical lift that enables a person 2482  
to enter or exit the motor vehicle while occupying a wheelchair 2483  
or scooter; 2484

(2) An electronic or mechanical wheelchair ramp; 2485

(3) A system to secure a wheelchair or scooter in order to 2486  
allow a person to operate or be transported safely while 2487  
occupying that wheelchair or scooter. 2488

(JJJ) "Replica motor vehicle" means a motor vehicle that 2489  
is constructed, assembled, or modified so as to replicate the 2490

make, model, and model year of a motor vehicle that is at least 2491  
twenty-five years old. 2492

**Sec. 4503.10.** (A) The owner of every snowmobile, off- 2493  
highway motorcycle, and all-purpose vehicle required to be 2494  
registered under section 4519.02 of the Revised Code shall file 2495  
an application for registration under section 4519.03 of the 2496  
Revised Code. The owner of a motor vehicle, other than a 2497  
snowmobile, off-highway motorcycle, or all-purpose vehicle, that 2498  
is not designed and constructed by the manufacturer for 2499  
operation on a street or highway may not register it under this 2500  
chapter except upon certification of inspection pursuant to 2501  
section 4513.02 of the Revised Code by the sheriff, or the chief 2502  
of police of the municipal corporation or township, with 2503  
jurisdiction over the political subdivision in which the owner 2504  
of the motor vehicle resides. Except as provided in sections 2505  
4503.103 and 4503.107 of the Revised Code, every owner of every 2506  
other motor vehicle not previously described in this section and 2507  
every person mentioned as owner in the last certificate of title 2508  
of a motor vehicle that is operated or driven upon the public 2509  
roads or highways shall cause to be filed each year, by mail or 2510  
otherwise, in the office of the registrar of motor vehicles or a 2511  
deputy registrar, a written or electronic application or a 2512  
preprinted registration renewal notice issued under section 2513  
4503.102 of the Revised Code, the form of which shall be 2514  
prescribed by the registrar, for registration for the following 2515  
registration year, which shall begin on the first day of January 2516  
of every calendar year and end on the thirty-first day of 2517  
December in the same year. Applications for registration and 2518  
registration renewal notices shall be filed at the times 2519  
established by the registrar pursuant to section 4503.101 of the 2520  
Revised Code. A motor vehicle owner also may elect to apply for 2521

or renew a motor vehicle registration by electronic means using 2522  
electronic signature in accordance with rules adopted by the 2523  
registrar. Except as provided in division (J) of this section, 2524  
applications for registration shall be made on blanks furnished 2525  
by the registrar for that purpose, containing the following 2526  
information: 2527

(1) A brief description of the motor vehicle to be 2528  
registered, including the year, make, model, and vehicle 2529  
identification number, and, in the case of commercial cars, the 2530  
gross weight of the vehicle fully equipped computed in the 2531  
manner prescribed in section 4503.08 of the Revised Code; 2532

(2) The name and residence address of the owner, and the 2533  
township and municipal corporation in which the owner resides; 2534

(3) The district of registration, which shall be 2535  
determined as follows: 2536

(a) In case the motor vehicle to be registered is used for 2537  
hire or principally in connection with any established business 2538  
or branch business, conducted at a particular place, the 2539  
district of registration is the municipal corporation in which 2540  
that place is located or, if not located in any municipal 2541  
corporation, the county and township in which that place is 2542  
located. 2543

(b) In case the vehicle is not so used, the district of 2544  
registration is the municipal corporation or county in which the 2545  
owner resides at the time of making the application. 2546

(4) Whether the motor vehicle is a new or used motor 2547  
vehicle; 2548

(5) The date of purchase of the motor vehicle; 2549

(6) Whether the fees required to be paid for the 2550  
registration or transfer of the motor vehicle, during the 2551  
preceding registration year and during the preceding period of 2552  
the current registration year, have been paid. Each application 2553  
for registration shall be signed by the owner, either manually 2554  
or by electronic signature, or pursuant to obtaining a limited 2555  
power of attorney authorized by the registrar for registration, 2556  
or other document authorizing such signature. If the owner 2557  
elects to apply for or renew the motor vehicle registration with 2558  
the registrar by electronic means, the owner's manual signature 2559  
is not required. 2560

(7) The owner's social security number, driver's license 2561  
number, or state identification number, or, where a motor 2562  
vehicle to be registered is used for hire or principally in 2563  
connection with any established business, the owner's federal 2564  
taxpayer identification number. The bureau of motor vehicles 2565  
shall retain in its records all social security numbers provided 2566  
under this section, but the bureau shall not place social 2567  
security numbers on motor vehicle certificates of registration. 2568

(8) Whether the applicant wishes to certify willingness to 2569  
make an anatomical gift if an applicant has not so certified 2570  
under section 2108.05 of the Revised Code. The applicant's 2571  
response shall not be considered in the decision of whether to 2572  
approve the application for registration. 2573

(B) (1) When an applicant first registers a motor vehicle 2574  
in the applicant's name, the applicant shall provide proof of 2575  
ownership of that motor vehicle. Proof of ownership may include 2576  
any of the following: 2577

(a) The applicant may present for inspection a physical 2578  
certificate of title or memorandum certificate showing title to 2579



the motor vehicle to be registered in the name of the applicant. 2580

(b) The applicant may present for inspection an electronic 2581  
certificate of title for the applicant's motor vehicle in a 2582  
manner prescribed by rules adopted by the registrar. 2583

(c) The registrar or deputy registrar may electronically 2584  
confirm the applicant's ownership of the motor vehicle. 2585

An applicant is not required to present a certificate of 2586  
title to an electronic motor vehicle dealer acting as a limited 2587  
authority deputy registrar in accordance with rules adopted by 2588  
the registrar. 2589

(2) When a motor vehicle inspection and maintenance 2590  
program is in effect under section 3704.14 of the Revised Code 2591  
and rules adopted under it, each application for registration 2592  
for a vehicle required to be inspected under that section and 2593  
those rules shall be accompanied by an inspection certificate or 2594  
alternative emissions certificate for the motor vehicle issued 2595  
in accordance with that section. 2596

(3) An application for registration shall be refused if 2597  
any of the following applies: 2598

(a) The application is not in proper form. 2599

(b) The application is prohibited from being accepted by 2600  
division (D) of section 2935.27, division (A) of section 2601  
4503.13, division (B) of section 4510.22, division (D) of 2602  
section 4503.234, division (B)(1) of section 4521.10, or 2603  
division (B) of section 5537.041 of the Revised Code. 2604

(c) Proof of ownership is required but is not presented or 2605  
confirmed in accordance with division (B)(1) of this section. 2606

(d) All registration and transfer fees for the motor 2607

vehicle, for the preceding year or the preceding period of the 2608  
current registration year, have not been paid. 2609

(e) The owner or lessee does not have an inspection 2610  
certificate or alternative emissions certificate for the motor 2611  
vehicle as provided in section 3704.14 of the Revised Code, and 2612  
rules adopted under it, if that section is applicable. 2613

(4) This section does not require the payment of license 2614  
or registration taxes on a motor vehicle for any preceding year, 2615  
or for any preceding period of a year, if the motor vehicle was 2616  
not taxable for that preceding year or period under sections 2617  
4503.02, 4503.04, 4503.11, 4503.12, and 4503.16 or Chapter 4504. 2618  
of the Revised Code. 2619

(5) When a certificate of registration is issued upon the 2620  
first registration of a motor vehicle by or on behalf of the 2621  
owner, the official issuing the certificate shall indicate the 2622  
issuance with a stamp on the certificate of title or memorandum 2623  
certificate or, in the case of an electronic certificate of 2624  
title or electronic verification of ownership, an electronic 2625  
stamp or other notation as specified in rules adopted by the 2626  
registrar, and with a stamp on the inspection certificate for 2627  
the motor vehicle, if any. 2628

(6) The official also shall indicate, by a stamp or by 2629  
other means the registrar prescribes, on the registration 2630  
certificate issued upon the first registration of a motor 2631  
vehicle by or on behalf of the owner the odometer reading of the 2632  
motor vehicle as shown in the odometer statement included in or 2633  
attached to the certificate of title. Upon each subsequent 2634  
registration of the motor vehicle by or on behalf of the same 2635  
owner, the official also shall so indicate the odometer reading 2636  
of the motor vehicle as shown on the immediately preceding 2637

certificate of registration. 2638

(7) The registrar shall include in the permanent 2639  
registration record of any vehicle required to be inspected 2640  
under section 3704.14 of the Revised Code the inspection 2641  
certificate number from the inspection certificate or the 2642  
alternative emissions certificate number from the alternative 2643  
emissions certificate that is presented at the time of 2644  
registration of the vehicle as required under this division. 2645

(C) (1) Except as otherwise provided in division (C) (1) of 2646  
this section, the registrar and each deputy registrar shall 2647  
collect an additional fee of eleven dollars for each application 2648  
for registration and registration renewal received. For vehicles 2649  
specified in divisions (A) (1) to (21) of section 4503.042 of the 2650  
Revised Code, the registrar and deputy registrar shall collect 2651  
an additional fee of thirty dollars for each application for 2652  
registration and registration renewal received. No additional 2653  
fee shall be charged for vehicles registered under section 2654  
4503.65 of the Revised Code. The additional fee is for the 2655  
purpose of defraying the department of public safety's costs 2656  
associated with the administration and enforcement of the motor 2657  
vehicle and traffic laws of Ohio. Each deputy registrar shall 2658  
transmit the fees collected under divisions (C) (1) and (3) of 2659  
this section in the time and manner provided in this section. 2660  
The registrar shall deposit all moneys received under division 2661  
(C) (1) of this section into the public safety - highway purposes 2662  
fund established in section 4501.06 of the Revised Code. 2663

(2) In addition, a charge of twenty-five cents shall be 2664  
made for each reflectorized safety license plate issued, and a 2665  
single charge of twenty-five cents shall be made for each county 2666  
identification sticker or each set of county identification 2667

stickers issued, as the case may be, to cover the cost of 2668  
producing the license plates and stickers, including material, 2669  
manufacturing, and administrative costs. Those fees shall be in 2670  
addition to the license tax. If the total cost of producing the 2671  
plates is less than twenty-five cents per plate, or if the total 2672  
cost of producing the stickers is less than twenty-five cents 2673  
per sticker or per set issued, any excess moneys accruing from 2674  
the fees shall be distributed in the same manner as provided by 2675  
section 4501.04 of the Revised Code for the distribution of 2676  
license tax moneys. If the total cost of producing the plates 2677  
exceeds twenty-five cents per plate, or if the total cost of 2678  
producing the stickers exceeds twenty-five cents per sticker or 2679  
per set issued, the difference shall be paid from the license 2680  
tax moneys collected pursuant to section 4503.02 of the Revised 2681  
Code. 2682

(3) The registrar and each deputy registrar shall collect 2683  
the following additional fee, as applicable, for each 2684  
application for registration or registration renewal received 2685  
for any hybrid motor vehicle, plug-in hybrid electric motor 2686  
vehicle, or battery electric motor vehicle: 2687

(a) One hundred dollars for a hybrid motor vehicle; 2688

(b) One hundred fifty dollars for a plug-in hybrid 2689  
electric motor vehicle; 2690

(c) Two hundred dollars for a battery electric motor 2691  
vehicle. 2692

Each fee imposed under this division shall be prorated 2693  
based on the number of months for which the vehicle is 2694  
registered. The registrar shall transmit all money arising from 2695  
each fee to the treasurer of state for distribution in 2696

accordance with division (E) of section 5735.051 of the Revised 2697  
Code, subject to division (D) of section 5735.05 of the Revised 2698  
Code. 2699

(D) Each deputy registrar shall be allowed a fee equal to 2700  
the amount established under section 4503.038 of the Revised 2701  
Code for each application for registration and registration 2702  
renewal notice the deputy registrar receives, which shall be for 2703  
the purpose of compensating the deputy registrar for the deputy 2704  
registrar's services, and such office and rental expenses, as 2705  
may be necessary for the proper discharge of the deputy 2706  
registrar's duties in the receiving of applications and renewal 2707  
notices and the issuing of registrations. 2708

(E) Upon the certification of the registrar, the county 2709  
sheriff or local police officials shall recover license plates 2710  
erroneously or fraudulently issued. 2711

(F) Each deputy registrar, upon receipt of any application 2712  
for registration or registration renewal notice, together with 2713  
the license fee and any local motor vehicle license tax levied 2714  
pursuant to Chapter 4504. of the Revised Code, shall transmit 2715  
that fee and tax, if any, in the manner provided in this 2716  
section, together with the original and duplicate copy of the 2717  
application, to the registrar. The registrar, subject to the 2718  
approval of the director of public safety, may deposit the funds 2719  
collected by those deputies in a local bank or depository to the 2720  
credit of the "state of Ohio, bureau of motor vehicles." Where a 2721  
local bank or depository has been designated by the registrar, 2722  
each deputy registrar shall deposit all moneys collected by the 2723  
deputy registrar into that bank or depository not more than one 2724  
business day after their collection and shall make reports to 2725  
the registrar of the amounts so deposited, together with any 2726

other information, some of which may be prescribed by the 2727  
treasurer of state, as the registrar may require and as 2728  
prescribed by the registrar by rule. The registrar, within three 2729  
days after receipt of notification of the deposit of funds by a 2730  
deputy registrar in a local bank or depository, shall draw on 2731  
that account in favor of the treasurer of state. The registrar, 2732  
subject to the approval of the director and the treasurer of 2733  
state, may make reasonable rules necessary for the prompt 2734  
transmittal of fees and for safeguarding the interests of the 2735  
state and of counties, townships, municipal corporations, and 2736  
transportation improvement districts levying local motor vehicle 2737  
license taxes. The registrar may pay service charges usually 2738  
collected by banks and depositories for such service. If deputy 2739  
registrars are located in communities where banking facilities 2740  
are not available, they shall transmit the fees forthwith, by 2741  
money order or otherwise, as the registrar, by rule approved by 2742  
the director and the treasurer of state, may prescribe. The 2743  
registrar may pay the usual and customary fees for such service. 2744

(G) This section does not prevent any person from making 2745  
an application for a motor vehicle license directly to the 2746  
registrar by mail, by electronic means, or in person at any of 2747  
the registrar's offices, upon payment of a service fee equal to 2748  
the amount established under section 4503.038 of the Revised 2749  
Code for each application. 2750

(H) No person shall make a false statement as to the 2751  
district of registration in an application required by division 2752  
(A) of this section. Violation of this division is falsification 2753  
under section 2921.13 of the Revised Code and punishable as 2754  
specified in that section. 2755

(I) (1) Where applicable, the requirements of division (B) 2756

of this section relating to the presentation of an inspection 2757  
certificate issued under section 3704.14 of the Revised Code and 2758  
rules adopted under it for a motor vehicle, the refusal of a 2759  
license for failure to present an inspection certificate or 2760  
alternative emissions certificate, and the stamping of the 2761  
inspection certificate or alternative emissions certificate by 2762  
the official issuing the certificate of registration apply to 2763  
the registration of and issuance of license plates for a motor 2764  
vehicle under sections 4503.102, 4503.12, 4503.14, 4503.15, 2765  
4503.16, 4503.171, 4503.172, 4503.19, 4503.40, 4503.41, 4503.42, 2766  
4503.43, 4503.44, 4503.46, 4503.47, and 4503.51 of the Revised 2767  
Code. 2768

(2) (a) The registrar shall adopt rules ensuring that each 2769  
owner registering a motor vehicle in a county where a motor 2770  
vehicle inspection and maintenance program is in effect under 2771  
section 3704.14 of the Revised Code and rules adopted under it 2772  
receives information about the requirements established in that 2773  
section and those rules and about the need in those counties to 2774  
present an inspection certificate or an alternative emissions 2775  
certificate with an application for registration or 2776  
preregistration. 2777

(b) Upon request, the registrar shall provide the director 2778  
of environmental protection, or any person that has been awarded 2779  
a contract under section 3704.14 of the Revised Code, an on-line 2780  
computer data link to registration information for all passenger 2781  
cars, noncommercial motor vehicles, and commercial cars that are 2782  
subject to that section. The registrar also shall provide to the 2783  
director of environmental protection a magnetic data tape 2784  
containing registration information regarding passenger cars, 2785  
noncommercial motor vehicles, and commercial cars for which a 2786  
multi-year registration is in effect under section 4503.103 of 2787

the Revised Code or rules adopted under it, including, without 2788  
limitation, the date of issuance of the multi-year registration, 2789  
the registration deadline established under rules adopted under 2790  
section 4503.101 of the Revised Code that was applicable in the 2791  
year in which the multi-year registration was issued, and the 2792  
registration deadline for renewal of the multi-year 2793  
registration. 2794

(J) Subject to division (K) of this section, application 2795  
for registration under the international registration plan, as 2796  
set forth in sections 4503.60 to 4503.66 of the Revised Code, 2797  
shall be made to the registrar on forms furnished by the 2798  
registrar. In accordance with international registration plan 2799  
guidelines and pursuant to rules adopted by the registrar, the 2800  
forms shall include the following: 2801

(1) A uniform mileage schedule; 2802

(2) The gross vehicle weight of the vehicle or combined 2803  
gross vehicle weight of the combination vehicle as declared by 2804  
the registrant; 2805

(3) Any other information the registrar requires by rule. 2806

(K) The registrar shall determine the feasibility of 2807  
implementing an electronic commercial fleet licensing and 2808  
management program that will enable the owners of commercial 2809  
tractors, commercial trailers, and commercial semitrailers to 2810  
conduct electronic transactions by July 1, 2010, or sooner. If 2811  
the registrar determines that implementing such a program is 2812  
feasible, the registrar shall adopt new rules under this 2813  
division or amend existing rules adopted under this division as 2814  
necessary in order to respond to advances in technology. 2815

If international registration plan guidelines and 2816



provisions allow member jurisdictions to permit applications for 2817  
registrations under the international registration plan to be 2818  
made via the internet, the rules the registrar adopts under this 2819  
division shall permit such action. 2820

**Sec. 4503.102.** (A) The registrar of motor vehicles shall 2821  
adopt rules to establish a centralized system of motor vehicle 2822  
registration renewal by mail or by electronic means. Any person 2823  
owning a motor vehicle that was registered in the person's name 2824  
during the preceding registration year shall renew the 2825  
registration of the motor vehicle not more than ninety days 2826  
prior to the expiration date of the registration either by mail 2827  
or by electronic means through the centralized system of 2828  
registration established under this section, or in person at any 2829  
office of the registrar or at a deputy registrar's office. 2830

(B) (1) Except as provided in division (B) (2) of this 2831  
section, no less than forty-five days prior to the expiration 2832  
date of any motor vehicle registration, the registrar shall mail 2833  
a renewal notice to the person in whose name the motor vehicle 2834  
is registered. The renewal notice shall clearly state that the 2835  
registration of the motor vehicle may be renewed by mail or 2836  
electronic means through the centralized system of registration 2837  
or in person at any office of the registrar or at a deputy 2838  
registrar's office and shall be preprinted with information 2839  
including, but not limited to, the owner's name and residence 2840  
address as shown in the records of the bureau of motor vehicles, 2841  
a brief description of the motor vehicle to be registered, 2842  
notice of the license taxes and fees due on the motor vehicle, 2843  
the toll-free telephone number of the registrar as required 2844  
under division (D) (1) of section 4503.031 of the Revised Code, a 2845  
statement that payment for a renewal may be made by financial 2846  
transaction device using the toll-free telephone number, and any 2847

additional information the registrar may require by rule. The 2848  
renewal notice shall not include the social security number of 2849  
either the owner of the motor vehicle or the person in whose 2850  
name the motor vehicle is registered. The renewal notice shall 2851  
be sent by regular mail to the owner's last known address as 2852  
shown in the records of the bureau of motor vehicles. 2853

(2) The registrar is not required to mail a renewal notice 2854  
if either of the following applies: 2855

(a) The owner of the vehicle has consented to receiving 2856  
the renewal notice by electronic means only. 2857

(b) The application for renewal of the registration of a 2858  
motor vehicle is prohibited from being accepted by the registrar 2859  
or a deputy registrar by division (D) of section 2935.27, 2860  
division (A) of section 4503.13, division (B) of section 2861  
4510.22, division (D) of section 4503.234, division (B) (1) of 2862  
section 4521.10, or division (B) of section 5537.041 of the 2863  
Revised Code. 2864

(3) If the owner of a motor vehicle has consented to 2865  
receiving a renewal notice by electronic means only, the 2866  
registrar shall send an electronic renewal notice to the owner 2867  
that contains the information specified in division (B) (1) of 2868  
this section at the time specified under that division. 2869

(C) The owner of the motor vehicle shall verify the 2870  
information contained in the notice, sign it either manually or 2871  
by electronic means, and return it, either by mail or electronic 2872  
means, or the owner may take it in person to any office of the 2873  
registrar or of a deputy registrar. The owner shall include with 2874  
the notice a financial transaction device number when renewing 2875  
in person or by electronic means but not by mail, check, or 2876

money order in the amount of the registration taxes and fees 2877  
payable on the motor vehicle and a service fee equal to the 2878  
amount established under section 4503.038 of the Revised Code, 2879  
plus postage as indicated on the notice if the registration is 2880  
renewed or fulfilled by mail, and an inspection certificate or 2881  
alternative emissions certificate for the motor vehicle as 2882  
provided in section 3704.14 of the Revised Code. For purposes of 2883  
the centralized system of motor vehicle registration, the 2884  
registrar shall accept payments via the toll-free telephone 2885  
number established under division (D)(1) of section 4503.031 of 2886  
the Revised Code for renewals made by mail. If the motor vehicle 2887  
owner chooses to renew the motor vehicle registration by 2888  
electronic means, the owner shall proceed in accordance with the 2889  
rules the registrar adopts. 2890

(D) If all registration and transfer fees for the motor 2891  
vehicle for the preceding year or the preceding period of the 2892  
current registration year have not been paid, if division (D) of 2893  
section 2935.27, division (A) of section 4503.13, division (B) 2894  
of section 4510.22, division (D) of section 4503.234, division 2895  
(B)(1) of section 4521.10, or division (B) of section 5537.041 2896  
of the Revised Code prohibits acceptance of the renewal notice, 2897  
or if the owner or lessee does not have an inspection 2898  
certificate or alternative emissions certificate for the motor 2899  
vehicle as provided in section 3704.14 of the Revised Code, if 2900  
that section is applicable, the license shall be refused, and 2901  
the registrar or deputy registrar shall so notify the owner. 2902  
This section does not require the payment of license or 2903  
registration taxes on a motor vehicle for any preceding year, or 2904  
for any preceding period of a year, if the motor vehicle was not 2905  
taxable for that preceding year or period under section 4503.02, 2906  
4503.04, 4503.11, 4503.12, or 4503.16 or Chapter 4504. of the 2907

Revised Code. 2908

(E) (1) Failure to receive a renewal notice does not 2909  
relieve a motor vehicle owner from the responsibility to renew 2910  
the registration for the motor vehicle. Any person who has a 2911  
motor vehicle registered in this state and who does not receive 2912  
a renewal notice as provided in division (B) of this section 2913  
prior to the expiration date of the registration shall request 2914  
an application for registration from the registrar or a deputy 2915  
registrar and sign the application manually or by electronic 2916  
means and submit the application and pay any applicable license 2917  
taxes and fees to the registrar or deputy registrar. 2918

(2) If the owner of a motor vehicle submits an application 2919  
for registration and the registrar is prohibited by division (D) 2920  
of section 2935.27, division (A) of section 4503.13, division 2921  
(B) of section 4510.22, division (D) of section 4503.234, 2922  
division (B) (1) of section 4521.10, or division (B) of section 2923  
5537.041 of the Revised Code from accepting the application, the 2924  
registrar shall return the application and the payment to the 2925  
owner. If the owner of a motor vehicle submits a registration 2926  
renewal application to the registrar by electronic means and the 2927  
registrar is prohibited from accepting the application as 2928  
provided in this division, the registrar shall notify the owner 2929  
of this fact and deny the application and return the payment or 2930  
give a credit on the financial transaction device account of the 2931  
owner in the manner the registrar prescribes by rule adopted 2932  
pursuant to division (A) of this section. 2933

(F) Every deputy registrar shall post in a prominent place 2934  
at the deputy's office a notice informing the public of the mail 2935  
registration system required by this section and also shall post 2936  
a notice that every owner of a motor vehicle and every chauffeur 2937

holding a certificate of registration is required to notify the 2938  
registrar in writing of any change of residence within ten days 2939  
after the change occurs. The notice shall be in such form as the 2940  
registrar prescribes by rule. 2941

(G) The service fee equal to the amount established under 2942  
section 4503.038 of the Revised Code that is collected from a 2943  
person who renews a motor vehicle registration by electronic 2944  
means or by mail, plus postage collected by the registrar and 2945  
any financial transaction device surcharge collected by the 2946  
registrar, shall be paid to the credit of the public safety - 2947  
highway purposes fund established by section 4501.06 of the 2948  
Revised Code. 2949

(H) (1) Pursuant to section 113.40 of the Revised Code, the 2950  
registrar shall implement a program permitting payment of motor 2951  
vehicle registration taxes and fees, driver's license and 2952  
commercial driver's license fees, and any other taxes, fees, 2953  
penalties, or charges imposed or levied by the state by means of 2954  
a financial transaction device for transactions occurring 2955  
online, at any office of the registrar, and at all deputy 2956  
registrar locations. The program shall take effect not later 2957  
than July 1, 2016. The registrar shall adopt rules as necessary 2958  
for this purpose, but all such rules are subject to any action, 2959  
policy, or procedure of the board of deposit or treasurer of 2960  
state taken or adopted under section 113.40 of the Revised Code. 2961

(2) The rules adopted under division (H) (1) of this 2962  
section shall require a deputy registrar to accept payments by 2963  
means of a financial transaction device beginning on the 2964  
effective date of the rules unless the deputy registrar contract 2965  
entered into by the deputy registrar prohibits the acceptance of 2966  
such payments by financial transaction device. However, 2967

commencing with deputy registrar contract awards that have a 2968  
start date of July 1, 2016, and for all contract awards 2969  
thereafter, the registrar shall require that the proposer accept 2970  
payment by means of a financial transaction device, including 2971  
credit cards and debit cards, for all department of public 2972  
safety transactions conducted at that deputy registrar location. 2973

The bureau and deputy registrars are not required to pay 2974  
any costs that result from accepting payment by means of a 2975  
financial transaction device. A deputy registrar may charge a 2976  
person who tenders payment for a department transaction by means 2977  
of a financial transaction device any cost the deputy registrar 2978  
incurs from accepting payment by the financial transaction 2979  
device, but the deputy registrar shall not require the person to 2980  
pay any additional fee of any kind in connection with the use by 2981  
the person of the financial transaction device. 2982

(3) In accordance with division (H) (1) of this section and 2983  
rules adopted by the registrar under that division, a county 2984  
auditor or clerk of a court of common pleas that is designated a 2985  
deputy registrar shall accept payment by means of a financial 2986  
transaction device, including credit cards and debit cards, for 2987  
all department transactions conducted at the office of the 2988  
county auditor or clerk in the county auditor's or clerk's 2989  
capacity as deputy registrar. The bureau is not required to pay 2990  
any costs incurred by a county auditor or clerk that result from 2991  
accepting payment by means of a financial transaction device for 2992  
any department transaction. 2993

(I) For persons who reside in counties where tailpipe 2994  
emissions inspections are required under the motor vehicle 2995  
inspection and maintenance program, the notice required by 2996  
division (B) of this section shall also include the toll-free 2997

telephone number maintained by the Ohio environmental protection 2998  
agency to provide information concerning the locations of 2999  
emissions testing centers. The registrar also shall include a 3000  
statement in the notice that a battery electric motor vehicle is 3001  
not required to undergo emissions inspection under the motor 3002  
vehicle inspection and maintenance program established under 3003  
section 3704.14 of the Revised Code. 3004

**Sec. 4503.103.** (A) (1) The registrar of motor vehicles may 3005  
adopt rules to permit any person or lessee, other than a person 3006  
receiving an apportioned license plate under the international 3007  
registration plan, who owns or leases one or more motor vehicles 3008  
to file a written application for registration for no more than 3009  
five succeeding registration years. The rules adopted by the 3010  
registrar may designate the classes of motor vehicles that are 3011  
eligible for such registration. At the time of application, all 3012  
annual taxes and fees shall be paid for each year for which the 3013  
person is registering. 3014

(2) (a) The registrar shall adopt rules to permit any 3015  
person or lessee who owns or leases a trailer or semitrailer 3016  
that is subject to the tax rate prescribed in either division 3017  
(C) (1) or, beginning January 1, 2022, (C) (2) of section 4503.042 3018  
of the Revised Code to file a written application for 3019  
registration for any number of succeeding registration years, 3020  
including a permanent registration, for such trailers or 3021  
semitrailers. 3022

At the time of application, the applicant shall pay all of 3023  
the following: 3024

(i) As applicable, either the annual tax prescribed in 3025  
division (C) (1) of section 4503.042 of the Revised Code for each 3026  
year for which the applicant is registering or the annual tax 3027

prescribed in division (C) (2) of section 4503.042 of the Revised Code, unless the applicant previously paid the tax specified in division (C) (2) of that section for the trailer or semitrailer being registered. However, an applicant paying the annual tax under division (C) (1) of section 4503.042 of the Revised Code shall not pay more than eight times the annual taxes due, regardless of the number of years for which the applicant is registering.

(ii) The additional fee established under division (C) (1) of section 4503.10 of the Revised Code for each year of registration, provided that not more than eight times the additional fee due shall be paid, regardless of the number of years for which the applicant is registering.

(iii) One single deputy registrar service fee in the amount specified in division (D) of section 4503.10 of the Revised Code or one single bureau of motor vehicles service fee in the amount specified in division (G) of that section, as applicable, regardless of the number of years for which the applicant is registering.

(b) In addition, each applicant registering a trailer or semitrailer under division (A) (2) (a) of this section shall pay any applicable local motor vehicle license tax levied under Chapter 4504. of the Revised Code for each year for which the applicant is registering, provided that not more than eight times any such annual local taxes shall be due upon registration.

(c) The period of registration for a trailer or semitrailer registered under division (A) (2) (a) of this section is exclusive to the trailer or semitrailer for which that certificate of registration is issued and is not transferable to



any other trailer or semitrailer if the registration is a 3058  
permanent registration. 3059

(3) Except as provided in division (A) (4) of this section, 3060  
the registrar shall adopt rules to permit any person who owns a 3061  
motor vehicle to file an application for registration for not 3062  
more than five succeeding registration years. At the time of 3063  
application, the person shall pay the annual taxes and fees for 3064  
each registration year, calculated in accordance with division 3065  
(C) of section 4503.11 of the Revised Code. A person who is 3066  
registering a vehicle under division (A) (3) of this section 3067  
shall pay for each year of registration the additional fee 3068  
established under division (C) (1) or (3) of section 4503.10 of 3069  
the Revised Code, as applicable. The person shall also pay the 3070  
deputy registrar service fee or the bureau of motor vehicles 3071  
service fee equal to the amount established under section 3072  
4503.038 of the Revised Code. 3073

(4) Division (A) (3) of this section does not apply to a 3074  
person receiving an apportioned license plate under the 3075  
international registration plan, or the owner of a commercial 3076  
car used solely in intrastate commerce, or the owner of a bus as 3077  
defined in section 4513.50 of the Revised Code. 3078

(5) A person registering a noncommercial trailer 3079  
permanently shall register the trailer under section 4503.107 of 3080  
the Revised Code. 3081

(B) No person applying for a multi-year registration under 3082  
division (A) of this section is entitled to a refund of any 3083  
taxes or fees paid. 3084

(C) The registrar shall not issue to any applicant who has 3085  
been issued a final, nonappealable order under division (D) of 3086

this section a multi-year registration or renewal thereof under 3087  
this division or rules adopted under it for any motor vehicle 3088  
that is required to be inspected under section 3704.14 of the 3089  
Revised Code the district of registration of which, as 3090  
determined under section 4503.10 of the Revised Code, is or is 3091  
located in the county named in the order. 3092

(D) Upon receipt from the director of environmental 3093  
protection of a notice issued under rules adopted under section 3094  
3704.14 of the Revised Code indicating that an owner of a motor 3095  
vehicle that is required to be inspected under that section who 3096  
obtained a multi-year registration for the vehicle under 3097  
division (A) of this section or rules adopted under that 3098  
division has not obtained a required inspection certificate or 3099  
alternative emissions certificate for the vehicle, the registrar 3100  
in accordance with Chapter 119. of the Revised Code shall issue 3101  
an order to the owner impounding the certificate of registration 3102  
and identification license plates for the vehicle. The order 3103  
also shall prohibit the owner from obtaining or renewing a 3104  
multi-year registration for any vehicle that is required to be 3105  
inspected under that section, the district of registration of 3106  
which is or is located in the same county as the county named in 3107  
the order during the number of years after expiration of the 3108  
current multi-year registration that equals the number of years 3109  
for which the current multi-year registration was issued. 3110

An order issued under this division shall require the 3111  
owner to surrender to the registrar the certificate of 3112  
registration and license plates for the vehicle named in the 3113  
order within five days after its issuance. If the owner fails to 3114  
do so within that time, the registrar shall certify that fact to 3115  
the county sheriff or local police officials who shall recover 3116  
the certificate of registration and license plates for the 3117

vehicle. 3118

(E) Upon the occurrence of either of the following 3119  
circumstances, the registrar in accordance with Chapter 119. of 3120  
the Revised Code shall issue to the owner a modified order 3121  
rescinding the provisions of the order issued under division (D) 3122  
of this section impounding the certificate of registration and 3123  
license plates for the vehicle named in that original order: 3124

(1) Receipt from the director of environmental protection 3125  
of a subsequent notice under rules adopted under section 3704.14 3126  
of the Revised Code that the owner has obtained the inspection 3127  
certificate or alternative emissions certificate for the vehicle 3128  
as required under those rules; 3129

(2) Presentation to the registrar by the owner of the 3130  
required inspection certificate or alternative emissions 3131  
certificate for the vehicle. 3132

(F) The owner of a motor vehicle for which the certificate 3133  
of registration and license plates have been impounded pursuant 3134  
to an order issued under division (D) of this section, upon 3135  
issuance of a modified order under division (E) of this section, 3136  
may apply to the registrar for their return. A fee of two 3137  
dollars and fifty cents shall be charged for the return of the 3138  
certificate of registration and license plates for each vehicle 3139  
named in the application. 3140

**Sec. 4503.183.** (A) No person shall use a replica motor 3141  
vehicle for general transportation. However, a person may 3142  
operate a replica motor vehicle registered under this section on 3143  
the public roads and highways as follows: 3144

(1) For club activities, exhibitions, tours, parades, and 3145  
similar uses; 3146

(2) To and from a location where maintenance is performed 3147  
on the replica motor vehicle. 3148

(B) In lieu of the annual license tax levied in sections 3149  
4503.02 and 4503.04 of the Revised Code, the registrar of motor 3150  
vehicles or a deputy registrar shall collect a license fee of 3151  
ten dollars for the registration of a replica motor vehicle 3152  
under this section. The fee shall be deposited into the public 3153  
safety - highway purposes fund established in section 4501.06 of 3154  
the Revised Code. 3155

(C) A person who owns a replica motor vehicle and applies 3156  
for registration and a replica license plate under this section 3157  
shall execute an affidavit that the replica motor vehicle for 3158  
which the plate is requested is owned and operated solely for 3159  
the purposes enumerated in division (A) of this section. The 3160  
affidavit also shall set forth that the replica motor vehicle 3161  
has been inspected and found safe to operate on the public roads 3162  
and highways in the state. No registration issued pursuant to 3163  
this section need specify the weight of the replica motor 3164  
vehicle. 3165

(D) The owner of a replica motor vehicle registered under 3166  
this section shall display in plain view on the rear of the 3167  
replica motor vehicle a replica license plate issued by the 3168  
registrar. A replica license plate shall not display a date, but 3169  
shall display the inscription "Replica Motor Vehicle--Ohio" and 3170  
the registration number assigned to that replica motor vehicle. 3171

(E) A replica license plate is valid without renewal as 3172  
long as the replica motor vehicle for which it was issued or 3173  
procured is in existence. A replica license plate is issued for 3174  
the owner's use only for such replica motor vehicle unless later 3175  
transferred to another replica motor vehicle owned by that 3176

person. In order to effect such a transfer, the owner of the  
replica motor vehicle that originally displayed the replica  
license plate shall comply with division (C) of this section. In  
the event of a transfer of title, the transferor shall surrender  
the replica license plate or transfer it to another replica  
motor vehicle owned by the transferor. The registrar may revoke  
any replica license plate issued under this section, for cause  
shown and after a hearing, for failure of the applicant to  
comply with this section. Upon revocation, a replica license  
plate shall be surrendered.

**Sec. 4503.21.** (A) (1) ~~No~~ Subject to section 4503.211 of the  
Revised Code, no person who is the owner or operator of a motor  
vehicle shall fail to display in plain view on the rear of the  
motor vehicle a license plate that displays the distinctive  
number and registration mark assigned to the motor vehicle by  
the director of public safety, including any county  
identification sticker and any validation sticker when required  
by and issued under sections 4503.19 and 4503.191 of the Revised  
Code. However, a commercial tractor shall display the license  
plate on the front of the commercial tractor.

(2) The license plate shall be securely fastened so as not  
to swing, and shall not be covered by any material that  
obstructs its visibility.

(3) ~~No~~ Subject to section 4503.211 of the Revised Code, no  
person to whom a temporary motor vehicle license registration  
has been issued for the use of a motor vehicle under section  
4503.182 of the Revised Code, and no operator of that motor  
vehicle, shall fail to display the temporary motor vehicle  
license registration in plain view from the rear of the vehicle  
either in the rear window or on an external rear surface of the

motor vehicle. 3207

(4) No person shall cover a temporary motor vehicle 3208  
license registration by any material that obstructs its 3209  
visibility. 3210

(B) Whoever violates this section is guilty of a minor 3211  
misdemeanor. 3212

(C) The offenses established under division (A) of this 3213  
section are strict liability offenses and section 2901.20 of the 3214  
Revised Code does not apply. The designation of these offenses 3215  
as strict liability offenses shall not be construed to imply 3216  
that any other offense, for which there is no specified degree 3217  
of culpability, is not a strict liability offense. 3218

**Sec. 4503.211.** (A) As used in this section: 3219

(1) "Motor vehicle renting dealer" means any person 3220  
engaged in the business of regularly making available, offering 3221  
to make available, or arranging for another person to use a 3222  
motor vehicle pursuant to a bailment, rental agreement, or other 3223  
contractual arrangement for a period of thirty days or less 3224  
under which a charge is made for the motor vehicle's use at a 3225  
specified rate and the title to the motor vehicle is in a person 3226  
other than the operator, but does not mean a manufacturer or its 3227  
affiliate renting to its employees or to dealers. 3228

(2) "Operator" means a person driving or otherwise in 3229  
control of a motor vehicle. 3230

(3) "Registered owner" means any person or entity 3231  
identified by the bureau of motor vehicles or any other state 3232  
motor vehicle registration bureau, department, or office as the 3233  
owner of a motor vehicle. 3234

(B) No operator shall be charged with or convicted of a 3235  
violation of division (A) (1) or (3) of section 4503.21 of the 3236  
Revised Code when operating a motor vehicle on a public highway 3237  
when all of the following apply: 3238

(1) The operator has a valid written rental agreement with 3239  
a motor vehicle renting dealer and such agreement is in effect 3240  
at the time of the offense described in division (A) (1) or (3) 3241  
of section 4503.21 of the Revised Code. 3242

(2) At the time of the offense, the operator provides the 3243  
valid written agreement to the peace officer or state highway 3244  
patrol officer enforcing the prohibition. 3245

(3) The operator has not removed, concealed, or modified 3246  
the license plate or validation sticker as placed or attached by 3247  
the motor vehicle renting dealer or its affiliate. 3248

(C) If divisions (B) (1) and (3) of this section apply, but 3249  
the operator is unable to produce a valid written agreement at 3250  
the time of the offense, the operator may submit a copy of the 3251  
valid written agreement to the court at any time before or 3252  
during the operator's court hearing. If such agreement is 3253  
presented to the court, the court shall dismiss any ticket, 3254  
citation, or summons issued to the operator for the offense. 3255

(D) If division (B) or (C) of this section applies, the 3256  
registered owner of the motor vehicle that was the subject of a 3257  
violation of division (A) (1) or (3) of section 4503.21 of the 3258  
Revised Code is solely liable for any fees, fines, or penalties 3259  
for the violation. 3260

**Sec. 4505.072.** (A) The owner of a motor vehicle seeking to 3261  
obtain a certificate of title indicating that the motor vehicle 3262  
is a replica motor vehicle shall do all of the following: 3263

(1) Have that motor vehicle inspected by the state highway 3264  
patrol in the manner specified in section 4505.111 of the 3265  
Revised Code and obtain an inspection report from the state 3266  
highway patrol; 3267

(2) Obtain a signed written statement from a person or 3268  
nonprofit corporation with expertise in historical motor 3269  
vehicles that the owner's motor vehicle reasonably replicates 3270  
the make, model, and model year of motor vehicle that the owner 3271  
is intending to replicate; 3272

(3) Sign the written statement and have it notarized by a 3273  
notary public. 3274

(B) When a clerk of a court of common pleas issues a 3275  
physical or electronic certificate of title for a replica motor 3276  
vehicle, the certificate of title shall indicate that the motor 3277  
vehicle is a replica motor vehicle. 3278

When a clerk of a court of common pleas issues a duplicate 3279  
certificate of title or memorandum certificate of title for a 3280  
replica motor vehicle, that certificate of title shall be 3281  
identical to the existing certificate of title. 3282

Prior to issuance of the certificate of title, the owner 3283  
of the replica motor vehicle shall surrender to the clerk any 3284  
existing certificate of title, a copy of the inspection report, 3285  
and the signed notarized written statement described in division 3286  
(A) of this section. 3287

(C) (1) Upon compliance with divisions (A) and (B) of this 3288  
section and payment of the fee prescribed in section 4505.09 of 3289  
the Revised Code, the clerk shall issue to the owner a 3290  
certificate of title that complies with this section. 3291

(2) The clerk shall use reasonable care in performing the 3292



duties imposed on the clerk by this section in issuing a 3293  
certificate of title pursuant to this section, but the clerk is 3294  
not liable for any of the clerk's errors or omissions or those 3295  
of the clerk's deputies, or the automated title processing 3296  
system in the performance of those duties. 3297

(D) (1) The registrar of motor vehicles shall ensure that 3298  
the certificate of title of a replica motor vehicle issued under 3299  
this section complies with all of the following: 3300

(a) It is in the same form as the original certificate of 3301  
title. 3302

(b) It displays the word "REPLICA" in black boldface 3303  
letters on its face. 3304

(c) It includes the make, model, and model year of motor 3305  
vehicle that the owner is intending the motor vehicle to 3306  
replicate. 3307

(d) It includes the year the replica motor vehicle was 3308  
constructed, assembled, or modified. 3309

(2) The registrar shall determine the exact location on 3310  
the face of the certificate of title of the word "REPLICA," the 3311  
make, model, and model year of motor vehicle the owner is 3312  
intending to replicate, and the year the replica motor vehicle 3313  
was constructed, assembled, or modified. The registrar shall 3314  
develop an automated procedure within the automated title 3315  
processing system for purposes of this section. 3316

(3) Every memorandum certificate of title or duplicate 3317  
certificate of title issued for a replica motor vehicle for 3318  
which a certificate of title has been issued under this section 3319  
shall display the same information as is required under division 3320  
(D) (1) of this section. 3321

Any subsequent certificate of title issued for a replica 3322  
motor vehicle for which a certificate of title has been issued 3323  
under this section shall display the same information as is 3324  
required under division (D) (1) of this section. 3325

(E) (1) The owner of a replica motor vehicle who titles 3326  
that vehicle as a replica motor vehicle under this section shall 3327  
obtain replica license plates and comply with the requirements 3328  
of section 4503.183 of the Revised Code. 3329

(2) The owner of a replica motor vehicle who does not 3330  
title that motor vehicle as a replica motor vehicle under this 3331  
section is not required to obtain replica motor vehicle license 3332  
plates and comply with the requirements of section 4503.183 of 3333  
the Revised Code. Such an owner is subject to the general 3334  
registration requirements of Chapter 4503., the titling 3335  
requirements of Chapter 4505., and the equipment requirements of 3336  
Chapter 4513. of the Revised Code. 3337

**Sec. 4505.08.** (A) When the clerk of a court of common 3338  
pleas issues a physical certificate of title, the clerk shall 3339  
issue the certificate of title on a form and in a manner 3340  
prescribed by the registrar of motor vehicles. The clerk shall 3341  
file a copy of the physical evidence for the creation of the 3342  
certificate of title in a manner prescribed by the registrar. A 3343  
clerk may retain digital images of documents used as evidence 3344  
for issuance of a certificate of title. Certified printouts of 3345  
documents retained as digital images shall have the same 3346  
evidentiary value as the original physical documents. The record 3347  
of the issuance of the certificate of title shall be maintained 3348  
in the automated title processing system. The clerk shall sign 3349  
and affix the clerk's seal to the original certificate of title 3350  
and, if there are no liens on the motor vehicle, shall deliver 3351

the certificate to the applicant or the selling dealer. If there 3352  
are one or more liens on the motor vehicle, the certificate of 3353  
title shall be delivered to the holder of the first lien or the 3354  
selling dealer, who shall deliver the certificate of title to 3355  
the holder of the first lien. 3356

The registrar shall prescribe a uniform method of 3357  
numbering certificates of title, and such numbering shall be in 3358  
such manner that the county of issuance is indicated. The clerk 3359  
shall assign numbers to certificates of title in the manner 3360  
prescribed by the registrar. The clerk shall file all 3361  
certificates of title according to rules to be prescribed by the 3362  
registrar, and the clerk shall maintain in the clerk's office 3363  
indexes for the certificates of title. 3364

The clerk need not retain on file any current certificates 3365  
of title, current duplicate certificates of title, current 3366  
memorandum certificates of title, or current salvage 3367  
certificates of title, or supporting evidence of them covering 3368  
any motor vehicle or manufactured or mobile home for a period 3369  
longer than seven years after the date of its filing; 3370  
thereafter, the documents and supporting evidence may be 3371  
destroyed. The clerk need not retain on file any inactive 3372  
records, including certificates of title, duplicate certificates 3373  
of title, or memorandum certificates of title, or supporting 3374  
evidence of them, including the electronic record described in 3375  
division (A) of section 4505.06 of the Revised Code, covering 3376  
any motor vehicle or manufactured or mobile home for a period 3377  
longer than five years after the date of its filing; thereafter, 3378  
the documents and supporting evidence may be destroyed. 3379

The automated title processing system shall contain all 3380  
active records and an index of the active records, a record and 3381

index of all inactive titles for ten years, and a record and 3382  
index of all inactive titles for manufactured and mobile homes 3383  
for thirty years. If the clerk provides a written copy of any 3384  
information contained in the database, the copy shall be 3385  
considered the original for purposes of the clerk certifying the 3386  
record of the information for use in any legal proceeding. 3387

(B) (1) If the clerk issues a certificate of title for a 3388  
motor vehicle that was last previously registered in another 3389  
state, the clerk shall record verbatim, where practicable, in 3390  
the space on the title described in division (B) (19) of section 3391  
4505.07 of the Revised Code, the words that appear as a notation 3392  
to the vehicle on the title issued by the previous state. These 3393  
notations may include, but are not limited to, words to the 3394  
effect that the vehicle was considered or was categorized by the 3395  
state in which it was last previously registered to be a law 3396  
enforcement vehicle or a taxicab or was once in a flood. 3397

(2) If the clerk, while issuing a certificate of title for 3398  
a motor vehicle that was last previously registered in another 3399  
state, receives information from the automated title processing 3400  
system indicating that a title to the vehicle previously was 3401  
issued by this state and that the previous title contained 3402  
notations that appeared in the space described in division (B) 3403  
(19) or (20) of section 4505.07 of the Revised Code, the clerk 3404  
shall enter the notations that appeared on the previous 3405  
certificate of title issued by this state on the new certificate 3406  
of title in the space described in division (B) (19) or (20) of 3407  
section 4505.07 of the Revised Code, irrespective of whether the 3408  
notations appear on the certificate of title issued by the state 3409  
in which the vehicle was last previously registered. 3410

(3) If the clerk, while issuing a certificate of title for 3411

a motor vehicle that was last previously registered in another 3412  
state, receives information from the automated title processing 3413  
system indicating that the vehicle was previously issued a title 3414  
by this state and that the previous title bore the notation 3415  
"REBUILT SALVAGE" as required by division (E) of section 4505.11 3416  
of the Revised Code, or the previous title to the vehicle issued 3417  
by this state was a salvage certificate of title, the clerk 3418  
shall cause the certificate of title the clerk issues to bear 3419  
the notation "REBUILT SALVAGE" in the location prescribed by the 3420  
registrar pursuant to that division. 3421

(4) If the clerk, while issuing a certificate of title for 3422  
a motor vehicle that was last previously registered in another 3423  
state, receives information from the automated title processing 3424  
system indicating that the vehicle was previously issued a title 3425  
by this state and that the previous title included the notation 3426  
"REPLICA" in accordance with section 4505.072 of the Revised 3427  
Code, or the previous title to the vehicle issued by another 3428  
state indicates that the vehicle is a replica motor vehicle, the 3429  
clerk shall cause the certificate of title the clerk issues to 3430  
display the notation "REPLICA" in the location prescribed by the 3431  
registrar pursuant to that section. 3432

(C) When the clerk issues a certificate of title for a 3433  
motor vehicle that was last previously registered in this state 3434  
and was a law enforcement vehicle or a taxicab or was once in a 3435  
flood, the clerk shall record that information in the space on 3436  
the title described in division (B) (20) of section 4505.07 of 3437  
the Revised Code. The registrar, by rule, may prescribe any 3438  
additional uses of or happenings to a motor vehicle that the 3439  
registrar has reason to believe should be noted on the 3440  
certificate of title as provided in this division. 3441

(D) The clerk shall use reasonable care in recording or 3442  
entering onto titles the clerk issues any notation and 3443  
information the clerk is required by divisions (B) and (C) of 3444  
this section to record or enter and in causing the titles the 3445  
clerk issues to bear any notation required by those divisions, 3446  
but the clerk is not liable for any of the clerk's errors or 3447  
omissions or those of the clerk's deputies, or the automated 3448  
title processing system, in the performance of the duties 3449  
imposed on the clerk by this section. 3450

(E) The clerk may issue a duplicate title, when duly 3451  
applied for, of any title that has been destroyed as herein 3452  
provided. 3453

(F) Except as provided in section 4505.021 of the Revised 3454  
Code, the clerk shall issue a physical certificate of title to 3455  
an applicant unless the applicant specifically requests the 3456  
clerk not to issue a physical certificate of title and instead 3457  
to issue an electronic certificate of title. The fact that a 3458  
physical certificate of title is not issued for a motor vehicle 3459  
does not affect ownership of the vehicle. In that case, when the 3460  
clerk completes the process of entering certificate of title 3461  
application information into the automated title processing 3462  
system, the effect of the completion of the process is the same 3463  
as if the clerk actually issued a physical certificate of title 3464  
for the motor vehicle. 3465

(G) An electronic motor vehicle dealer who applies for a 3466  
certificate of title on behalf of a customer who purchases a 3467  
motor vehicle from the dealer may print a non-negotiable 3468  
evidence of ownership for the customer if the customer so 3469  
requests. The authorization to print the non-negotiable evidence 3470  
of ownership shall come from the clerk with whom the dealer 3471

makes application for the certificate of title for the customer, 3472  
but the printing by the dealer does not create an agency 3473  
relationship of any kind between the dealer and the clerk. 3474

(H) The owner of a motor vehicle may apply at any time to 3475  
a clerk of a court of common pleas for a non-negotiable evidence 3476  
of ownership for the motor vehicle. 3477

(I) In accordance with rules adopted by the registrar, a 3478  
clerk may issue a certificate of title applied for by an agent 3479  
of a licensed motor vehicle dealer when that agent has a 3480  
properly executed power of attorney from the dealer. 3481

**Sec. 4506.01.** As used in this chapter: 3482

(A) "Alcohol concentration" means the concentration of 3483  
alcohol in a person's blood, breath, or urine. When expressed as 3484  
a percentage, it means grams of alcohol per the following: 3485

(1) One hundred milliliters of whole blood, blood serum, 3486  
or blood plasma; 3487

(2) Two hundred ten liters of breath; 3488

(3) One hundred milliliters of urine. 3489

~~(B) (1) (B)~~ "Commercial driver's license" means a license 3490  
issued in accordance with this chapter that authorizes an 3491  
individual to drive a commercial motor vehicle. ~~Except as~~ 3492  
~~otherwise specifically provided, "commercial driver's license"~~ 3493  
~~includes an "enhanced commercial driver's license."~~ 3494

~~(2) "Enhanced commercial driver's license" means a~~ 3495  
~~commercial driver's license issued in accordance with sections~~ 3496  
~~4507.021 and 4506.072 of the Revised Code that denotes~~ 3497  
~~citizenship and identity and is approved by the United States~~ 3498  
~~secretary of homeland security or other designated federal~~ 3499

~~agency for purposes of entering the United States.~~ 3500

(C) "Commercial driver's license information system" means 3501  
the information system established pursuant to the requirements 3502  
of the "Commercial Motor Vehicle Safety Act of 1986," 100 Stat. 3503  
3207-171, 49 U.S.C.A. App. 2701. 3504

(D) Except when used in section 4506.25 of the Revised 3505  
Code, "commercial motor vehicle" means any motor vehicle 3506  
designed or used to transport persons or property that meets any 3507  
of the following qualifications: 3508

(1) Any combination of vehicles with a gross vehicle 3509  
weight or combined gross vehicle weight rating of twenty-six 3510  
thousand one pounds or more, provided the gross vehicle weight 3511  
or gross vehicle weight rating of the vehicle or vehicles being 3512  
towed is in excess of ten thousand pounds; 3513

(2) Any single vehicle with a gross vehicle weight or 3514  
gross vehicle weight rating of twenty-six thousand one pounds or 3515  
more; 3516

(3) Any single vehicle or combination of vehicles that is 3517  
not a class A or class B vehicle, but is designed to transport 3518  
sixteen or more passengers including the driver; 3519

(4) Any school bus with a gross vehicle weight or gross 3520  
vehicle weight rating of less than twenty-six thousand one 3521  
pounds that is designed to transport fewer than sixteen 3522  
passengers including the driver; 3523

(5) Is transporting hazardous materials for which 3524  
placarding is required under subpart F of 49 C.F.R. part 172, as 3525  
amended; 3526

(6) Any single vehicle or combination of vehicles that is 3527



designed to be operated and to travel on a public street or 3528  
highway and is considered by the federal motor carrier safety 3529  
administration to be a commercial motor vehicle, including, but 3530  
not limited to, a motorized crane, a vehicle whose function is 3531  
to pump cement, a rig for drilling wells, and a portable crane. 3532

(E) "Controlled substance" means all of the following: 3533

(1) Any substance classified as a controlled substance 3534  
under the "Controlled Substances Act," 80 Stat. 1242 (1970), 21 3535  
U.S.C.A. 802(6), as amended; 3536

(2) Any substance included in schedules I through V of 21 3537  
C.F.R. part 1308, as amended; 3538

(3) Any drug of abuse. 3539

(F) "Conviction" means an unvacated adjudication of guilt 3540  
or a determination that a person has violated or failed to 3541  
comply with the law in a court of original jurisdiction or an 3542  
authorized administrative tribunal, an unvacated forfeiture of 3543  
bail or collateral deposited to secure the person's appearance 3544  
in court, a plea of guilty or nolo contendere accepted by the 3545  
court, the payment of a fine or court cost, or violation of a 3546  
condition of release without bail, regardless of whether or not 3547  
the penalty is rebated, suspended, or probated. 3548

(G) "Disqualification" means any of the following: 3549

(1) The suspension, revocation, or cancellation of a 3550  
person's privileges to operate a commercial motor vehicle; 3551

(2) Any withdrawal of a person's privileges to operate a 3552  
commercial motor vehicle as the result of a violation of state 3553  
or local law relating to motor vehicle traffic control other 3554  
than parking, vehicle weight, or vehicle defect violations; 3555

(3) A determination by the federal motor carrier safety 3556  
administration that a person is not qualified to operate a 3557  
commercial motor vehicle under 49 C.F.R. 391. 3558

(H) "Domiciled" means having a true, fixed, principal, and 3559  
permanent residence to which an individual intends to return. 3560

(I) "Downgrade" means any of the following, as applicable: 3561

(1) A change in the commercial driver's license, or 3562  
commercial driver's license temporary instruction permit, 3563  
holder's self-certified status as described in division (A) (1) 3564  
of section 4506.10 of the Revised Code; 3565

(2) A change to a lesser class of vehicle; 3566

(3) Removal of commercial driver's license privileges from 3567  
the individual's driver's license. 3568

(J) "Drive" means to drive, operate, or be in physical 3569  
control of a motor vehicle. 3570

(K) "Driver" means any person who drives, operates, or is 3571  
in physical control of a commercial motor vehicle or is required 3572  
to have a commercial driver's license. 3573

(L) "Driver's license" means a license issued by the 3574  
bureau of motor vehicles that authorizes an individual to drive. 3575

(M) "Drug of abuse" means any controlled substance, 3576  
dangerous drug as defined in section 4729.01 of the Revised 3577  
Code, harmful intoxicant as defined in section 2925.01 of the 3578  
Revised Code, or over-the-counter medication that, when taken in 3579  
quantities exceeding the recommended dosage, can result in 3580  
impairment of judgment or reflexes. 3581

(N) "Electronic device" includes a cellular telephone, a 3582

personal digital assistant, a pager, a computer, and any other 3583  
device used to input, write, send, receive, or read text. 3584

(O) "Eligible unit of local government" means a village, 3585  
township, or county that has a population of not more than three 3586  
thousand persons according to the most recent federal census. 3587

(P) "Employer" means any person, including the federal 3588  
government, any state, and a political subdivision of any state, 3589  
that owns or leases a commercial motor vehicle or assigns a 3590  
person to drive such a motor vehicle. 3591

(Q) "Endorsement" means an authorization on a person's 3592  
commercial driver's license that is required to permit the 3593  
person to operate a specified type of commercial motor vehicle. 3594

(R) "Farm truck" means a truck controlled and operated by 3595  
a farmer for use in the transportation to or from a farm, for a 3596  
distance of not more than one hundred fifty miles, of products 3597  
of the farm, including livestock and its products, poultry and 3598  
its products, floricultural and horticultural products, and in 3599  
the transportation to the farm, from a distance of not more than 3600  
one hundred fifty miles, of supplies for the farm, including 3601  
tile, fence, and every other thing or commodity used in 3602  
agricultural, floricultural, horticultural, livestock, and 3603  
poultry production, and livestock, poultry, and other animals 3604  
and things used for breeding, feeding, or other purposes 3605  
connected with the operation of the farm, when the truck is 3606  
operated in accordance with this division and is not used in the 3607  
operations of a motor carrier, as defined in section 4923.01 of 3608  
the Revised Code. 3609

(S) "Fatality" means the death of a person as the result 3610  
of a motor vehicle accident occurring not more than three 3611

hundred sixty-five days prior to the date of death. 3612

(T) "Felony" means any offense under federal or state law 3613  
that is punishable by death or specifically classified as a 3614  
felony under the law of this state, regardless of the penalty 3615  
that may be imposed. 3616

(U) "Foreign jurisdiction" means any jurisdiction other 3617  
than a state. 3618

(V) "Gross vehicle weight rating" means the value 3619  
specified by the manufacturer as the maximum loaded weight of a 3620  
single or a combination vehicle. The gross vehicle weight rating 3621  
of a combination vehicle is the gross vehicle weight rating of 3622  
the power unit plus the gross vehicle weight rating of each 3623  
towed unit. 3624

(W) "Hazardous materials" means any material that has been 3625  
designated as hazardous under 49 U.S.C. 5103 and is required to 3626  
be placarded under subpart F of 49 C.F.R. part 172 or any 3627  
quantity of a material listed as a select agent or toxin in 42 3628  
C.F.R. part 73, as amended. 3629

(X) "Imminent hazard" means the existence of a condition 3630  
that presents a substantial likelihood that death, serious 3631  
illness, severe personal injury, or a substantial endangerment 3632  
to health, property, or the environment may occur before the 3633  
reasonably foreseeable completion date of a formal proceeding 3634  
begun to lessen the risk of that death, illness, injury, or 3635  
endangerment. 3636

(Y) "Medical variance" means one of the following received 3637  
by a driver from the federal motor carrier safety administration 3638  
that allows the driver to be issued a medical certificate: 3639

(1) An exemption letter permitting operation of a 3640

commercial motor vehicle under 49 C.F.R. 381, subpart C or 49 3641  
C.F.R. 391.64; 3642

(2) A skill performance evaluation certificate permitting 3643  
operation of a commercial motor vehicle pursuant to 49 C.F.R. 3644  
391.49. 3645

(Z) "Mobile telephone" means a mobile communication device 3646  
that falls under or uses any commercial mobile radio service as 3647  
defined in 47 C.F.R. 20, except that mobile telephone does not 3648  
include two-way or citizens band radio services. 3649

(AA) "Motor vehicle" means a vehicle, machine, tractor, 3650  
trailer, or semitrailer propelled or drawn by mechanical power 3651  
used on highways, except that such term does not include a 3652  
vehicle, machine, tractor, trailer, or semitrailer operated 3653  
exclusively on a rail. 3654

(BB) "Out-of-service order" means a declaration by an 3655  
authorized enforcement officer of a federal, state, local, 3656  
Canadian, or Mexican jurisdiction declaring that a driver, 3657  
commercial motor vehicle, or commercial motor carrier operation 3658  
is out of service as defined in 49 C.F.R. 390.5. 3659

(CC) "Peace officer" has the same meaning as in section 3660  
2935.01 of the Revised Code. 3661

(DD) "Portable tank" means a liquid or gaseous packaging 3662  
designed primarily to be loaded onto or temporarily attached to 3663  
a vehicle and equipped with skids, mountings, or accessories to 3664  
facilitate handling of the tank by mechanical means. 3665

(EE) "Public safety vehicle" has the same meaning as in 3666  
divisions (E) (1) and (3) of section 4511.01 of the Revised Code. 3667

(FF) "Recreational vehicle" includes every vehicle that is 3668

defined as a recreational vehicle in section 4501.01 of the 3669  
Revised Code and is used exclusively for purposes other than 3670  
engaging in business for profit. 3671

(GG) "Residence" means any person's residence determined 3672  
in accordance with standards prescribed in rules adopted by the 3673  
registrar. 3674

(HH) "School bus" has the same meaning as in section 3675  
4511.01 of the Revised Code. 3676

(II) "Serious traffic violation" means any of the 3677  
following: 3678

(1) A conviction arising from a single charge of operating 3679  
a commercial motor vehicle in violation of any provision of 3680  
section 4506.03 of the Revised Code; 3681

(2) (a) Except as provided in division (II) (2) (b) of this 3682  
section, a violation while operating a commercial motor vehicle 3683  
of a law of this state, or any municipal ordinance or county or 3684  
township resolution, or any other substantially similar law of 3685  
another state or political subdivision of another state 3686  
prohibiting either of the following: 3687

(i) Texting while driving; 3688

(ii) Using a handheld mobile telephone. 3689

(b) It is not a serious traffic violation if the person 3690  
was texting or using a handheld mobile telephone to contact law 3691  
enforcement or other emergency services. 3692

(3) A conviction arising from the operation of any motor 3693  
vehicle that involves any of the following: 3694

(a) A single charge of any speed in excess of the posted 3695

speed limit by fifteen miles per hour or more; 3696

(b) Violation of section 4511.20 or 4511.201 of the 3697  
Revised Code or any similar ordinance or resolution, or of any 3698  
similar law of another state or political subdivision of another 3699  
state; 3700

(c) Violation of a law of this state or an ordinance or 3701  
resolution relating to traffic control, other than a parking 3702  
violation, or of any similar law of another state or political 3703  
subdivision of another state, that results in a fatal accident; 3704

(d) Violation of section 4506.03 of the Revised Code or a 3705  
substantially similar municipal ordinance or county or township 3706  
resolution, or of any similar law of another state or political 3707  
subdivision of another state, that involves the operation of a 3708  
commercial motor vehicle without a valid commercial driver's 3709  
license with the proper class or endorsement for the specific 3710  
vehicle group being operated or for the passengers or type of 3711  
cargo being transported; 3712

(e) Violation of section 4506.03 of the Revised Code or a 3713  
substantially similar municipal ordinance or county or township 3714  
resolution, or of any similar law of another state or political 3715  
subdivision of another state, that involves the operation of a 3716  
commercial motor vehicle without a valid commercial driver's 3717  
license being in the person's possession; 3718

(f) Violation of section 4511.33 or 4511.34 of the Revised 3719  
Code, or any municipal ordinance or county or township 3720  
resolution substantially similar to either of those sections, or 3721  
any substantially similar law of another state or political 3722  
subdivision of another state; 3723

(g) Violation of any other law of this state, any law of 3724

another state, or any ordinance or resolution of a political 3725  
subdivision of this state or another state that meets both of 3726  
the following requirements: 3727

(i) It relates to traffic control, other than a parking 3728  
violation; 3729

(ii) It is determined to be a serious traffic violation by 3730  
the United States secretary of transportation and is designated 3731  
by the director as such by rule. 3732

(JJ) "State" means a state of the United States and 3733  
includes the District of Columbia. 3734

(KK) "Tank vehicle" means any commercial motor vehicle 3735  
that is designed to transport any liquid or gaseous materials 3736  
within a tank or tanks that are either permanently or 3737  
temporarily attached to the vehicle or its chassis and have an 3738  
individual rated capacity of more than one hundred nineteen 3739  
gallons and an aggregate rated capacity of one thousand gallons 3740  
or more. "Tank vehicle" does not include a commercial motor 3741  
vehicle transporting an empty storage container tank that is not 3742  
designed for transportation, has a rated capacity of one 3743  
thousand gallons or more, and is temporarily attached to a 3744  
flatbed trailer. 3745

(LL) "Tester" means a person or entity acting pursuant to 3746  
a valid agreement entered into pursuant to division (B) of 3747  
section 4506.09 of the Revised Code. 3748

(MM) "Texting" means manually entering alphanumeric text 3749  
into, or reading text from, an electronic device. Texting 3750  
includes short message service, e-mail, instant messaging, a 3751  
command or request to access a world wide web page, pressing 3752  
more than a single button to initiate or terminate a voice 3753



communication using a mobile telephone, or engaging in any other 3754  
form of electronic text retrieval or entry, for present or 3755  
future communication. Texting does not include the following: 3756

(1) Using voice commands to initiate, receive, or 3757  
terminate a voice communication using a mobile telephone; 3758

(2) Inputting, selecting, or reading information on a 3759  
global positioning system or navigation system; 3760

(3) Pressing a single button to initiate or terminate a 3761  
voice communication using a mobile telephone; or 3762

(4) Using, for a purpose that is not otherwise prohibited 3763  
by law, a device capable of performing multiple functions, such 3764  
as a fleet management system, a dispatching device, a mobile 3765  
telephone, a citizens band radio, or a music player. 3766

(NN) "Texting while driving" means texting while operating 3767  
a commercial motor vehicle, with the motor running, including 3768  
while temporarily stationary because of traffic, a traffic 3769  
control device, or other momentary delays. Texting while driving 3770  
does not include operating a commercial motor vehicle with or 3771  
without the motor running when the driver has moved the vehicle 3772  
to the side of, or off, a highway and is stopped in a location 3773  
where the vehicle can safely remain stationary. 3774

(OO) "United States" means the fifty states and the 3775  
District of Columbia. 3776

(PP) "Upgrade" means a change in the class of vehicles, 3777  
endorsements, or self-certified status as described in division 3778  
(A) (1) of section 4506.10 of the Revised Code, that expands the 3779  
ability of a current commercial driver's license holder to 3780  
operate commercial motor vehicles under this chapter; 3781

(QQ) "Use of a handheld mobile telephone" means: 3782

(1) Using at least one hand to hold a mobile telephone to 3783  
conduct a voice communication; 3784

(2) Dialing or answering a mobile telephone by pressing 3785  
more than a single button; or 3786

(3) Reaching for a mobile telephone in a manner that 3787  
requires a driver to maneuver so that the driver is no longer in 3788  
a seated driving position, or restrained by a seat belt that is 3789  
installed in accordance with 49 C.F.R. 393.93 and adjusted in 3790  
accordance with the vehicle manufacturer's instructions. 3791

(RR) "Vehicle" has the same meaning as in section 4511.01 3792  
of the Revised Code. 3793

**Sec. 4506.09.** (A) The registrar of motor vehicles, subject 3794  
to approval by the director of public safety, shall adopt rules 3795  
conforming with applicable standards adopted by the federal 3796  
motor carrier safety administration as regulations under Pub. L. 3797  
No. 103-272, 108 Stat. 1014 to 1029 (1994), 49 U.S.C.A. 31301 to 3798  
31317. The rules shall establish requirements for the 3799  
qualification and testing of persons applying for a commercial 3800  
driver's license, which are in addition to other requirements 3801  
established by this chapter. Except as provided in division (B) 3802  
of this section, the highway patrol or any other employee of the 3803  
department of public safety the registrar authorizes shall 3804  
supervise and conduct the testing of persons applying for a 3805  
commercial driver's license. 3806

(B) The director may adopt rules, in accordance with 3807  
Chapter 119. of the Revised Code and applicable requirements of 3808  
the federal motor carrier safety administration, authorizing the 3809  
skills test specified in this section to be administered by any 3810

person, by an agency of this or another state, or by an agency, 3811  
department, or instrumentality of local government. Each party 3812  
authorized under this division to administer the skills test may 3813  
charge a ~~maximum divisible fee of one hundred fifteen dollars~~ 3814  
for each skills test given as part of a commercial driver's 3815  
license examination. ~~The fee shall consist of not more than~~ 3816  
~~twenty-seven dollars for the pre-trip inspection portion of the~~ 3817  
~~test, not more than twenty-seven dollars for the off-road~~ 3818  
~~maneuvering portion of the test, and not more than sixty-one~~ 3819  
~~dollars for the on-road portion of the test.~~ Each such party may 3820  
require an appointment fee in the same manner provided in 3821  
division (E) (2) of this section, ~~except that the maximum amount~~ 3822  
~~such a party may require as an appointment fee is one hundred~~ 3823  
~~fifteen dollars.~~ The skills test administered by another party 3824  
under this division shall be the same as otherwise would be 3825  
administered by this state. The other party shall enter into an 3826  
agreement with the director that, without limitation, does all 3827  
of the following: 3828

(1) Allows the director or the director's representative 3829  
and the federal motor carrier safety administration or its 3830  
representative to conduct random examinations, inspections, and 3831  
audits of the other party, whether covert or overt, without 3832  
prior notice; 3833

(2) Requires the director or the director's representative 3834  
to conduct on-site inspections of the other party at least 3835  
annually; 3836

(3) Requires that all examiners of the other party meet 3837  
the same qualification and training standards as examiners of 3838  
the department of public safety, including criminal background 3839  
checks and the standards applicable to the class of vehicle and 3840

endorsements for which an applicant taking the skills test is 3841  
applying, to the extent necessary to conduct skills tests in the 3842  
manner required by 49 C.F.R. 383.110 through 383.135. In 3843  
accordance with federal guidelines, any examiner employed on 3844  
July 1, 2017, shall have a criminal background check conducted 3845  
at least once, and any examiner hired after July 1, 2015, shall 3846  
have a criminal background check conducted after the examiner is 3847  
initially hired. 3848

(4) Requires either that state employees take, at least 3849  
annually and as though the employees were test applicants, the 3850  
tests actually administered by the other party, that the 3851  
director test a sample of drivers who were examined by the other 3852  
party to compare the test results, or that state employees 3853  
accompany a test applicant during an actual test; 3854

(5) Unless the other party is a governmental entity, 3855  
requires the other party to initiate and maintain a bond in an 3856  
amount determined by the director to sufficiently pay for the 3857  
retesting of drivers in the event that the other party or its 3858  
skills test examiners are involved in fraudulent activities 3859  
related to skills testing; 3860

(6) Requires the other party to use only skills test 3861  
examiners who have successfully completed a commercial driver's 3862  
license examiner training course as prescribed by the director, 3863  
and have been certified by the state as a commercial driver's 3864  
license skills test examiner qualified to administer the 3865  
applicable skills tests; 3866

(7) Requires the other party to use designated road test 3867  
routes that have been approved by the director; 3868

(8) Requires the other party to schedule all skills test 3869

appointments through a system or method provided by the 3870  
director. If a system or method is not provided by the director, 3871  
the other party shall submit a schedule of skills test 3872  
appointments to the director weekly. The director may request 3873  
that any additions to the schedule of skills test appointments, 3874  
made after the weekly submission, be submitted to the director 3875  
not later than two business days prior to the additional skills 3876  
test appointment. 3877

(9) Requires the other party to maintain copies of the 3878  
following records at its principal place of business: 3879

(a) The other party's commercial driver's license skills 3880  
testing program certificate; 3881

(b) Each skills test examiner's certificate of 3882  
authorization to administer skills tests for the classes and 3883  
types of commercial motor vehicles listed in the certificate; 3884

(c) Each completed skills test scoring sheet for the 3885  
current calendar year as well as the prior two calendar years; 3886

(d) A complete list of the test routes that have been 3887  
approved by the director; 3888

(e) A complete and accurate copy of each examiner's 3889  
training record; 3890

(f) A copy of the agreement that the other party made with 3891  
the director. 3892

(10) If the other party also is a driver training school, 3893  
prohibits its skills test examiners from administering skills 3894  
tests to applicants that the examiner personally trained; 3895

(11) Requires each skills test examiner to administer a 3896  
complete skills test to a minimum of ten different individuals 3897

per calendar year; 3898

(12) Reserves to this state the right to take prompt and 3899  
appropriate remedial action against the other party and its 3900  
skills test examiners if the other party or its skills test 3901  
examiners fail to comply with standards of this state or federal 3902  
standards for the testing program or with any other terms of the 3903  
contract. 3904

(C) The director shall enter into an agreement with the 3905  
department of education and workforce authorizing the skills 3906  
test specified in this section to be administered by the 3907  
department at any location operated by the department for 3908  
purposes of training and testing school bus drivers, provided 3909  
that the agreement between the director and the department 3910  
complies with the requirements of division (B) of this section. 3911  
Skills tests administered by the department shall be limited to 3912  
persons applying for a commercial driver's license with a school 3913  
bus endorsement. 3914

(D) (1) The director shall adopt rules, in accordance with 3915  
Chapter 119. of the Revised Code, authorizing waiver of the 3916  
skills test specified in this section for any applicant for a 3917  
commercial driver's license who meets all of the following 3918  
requirements: 3919

(a) As authorized under 49 C.F.R. 383.77, the applicant 3920  
operates a commercial motor vehicle for military purposes and is 3921  
one of the following: 3922

(i) Active duty military personnel; 3923

(ii) A member of the military reserves; 3924

(iii) A member of the national guard on active duty, 3925  
including full-time national guard duty, part-time national 3926

guard training, and national guard military technicians; 3927

(iv) Active duty U.S. coast guard personnel. 3928

(b) The applicant certifies that, during the two-year 3929  
period immediately preceding application for a commercial 3930  
driver's license, all of the following apply: 3931

(i) The applicant has not had more than one license, 3932  
excluding any military license. 3933

(ii) The applicant has not had any license suspended, 3934  
revoked, or canceled. 3935

(iii) The applicant has not had any convictions for any 3936  
type of motor vehicle for the offenses for which 3937  
disqualification is prescribed in section 4506.16 of the Revised 3938  
Code. 3939

(iv) The applicant has not had more than one conviction 3940  
for any type of motor vehicle for a serious traffic violation. 3941

(v) The applicant has not had any violation of a state or 3942  
local law relating to motor vehicle traffic control other than a 3943  
parking violation arising in connection with any traffic 3944  
accident and has no record of an accident in which the applicant 3945  
was at fault. 3946

(c) In accordance with rules adopted by the director, the 3947  
applicant certifies and also provides evidence of all of the 3948  
following: 3949

(i) That the applicant is or was regularly employed in a 3950  
military position requiring operation of a commercial motor 3951  
vehicle; 3952

(ii) That the applicant was exempt from the requirements 3953

of this chapter under division (B)(6) of section 4506.03 of the 3954  
Revised Code; 3955

(iii) That, for at least two years immediately preceding 3956  
the date of application or at least two years immediately 3957  
preceding the date the applicant separated from military service 3958  
or employment, the applicant regularly operated a vehicle 3959  
representative of the commercial motor vehicle type that the 3960  
applicant operates or expects to operate. 3961

(2) The waiver established under division (D)(1) of this 3962  
section does not apply to United States reserve technicians. 3963

(E)(1) The department of public safety may charge and 3964  
collect a divisible fee of fifty dollars for each skills test 3965  
given as part of a commercial driver's license examination. The 3966  
fee shall consist of ten dollars for the pre-trip inspection 3967  
portion of the test, ten dollars for the off-road maneuvering 3968  
portion of the test, and thirty dollars for the on-road portion 3969  
of the test. 3970

(2) No applicant is eligible to take the skills test until 3971  
a minimum of fourteen days have elapsed since the initial 3972  
issuance of a commercial driver's license temporary instruction 3973  
permit to the applicant. The director may require an applicant 3974  
for a commercial driver's license who schedules an appointment 3975  
with the highway patrol or other authorized employee of the 3976  
department of public safety to take all portions of the skills 3977  
test and to pay an appointment fee of fifty dollars at the time 3978  
of scheduling the appointment. If the applicant appears at the 3979  
time and location specified for the appointment and takes all 3980  
portions of the skills test during that appointment, the 3981  
appointment fee serves as the skills test fee. If the applicant 3982  
schedules an appointment to take all portions of the skills test 3983



and fails to appear at the time and location specified for the 3984  
appointment, the director shall not refund any portion of the 3985  
appointment fee. If the applicant schedules an appointment to 3986  
take all portions of the skills test and appears at the time and 3987  
location specified for the appointment, but declines or is 3988  
unable to take all portions of the skills test, the director 3989  
shall not refund any portion of the appointment fee. If the 3990  
applicant cancels a scheduled appointment forty-eight hours or 3991  
more prior to the time of the appointment time, the applicant 3992  
shall not forfeit the appointment fee. 3993

An applicant for a commercial driver's license who 3994  
schedules an appointment to take one or more, but not all, 3995  
portions of the skills test is required to pay an appointment 3996  
fee equal to the costs of each test scheduled, as prescribed in 3997  
division (E)(1) of this section, when scheduling such an 3998  
appointment. If the applicant appears at the time and location 3999  
specified for the appointment and takes all the portions of the 4000  
skills test during that appointment that the applicant was 4001  
scheduled to take, the appointment fee serves as the skills test 4002  
fee. If the applicant schedules an appointment to take one or 4003  
more, but not all, portions of the skills test and fails to 4004  
appear at the time and location specified for the appointment, 4005  
the director shall not refund any portion of the appointment 4006  
fee. If the applicant schedules an appointment to take one or 4007  
more, but not all, portions of the skills test and appears at 4008  
the time and location specified for the appointment, but 4009  
declines or is unable to take all portions of the skills test 4010  
that the applicant was scheduled to take, the director shall not 4011  
refund any portion of the appointment fee. If the applicant 4012  
cancels a scheduled appointment forty-eight hours or more prior 4013  
to the time of the appointment time, the applicant shall not 4014

forfeit the appointment fee. 4015

(3) The department of public safety shall deposit all fees 4016  
it collects under division (E) of this section in the public 4017  
safety - highway purposes fund established in section 4501.06 of 4018  
the Revised Code. 4019

(F) (1) Unless an applicant for a commercial driver's 4020  
license has successfully completed the training required under 4021  
49 C.F.R. 380, subpart F, the applicant is not eligible to do 4022  
any of the following: 4023

(a) Take the skills test required for initial issuance of 4024  
a class A or a class B commercial driver's license; 4025

(b) Take the skills test required for initial issuance of 4026  
a passenger (P) or school bus (S) endorsement on the applicant's 4027  
commercial driver's license; 4028

(c) Take the knowledge test required for initial issuance 4029  
of a hazardous materials (H) endorsement on the applicant's 4030  
commercial driver's license. 4031

Before an applicant takes the applicable skills or 4032  
knowledge test, the registrar shall electronically verify, 4033  
through the federal motor carrier safety administration's 4034  
training provider registry, that an applicant has completed the 4035  
required training under 49 C.F.R. 380, subpart F. 4036

(2) The training required under 49 C.F.R. 380, subpart F, 4037  
and under division (F) (1) of this section may be provided by 4038  
either of the following: 4039

(a) A driver training school pursuant to section 4508.031 4040  
of the Revised Code; 4041

(b) An authorized driver training provider listed on the 4042

federal motor carrier safety administration's training provider 4043  
registry. 4044

(G) A person who has successfully completed commercial 4045  
driver's license training in this state but seeks a commercial 4046  
driver's license in another state where the person is domiciled 4047  
may schedule an appointment to take the skills test in this 4048  
state and shall pay the appropriate appointment fee. Upon the 4049  
person's completion of the skills test, this state shall 4050  
electronically transmit the applicant's results to the state 4051  
where the person is domiciled. If a person who is domiciled in 4052  
this state takes a skills test in another state, this state 4053  
shall accept the results of the skills test from the other 4054  
state. If the person passed the other state's skills test and 4055  
meets all of the other licensing requirements set forth in this 4056  
chapter and rules adopted under this chapter, the registrar of 4057  
motor vehicles or a deputy registrar shall issue a commercial 4058  
driver's license to that person. 4059

(H) Unless otherwise specified, the director or the 4060  
director's representative shall conduct the examinations, 4061  
inspections, audits, and test monitoring set forth in divisions 4062  
(B) (2), (3), and (4) of this section at least annually. If the 4063  
other party or any of its skills test examiners fail to comply 4064  
with state or federal standards for the skills testing program, 4065  
the director or the director's representative shall take prompt 4066  
and appropriate remedial action against the party and its skills 4067  
test examiners. Remedial action may include termination of the 4068  
agreement or revocation of a skills test examiner's 4069  
certification. 4070

(I) As used in this section, "skills test" means a test of 4071  
an applicant's ability to drive the type of commercial motor 4072

vehicle for which the applicant seeks a commercial driver's 4073  
license by having the applicant drive such a motor vehicle while 4074  
under the supervision of an authorized state driver's license 4075  
examiner or tester. 4076

**Sec. 4506.11.** (A) Every commercial driver's license shall 4077  
be marked "commercial driver's license" or "CDL" and shall be of 4078  
such material and so designed as to prevent its reproduction or 4079  
alteration without ready detection. The commercial driver's 4080  
license for licensees under twenty-one years of age shall have 4081  
characteristics prescribed by the registrar of motor vehicles 4082  
distinguishing it from that issued to a licensee who is twenty- 4083  
one years of age or older. Every commercial driver's license 4084  
shall display all of the following information: 4085

(1) The name and residence address of the licensee; 4086

(2) A photograph of the licensee showing the licensee's 4087  
uncovered face; 4088

(3) A physical description of the licensee, including sex, 4089  
height, weight, and color of eyes and hair; 4090

(4) The licensee's date of birth; 4091

(5) The licensee's social security number if the person 4092  
has requested that the number be displayed in accordance with 4093  
section 4501.31 of the Revised Code or if federal law requires 4094  
the social security number to be displayed and any number or 4095  
other identifier the director of public safety considers 4096  
appropriate and establishes by rules adopted under Chapter 119. 4097  
of the Revised Code and in compliance with federal law; 4098

(6) The licensee's signature; 4099

(7) The classes of commercial motor vehicles the licensee 4100

is authorized to drive and any endorsements or restrictions 4101  
relating to the licensee's driving of those vehicles; 4102

(8) The name of this state; 4103

(9) The dates of issuance and of expiration of the 4104  
license; 4105

(10) If the licensee has certified willingness to make an 4106  
anatomical gift under section 2108.05 of the Revised Code, any 4107  
symbol chosen by the registrar of motor vehicles to indicate 4108  
that the licensee has certified that willingness; 4109

(11) If the licensee has executed a durable power of 4110  
attorney for health care or a declaration governing the use or 4111  
continuation, or the withholding or withdrawal, of life- 4112  
sustaining treatment and has specified that the licensee wishes 4113  
the license to indicate that the licensee has executed either 4114  
type of instrument, any symbol chosen by the registrar to 4115  
indicate that the licensee has executed either type of 4116  
instrument; 4117

(12) If the licensee has specified that the licensee 4118  
wishes the license to indicate that the licensee is a veteran, 4119  
active duty, or reservist of the armed forces of the United 4120  
States and has presented a copy of the licensee's DD-214 form or 4121  
an equivalent document, any symbol chosen by the registrar to 4122  
indicate that the licensee is a veteran, active duty, or 4123  
reservist of the armed forces of the United States; 4124

(13) If the licensee is a noncitizen of the United States, 4125  
a notation designating that the licensee is a noncitizen; 4126

(14) Any other information the registrar considers 4127  
advisable and requires by rule. 4128

~~(B) Every enhanced commercial driver's license shall have~~ 4129  
~~any additional characteristics established by the rules adopted~~ 4130  
~~under section 4507.021 of the Revised Code.~~ 4131

~~(C)~~ The registrar may establish and maintain a file of 4132  
negatives of photographs taken for the purposes of this section. 4133

~~(D)~~ (C) Neither the registrar nor any deputy registrar 4134  
shall issue a commercial driver's license to anyone under 4135  
twenty-one years of age that does not have the characteristics 4136  
prescribed by the registrar distinguishing it from the 4137  
commercial driver's license issued to persons who are twenty-one 4138  
years of age or older. 4139

~~(E)~~ (D) Whoever violates division ~~(D)~~ (C) of this section is 4140  
guilty of a minor misdemeanor. 4141

**Sec. 4507.01.** (A) As used in this chapter, "motor 4142  
vehicle," "motorized bicycle," "state," "owner," "operator," 4143  
"chauffeur," and "highways" have the same meanings as in section 4144  
4501.01 of the Revised Code. 4145

"Driver's license" means a class D license issued to any 4146  
person to operate a motor vehicle or motor-driven cycle, other 4147  
than a commercial motor vehicle, and includes "probationary 4148  
license," "restricted license," "limited term license," and any 4149  
operator's or chauffeur's license issued before January 1, 1990. 4150  
~~Except as otherwise specifically provided, "driver's license"~~ 4151  
~~includes an "enhanced driver's license."~~ 4152

~~"Enhanced driver's license" means a driver's license~~ 4153  
~~issued in accordance with sections 4507.021 and 4507.063 of the~~ 4154  
~~Revised Code that denotes citizenship and identity and is~~ 4155  
~~approved by the United States secretary of homeland security or~~ 4156  
~~other designated federal agency for purposes of entering the~~ 4157

~~United States.~~ 4158

"Probationary license" means the license issued to any 4159  
person between sixteen and eighteen years of age to operate a 4160  
motor vehicle. 4161

"Restricted license" means the license issued to any 4162  
person to operate a motor vehicle subject to conditions or 4163  
restrictions imposed by the registrar of motor vehicles. 4164

"Commercial driver's license" means the license issued to 4165  
a person under Chapter 4506. of the Revised Code to operate a 4166  
commercial motor vehicle. 4167

"Commercial motor vehicle" has the same meaning as in 4168  
section 4506.01 of the Revised Code. 4169

"Motorcycle operator's temporary instruction permit,  
license, or endorsement" includes a temporary instruction 4170  
permit, license, or endorsement for a motor-driven cycle or 4171  
motor scooter unless otherwise specified. 4172  
4173

"Motorized bicycle license" means the license issued under 4174  
section 4511.521 of the Revised Code to any person to operate a 4175  
motorized bicycle including a "probationary motorized bicycle 4176  
license." 4177

"Probationary motorized bicycle license" means the license 4178  
issued under section 4511.521 of the Revised Code to any person 4179  
between fourteen and sixteen years of age to operate a motorized 4180  
bicycle. 4181

"Identification card" means a card issued under sections 4182  
4507.50 to 4507.52 of the Revised Code. ~~Except as otherwise~~ 4183  
~~specifically provided, "identification card" includes an~~ 4184  
~~"enhanced identification card."~~ 4185

~~"Enhanced identification card" means an identification~~ 4186  
~~card issued in accordance with sections 4507.021 and 4507.511 of~~ 4187  
~~the Revised Code that denotes citizenship and identity and is~~ 4188  
~~approved by the United States secretary of homeland security or~~ 4189  
~~other designated federal agency for purposes of entering the~~ 4190  
~~United States.~~ 4191

"Resident" means a person who, in accordance with 4192  
standards prescribed in rules adopted by the registrar, resides 4193  
in this state on a permanent basis. 4194

"Temporary resident" means a person who, in accordance 4195  
with standards prescribed in rules adopted by the registrar, 4196  
resides in this state on a temporary basis. 4197

(B) In the administration of this chapter and Chapter 4198  
4506. of the Revised Code, the registrar has the same authority 4199  
as is conferred on the registrar by section 4501.02 of the 4200  
Revised Code. Any act of an authorized deputy registrar of motor 4201  
vehicles under direction of the registrar is deemed the act of 4202  
the registrar. 4203

To carry out this chapter, the registrar shall appoint 4204  
such deputy registrars in each county as are necessary. 4205

The registrar also shall provide at each place where an 4206  
application for a driver's or commercial driver's license or 4207  
identification card may be made the necessary equipment to take 4208  
a photograph of the applicant for such license or card as 4209  
required under section 4506.11 or 4507.06 of the Revised Code, 4210  
and to conduct the vision screenings required by section 4507.12 4211  
of the Revised Code. 4212

The registrar shall assign one or more deputy registrars 4213  
to any driver's license examining station operated under the 4214



supervision of the director of public safety, whenever the 4215  
registrar considers such assignment possible. Space shall be 4216  
provided in the driver's license examining station for any such 4217  
deputy registrar so assigned. The deputy registrars shall not 4218  
exercise the powers conferred by such sections upon the 4219  
registrar, unless they are specifically authorized to exercise 4220  
such powers by such sections. 4221

(C) No agent for any insurance company, writing automobile 4222  
insurance, shall be appointed deputy registrar, and any such 4223  
appointment is void. No deputy registrar shall in any manner 4224  
solicit any form of automobile insurance, nor in any manner 4225  
advise, suggest, or influence any licensee or applicant for 4226  
license for or against any kind or type of automobile insurance, 4227  
insurance company, or agent, nor have the deputy registrar's 4228  
office directly connected with the office of any automobile 4229  
insurance agent, nor impart any information furnished by any 4230  
applicant for a license or identification card to any person, 4231  
except the registrar. This division shall not apply to any 4232  
nonprofit corporation appointed deputy registrar. 4233

(D) The registrar shall immediately remove a deputy 4234  
registrar who violates the requirements of this chapter. 4235

**Sec. 4507.061.** (A) The registrar of motor vehicles may 4236  
authorize the online renewal of a driver's license, commercial 4237  
driver's license, or identification card issued by the bureau of 4238  
motor vehicles for eligible applicants. An applicant is eligible 4239  
for online renewal if all of the following apply: 4240

(1) The applicant's current driver's license, commercial 4241  
driver's license, or identification card was processed in person 4242  
at a deputy registrar office. 4243

(2) The applicant has a photo on file with the bureau of 4244  
motor vehicles from the applicant's current driver's license, 4245  
commercial driver's license, or identification card. 4246

(3) The applicant's current driver's license, commercial 4247  
driver's license, or identification card expires on the birthday 4248  
of the applicant in the fourth year after the date it was 4249  
issued. 4250

(4) The applicant is applying for a driver's license, 4251  
commercial driver's license, or identification card that expires 4252  
on the birthday of the applicant in the fourth year after the 4253  
date it is issued. 4254

(5) The applicant's current driver's license, commercial 4255  
driver's license, or identification card is unexpired or expired 4256  
not more than six months prior to the date of the application. 4257

(6) The applicant is a citizen or a permanent resident of 4258  
the United States and a permanent resident of this state. 4259

(7) The applicant's current driver's license, commercial 4260  
driver's license, or identification card was ~~issue~~issued when 4261  
the applicant was twenty-one years of age or older. 4262

(8) If the applicant is renewing a driver's license or 4263  
commercial driver's license, the applicant is less than sixty- 4264  
five years of age. 4265

(9) The applicant's current driver's license, commercial 4266  
driver's license, or driving privileges are not suspended, 4267  
canceled, revoked, or restricted, and the applicant is not 4268  
otherwise prohibited by law from obtaining a driver's license, 4269  
commercial driver's license, or identification card. 4270

(10) The applicant has no changes to the applicant's name 4271

or personal information, other than a change of address. 4272

(11) The applicant has no medical restrictions that would 4273  
require the applicant to apply for a driver's license, 4274  
commercial driver's license, or identification card in person at 4275  
a deputy registrar office. The registrar shall determine the 4276  
medical restrictions that require in person applications. 4277

(12) For a commercial driver's license, the applicant 4278  
complies with all the requirements of Chapter 4506. of the 4279  
Revised Code, including self-certification and medical 4280  
certificate requirements. 4281

(13) For a commercial driver's license, the applicant is 4282  
not under any restriction specified by any federal regulation. 4283

(B) An applicant may not submit an application online for 4284  
any of the following: 4285

(1) A temporary instruction permit; 4286

(2) A commercial driver's license temporary instruction 4287  
permit; 4288

(3) An initial issuance of an Ohio driver's license, 4289  
commercial driver's license, or identification card; 4290

(4) An initial issuance of a federally compliant driver's 4291  
license or identification card; 4292

~~(5) An initial issuance of an enhanced driver's license,~~ 4293  
~~commercial driver's license, or enhanced identification card;~~ 4294

~~(6) An ignition interlock license;~~ 4295

~~(7)~~ (6) A limited term driver's license or nonrenewable 4296  
commercial driver's license. 4297

(C) The registrar may require an applicant to provide a 4298

digital copy of any identification documents and supporting 4299  
documents as required by statute or administrative rule to 4300  
comply with current state and federal requirements. 4301

(D) Except as otherwise provided, an applicant shall 4302  
comply with all other applicable laws related to the issuance of 4303  
a driver's license, commercial driver's license, or 4304  
identification card in order to renew a driver's license, 4305  
commercial driver's license, or identification card under this 4306  
section. 4307

(E) The registrar may adopt rules in accordance with 4308  
Chapter 119. of the Revised Code to implement and administer 4309  
this section. 4310

**Sec. 4507.13.** (A) (1) The registrar of motor vehicles shall 4311  
issue a driver's license to every person licensed as an operator 4312  
of motor vehicles other than commercial motor vehicles. No 4313  
person licensed as a commercial motor vehicle driver under 4314  
Chapter 4506. of the Revised Code need procure a driver's 4315  
license, but no person shall drive any commercial motor vehicle 4316  
unless licensed as a commercial motor vehicle driver. 4317

(2) Every driver's license shall display all of the 4318  
following information: 4319

(a) The distinguishing number assigned to the licensee; 4320

(b) The licensee's name and date of birth; 4321

(c) The licensee's residence address and county of 4322  
residence; 4323

(d) A photograph of the licensee; 4324

(e) A brief description of the licensee for the purpose of 4325  
identification; 4326

(f) A facsimile of the signature of the licensee as it 4327  
appears on the application for the license; 4328

(g) A notation, in a manner prescribed by the registrar, 4329  
indicating any condition described in division (D) (3) of section 4330  
4507.08 of the Revised Code to which the licensee is subject; 4331

(h) If the licensee has executed a durable power of 4332  
attorney for health care or a declaration governing the use or 4333  
continuation, or the withholding or withdrawal, of life- 4334  
sustaining treatment and has specified that the licensee wishes 4335  
the license to indicate that the licensee has executed either 4336  
type of instrument, any symbol chosen by the registrar to 4337  
indicate that the licensee has executed either type of 4338  
instrument; 4339

(i) If the licensee has specified that the licensee wishes 4340  
the license to indicate that the licensee is a veteran, active 4341  
duty, or reservist of the armed forces of the United States and 4342  
has presented a copy of the licensee's DD-214 form or an 4343  
equivalent document, any symbol chosen by the registrar to 4344  
indicate that the licensee is a veteran, active duty, or 4345  
reservist of the armed forces of the United States; 4346

(j) If the licensee is a noncitizen of the United States, 4347  
a notation designating that the licensee is a noncitizen; 4348

(k) Any additional information that the registrar requires 4349  
by rule. 4350

(3) No license shall display the licensee's social 4351  
security number unless the licensee specifically requests that 4352  
the licensee's social security number be displayed on the 4353  
license. If federal law requires the licensee's social security 4354  
number to be displayed on the license, the social security 4355

number shall be displayed on the license notwithstanding this 4356  
section. 4357

(4) The driver's license for licensees under twenty-one 4358  
years of age shall have characteristics prescribed by the 4359  
registrar distinguishing it from that issued to a licensee who 4360  
is twenty-one years of age or older, except that a driver's 4361  
license issued to a person who applies no more than thirty days 4362  
before the applicant's twenty-first birthday shall have the 4363  
characteristics of a license issued to a person who is twenty- 4364  
one years of age or older. 4365

(5) The limited term license issued to a temporary 4366  
resident shall contain the ~~word~~ words "limited term" and shall 4367  
have any additional characteristics prescribed by the registrar 4368  
distinguishing it from a license issued to a resident. 4369

~~(6) Every enhanced driver's license shall have any 4370  
additional characteristics established by the rules adopted 4371  
under section 4507.021 of the Revised Code. 4372~~

~~(7)~~ Every driver's or commercial driver's license 4373  
displaying a motorcycle operator's endorsement and every 4374  
restricted license to operate a motor vehicle also shall display 4375  
the designation "novice," if the endorsement or license is 4376  
issued to a person who is eighteen years of age or older and 4377  
previously has not been licensed to operate a motorcycle by this 4378  
state or another jurisdiction recognized by this state. The 4379  
"novice" designation shall be effective for one year after the 4380  
date of issuance of the motorcycle operator's endorsement or 4381  
license. 4382

~~(8)~~ (7) Each license issued under this section shall be of 4383  
such material and so designed as to prevent its reproduction or 4384

alteration without ready detection. 4385

(B) Except in regard to a driver's license issued to a 4386  
person who applies no more than thirty days before the 4387  
applicant's twenty-first birthday, neither the registrar nor any 4388  
deputy registrar shall issue a driver's license to anyone under 4389  
twenty-one years of age that does not have the characteristics 4390  
prescribed by the registrar distinguishing it from the driver's 4391  
license issued to persons who are twenty-one years of age or 4392  
older. 4393

(C) The registrar shall ensure that driver's licenses 4394  
issued in accordance with the federal "Real ID Act," 49 U.S.C. 4395  
30301, et seq., comply with the regulations specified in 6 4396  
C.F.R. part 37. 4397

(D) Whoever violates division (B) of this section is 4398  
guilty of a minor misdemeanor. 4399

**Sec. 4507.21.** (A) Except as provided in section 4507.061 4400  
of the Revised Code, each applicant for a driver's license shall 4401  
file an application in the office of the registrar of motor 4402  
vehicles or of a deputy registrar. 4403

(B) (1) ~~Each~~ Except as provided in division (B) (4) of this 4404  
section, each person under eighteen years of age applying for a 4405  
driver's license issued in this state and each person eighteen 4406  
years of age or older applying for an initial limited term 4407  
license in this state shall present satisfactory evidence of 4408  
having successfully completed ~~any~~ one of the following: 4409

(a) ~~A driver education course approved by the state~~ 4410  
~~department of education and workforce prior to December 31,~~ 4411  
~~2003.~~ 4412

~~(b)~~ A driver training course approved by the director of 4413

public safety. 4414

~~(c)~~ (b) A driver training course comparable to a ~~driver~~ 4415  
~~education or~~ driver training course described in division (B) (1) 4416  
(a) ~~or (b)~~ of this section and administered by a branch of the 4417  
armed forces of the United States and completed by the applicant 4418  
while residing outside this state for the purpose of being with 4419  
or near any person serving in the armed forces of the United 4420  
States. 4421

(2) Each person under eighteen years of age applying for a 4422  
driver's license also shall present, on a form prescribed by the 4423  
registrar, an affidavit signed by an eligible adult attesting 4424  
that the person has acquired at least fifty hours of actual 4425  
driving experience, with at least ten of those hours being at 4426  
night. 4427

(3) Except as provided in division (B) (4) of this section, 4428  
each person eighteen years of age or older applying for an 4429  
initial limited term license in this state also shall present, 4430  
on a form prescribed by the registrar, an affidavit signed by an 4431  
adult who holds a current valid driver's or commercial driver's 4432  
license issued by this state that the applicant has acquired at 4433  
least fifty hours of actual driving experience, with at least 4434  
ten of those hours being at night, accompanied by the signing 4435  
adult. 4436

(4) Both of the following individuals are exempt from the 4437  
requirements specified in divisions (B) (1) and (3) of this 4438  
section: 4439

(a) A person who receives a waiver of the examination by 4440  
the registrar in accordance with section 4507.10 of the Revised 4441  
Code; 4442



(b) An initial limited term license applicant eighteen 4443  
years of age or older who is from a country with which the 4444  
registrar has a reciprocal arrangement in accordance with 4445  
section 4507.101 of the Revised Code. 4446

(C) (1) An applicant for an initial driver's license shall 4447  
present satisfactory evidence of successful completion of the 4448  
abbreviated driver training course for adults, approved by the 4449  
director of public safety under section 4508.02 of the Revised 4450  
Code, if all of the following apply: 4451

(a) The applicant is eighteen years of age or older. 4452

(b) The applicant failed the road or maneuverability test 4453  
required under division (A) (2) of section 4507.11 of the Revised 4454  
Code. 4455

(c) In the twelve months immediately preceding the date of 4456  
application, the applicant has not successfully completed a 4457  
driver training course. 4458

(2) An applicant shall present satisfactory evidence as 4459  
required under division (C) (1) of this section prior to 4460  
attempting the test a second or subsequent time. 4461

(D) If the registrar or deputy registrar determines that 4462  
the applicant is entitled to the driver's license, it shall be 4463  
issued. If the application shows that the applicant's license 4464  
has been previously canceled or suspended, the deputy registrar 4465  
shall forward the application to the registrar, who shall 4466  
determine whether the license shall be granted. 4467

(E) An applicant shall file an application under this 4468  
section in duplicate, and the deputy registrar issuing the 4469  
license shall immediately forward to the office of the registrar 4470  
the original copy of the application, together with the 4471

duplicate copy of any certificate of completion if issued for 4472  
purposes of division (B) of this section. The registrar shall 4473  
prescribe rules as to the manner in which the deputy registrar 4474  
files and maintains the applications and other records. The 4475  
registrar shall file every application for a driver's or 4476  
commercial driver's license and index them by name and number, 4477  
and shall maintain a suitable record of all licenses issued, all 4478  
convictions and bond forfeitures, all applications for licenses 4479  
denied, and all licenses that have been suspended or canceled. 4480

(F) For purposes of section 2313.06 of the Revised Code, 4481  
the registrar shall maintain accurate and current lists of the 4482  
residents of each county who are eighteen years of age or older, 4483  
have been issued, on and after January 1, 1984, driver's or 4484  
commercial driver's licenses that are valid and current, and 4485  
would be electors if they were registered to vote, regardless of 4486  
whether they actually are registered to vote. The lists shall 4487  
contain the names, addresses, dates of birth, duration of 4488  
residence in this state, citizenship status, and social security 4489  
numbers, if the numbers are available, of the licensees, and may 4490  
contain any other information that the registrar considers 4491  
suitable. 4492

(G) Each person under eighteen years of age applying for a 4493  
motorcycle operator's endorsement or a restricted license 4494  
enabling the applicant to operate a motorcycle shall present 4495  
satisfactory evidence of having completed the courses of 4496  
instruction in the motorcycle safety and education program 4497  
described in section 4508.08 of the Revised Code or a comparable 4498  
course of instruction administered by a branch of the armed 4499  
forces of the United States and completed by the applicant while 4500  
residing outside this state for the purpose of being with or 4501  
near any person serving in the armed forces of the United 4502

States. If the registrar or deputy registrar then determines 4503  
that the applicant is entitled to the endorsement or restricted 4504  
license, it shall be issued. 4505

(H) No person shall knowingly make a false statement in an 4506  
affidavit presented in accordance with division (B) (2) of this 4507  
section. 4508

(I) As used in this section, "eligible adult" means any of 4509  
the following persons: 4510

(1) A parent, guardian, or custodian of the applicant; 4511

(2) A person over the age of twenty-one who acts in loco 4512  
parentis of the applicant and who maintains proof of financial 4513  
responsibility with respect to the operation of a motor vehicle 4514  
owned by the applicant or with respect to the applicant's 4515  
operation of any motor vehicle. 4516

(J) Whoever violates division (H) of this section is 4517  
guilty of a minor misdemeanor and shall be fined one hundred 4518  
dollars. 4519

**Sec. 4507.52.** (A) (1) Each identification card issued by 4520  
the registrar of motor vehicles or a deputy registrar shall 4521  
display a distinguishing number assigned to the cardholder, and 4522  
shall display the following inscription: 4523

"STATE OF OHIO IDENTIFICATION CARD 4524

This card is not valid for the purpose of operating a 4525  
motor vehicle. It is provided solely for the purpose of 4526  
establishing the identity of the bearer described on the card." 4527

(2) The identification card shall display substantially 4528  
the same information as contained in the application and as 4529  
described in division (A) (1) of section 4507.51 of the Revised 4530

Code, including, if the cardholder is a noncitizen of the United 4531  
States, a notation designating that the cardholder is a 4532  
noncitizen. The identification card shall not display the 4533  
cardholder's social security number unless the cardholder 4534  
specifically requests that the cardholder's social security 4535  
number be displayed on the card. If federal law requires the 4536  
cardholder's social security number to be displayed on the 4537  
identification card, the social security number shall be 4538  
displayed on the card notwithstanding this section. 4539

(3) The identification card also shall display the 4540  
photograph of the cardholder. 4541

(4) If the cardholder has executed a durable power of 4542  
attorney for health care or a declaration governing the use or 4543  
continuation, or the withholding or withdrawal, of life- 4544  
sustaining treatment and has specified that the cardholder 4545  
wishes the identification card to indicate that the cardholder 4546  
has executed either type of instrument, the card also shall 4547  
display any symbol chosen by the registrar to indicate that the 4548  
cardholder has executed either type of instrument. 4549

(5) If the cardholder has specified that the cardholder 4550  
wishes the identification card to indicate that the cardholder 4551  
is a veteran, active duty, or reservist of the armed forces of 4552  
the United States and has presented a copy of the cardholder's 4553  
DD-214 form or an equivalent document, the card also shall 4554  
display any symbol chosen by the registrar to indicate that the 4555  
cardholder is a veteran, active duty, or reservist of the armed 4556  
forces of the United States. 4557

(6) The card shall be designed as to prevent its 4558  
reproduction or alteration without ready detection. 4559

(7) The identification card for persons under twenty-one 4560  
years of age shall have characteristics prescribed by the 4561  
registrar distinguishing it from that issued to a person who is 4562  
twenty-one years of age or older, except that an identification 4563  
card issued to a person who applies no more than thirty days 4564  
before the applicant's twenty-first birthday shall have the 4565  
characteristics of an identification card issued to a person who 4566  
is twenty-one years of age or older. 4567

(8) Every identification card issued to a resident of this 4568  
state shall display the expiration date of the card, in 4569  
accordance with section 4507.501 of the Revised Code. 4570

(9) Every identification card issued to a temporary 4571  
resident shall expire in accordance with section 4507.501 of the 4572  
Revised Code and rules adopted by the registrar and is limited 4573  
term. Every limited term identification card and limited term 4574  
temporary identification card shall contain the words "limited 4575  
term" and shall have any additional characteristics prescribed 4576  
by the registrar distinguishing it from an identification card 4577  
issued to a resident. 4578

~~(10) Every enhanced identification card shall have any 4579~~  
~~additional characteristics established by the rules adopted 4580~~  
~~under section 4507.021 of the Revised Code. 4581~~

(B) (1) If a card is lost, destroyed, or mutilated, the 4582  
person to whom the card was issued may obtain a duplicate by 4583  
doing both of the following: 4584

(a) Furnishing suitable proof of the loss, destruction, or 4585  
mutilation to the registrar or a deputy registrar; 4586

(b) Filing an application and presenting documentary 4587  
evidence under section 4507.51 of the Revised Code. 4588

(2) A cardholder may apply to obtain a reprint of the 4589  
cardholder's identification card through electronic means in 4590  
accordance with section 4507.40 of the Revised Code. 4591

(3) A cardholder may obtain a replacement identification 4592  
card that reflects any change of the cardholder's name by 4593  
furnishing suitable proof of the change to the registrar or a 4594  
deputy registrar. 4595

(4) Except as provided in division (B) (5) or (6) of this 4596  
section, when a cardholder applies for a duplicate, reprint, or 4597  
replacement identification card, the cardholder shall pay the 4598  
following fees: 4599

(a) Two dollars and fifty cents; 4600

(b) A deputy registrar or service fee equal to the amount 4601  
established under section 4503.038 of the Revised Code. 4602

(5) The following cardholders may apply for a duplicate, 4603  
reprint, or replacement identification card without payment of 4604  
any fee prescribed in division (B) (4) of this section: 4605

(a) A disabled veteran who has a service-connected 4606  
disability rated at one hundred per cent by the veterans' 4607  
administration; 4608

(b) A resident who is permanently or irreversibly 4609  
disabled; 4610

(c) A resident who is in the custody of the department of 4611  
rehabilitation and correction or the department of youth 4612  
services. 4613

(6) A cardholder who is seventeen years of age or older 4614  
may apply for a replacement identification card without payment 4615  
of any fee prescribed in division (B) (4) of this section. 4616

(7) A duplicate, reprint, or replacement identification 4617  
card expires on the same date as the card it replaces. 4618

(C) The registrar shall cancel any card upon determining 4619  
that the card was obtained unlawfully, issued in error, or was 4620  
altered. 4621

(D) (1) No agent of the state or its political subdivisions 4622  
shall condition the granting of any benefit, service, right, or 4623  
privilege upon the possession by any person of an identification 4624  
card. Nothing in this section shall preclude any publicly 4625  
operated or franchised transit system from using an 4626  
identification card for the purpose of granting benefits or 4627  
services of the system. 4628

(2) No person shall be required to apply for, carry, or 4629  
possess an identification card. 4630

(E) Except in regard to an identification card issued to a 4631  
person who applies no more than thirty days before the 4632  
applicant's twenty-first birthday, neither the registrar nor any 4633  
deputy registrar shall issue an identification card to a person 4634  
under twenty-one years of age that does not have the 4635  
characteristics prescribed by the registrar distinguishing it 4636  
from the identification card issued to persons who are twenty- 4637  
one years of age or older. 4638

(F) The registrar shall ensure that identification cards 4639  
issued in accordance with the federal "Real ID Act," 49 U.S.C. 4640  
30301, et seq., comply with the regulations specified in 6 4641  
C.F.R. part 37. 4642

(G) Whoever violates division (E) of this section is 4643  
guilty of a minor misdemeanor. 4644

**Sec. 4508.02.** (A) (1) The director of public safety, 4645

subject to Chapter 119. of the Revised Code, shall adopt and 4646  
prescribe such rules concerning the administration and 4647  
enforcement of this chapter as are necessary to protect the 4648  
public. The rules shall require an assessment of the holder of a 4649  
probationary instructor license. The director shall inspect the 4650  
school facilities and equipment of applicants and licensees and 4651  
examine applicants for instructor's licenses. 4652

(2) The director shall adopt rules governing online driver 4653  
education courses that may be completed via the internet to 4654  
satisfy the classroom instruction under division (C) of this 4655  
section. The rules shall do all of the following: 4656

(a) Establish standards that an online driver training 4657  
enterprise must satisfy to be licensed to offer an online driver 4658  
education course via the internet, including, at a minimum, 4659  
proven expertise in providing driver education and an acceptable 4660  
infrastructure capable of providing secure online driver 4661  
education in accord with advances in internet technology. The 4662  
rules shall allow an online driver training enterprise to be 4663  
affiliated with a licensed driver training school offering in- 4664  
person classroom instruction, but shall not require such an 4665  
affiliation. 4666

(b) Establish content requirements that an online driver 4667  
education course must satisfy to be approved as equivalent to 4668  
twenty-four hours of in-person classroom instruction; 4669

(c) Establish attendance standards, including a maximum 4670  
number of course hours that may be completed in a twenty-four- 4671  
hour period; 4672

(d) Allow an enrolled applicant to begin the required 4673  
eight hours of actual behind-the-wheel instruction upon 4674



completing all twenty-four hours of course instruction; 4675

(e) Establish any other requirements necessary to regulate 4676  
online driver education. 4677

(B) The director shall administer and enforce this 4678  
chapter. 4679

(C) The rules shall require twenty-four hours of completed 4680  
in-person classroom instruction or the completion of an 4681  
approved, equivalent online driver education course offered via 4682  
the internet by a licensed online driver training enterprise, 4683  
followed by eight hours of actual behind-the-wheel instruction 4684  
conducted on public streets and highways of this state for all 4685  
beginning drivers of noncommercial motor vehicles who are ~~under-~~ 4686  
~~age eighteen~~ required to complete the training under section 4687  
4507.21 of the Revised Code. The rules also shall require the 4688  
classroom instruction or online driver education course for such 4689  
drivers to include instruction on both of the following: 4690

(1) The dangers of driving a motor vehicle while 4691  
distracted, including while using an electronic wireless 4692  
communications device, or engaging in any other activity that 4693  
distracts a driver from the safe and effective operation of a 4694  
motor vehicle; 4695

(2) The dangers of driving a motor vehicle while under the 4696  
influence of a controlled substance, prescription medication, or 4697  
alcohol. 4698

(D) The rules shall state the minimum hours for classroom 4699  
and behind-the-wheel instruction required for beginning drivers 4700  
of commercial trucks, commercial cars, buses, and commercial 4701  
tractors, trailers, and semitrailers. 4702

(E) (1) The department of public safety may charge a fee to 4703

each online driver training enterprise in an amount sufficient 4704  
to pay the actual expenses the department incurs in the 4705  
regulation of online driver education courses. 4706

(2) The department shall supply to each licensed online 4707  
driver training enterprise certificates to be used for 4708  
certifying an applicant's enrollment in an approved online 4709  
driver education course and a separate certificate to be issued 4710  
upon successful completion of an approved online driver 4711  
education course. The certificates shall be numbered serially. 4712  
The department may charge a fee to each online driver training 4713  
enterprise per certificate supplied to pay the actual expenses 4714  
the department incurs in supplying the certificates. 4715

(F) The director shall adopt rules in accordance with 4716  
Chapter 119. of the Revised Code governing an abbreviated driver 4717  
training course for adults. 4718

**Sec. 4511.01.** As used in this chapter and in Chapter 4513. 4719  
of the Revised Code: 4720

(A) "Vehicle" means every device, including a bicycle, 4721  
motorized bicycle, and an electric bicycle, in, upon, or by 4722  
which any person or property may be transported or drawn upon a 4723  
highway, ~~except that "vehicle".~~ "Vehicle" does not include any 4724  
motorized wheelchair, any electric personal assistive mobility 4725  
device, any low-speed micromobility device, any personal 4726  
delivery device as defined in section 4511.513 of the Revised 4727  
Code, any device that is moved by power collected from overhead 4728  
electric trolley wires or that is used exclusively upon 4729  
stationary rails or tracks, or any device, ~~other than a bicycle,~~ 4730  
that is moved by human power. 4731

(B) "Motor vehicle" means every vehicle propelled or drawn 4732

by power other than muscular power or power collected from 4733  
overhead electric trolley wires, except motorized bicycles, 4734  
electric bicycles, road rollers, traction engines, power 4735  
shovels, power cranes, and other equipment used in construction 4736  
work and not designed for or employed in general highway 4737  
transportation, hole-digging machinery, well-drilling machinery, 4738  
ditch-digging machinery, farm machinery, and trailers designed 4739  
and used exclusively to transport a boat between a place of 4740  
storage and a marina, or in and around a marina, when drawn or 4741  
towed on a street or highway for a distance of no more than ten 4742  
miles and at a speed of twenty-five miles per hour or less. 4743

(C) "Motorcycle" means every motor vehicle, other than a 4744  
tractor, having a seat or saddle for the use of the operator and 4745  
designed to travel on not more than three wheels in contact with 4746  
the ground, including, but not limited to, motor vehicles known 4747  
as "motor-driven cycle," "motor scooter," "autocycle," "cab- 4748  
enclosed motorcycle," or "motorcycle" without regard to weight 4749  
or brake horsepower. 4750

(D) "Emergency vehicle" means emergency vehicles of 4751  
municipal, township, or county departments or public utility 4752  
corporations when identified as such as required by law, the 4753  
director of public safety, or local authorities, and motor 4754  
vehicles when commandeered by a police officer. 4755

(E) "Public safety vehicle" means any of the following: 4756

(1) Ambulances, including private ambulance companies 4757  
under contract to a municipal corporation, township, or county, 4758  
and private ambulances and nontransport vehicles bearing license 4759  
plates issued under section 4503.49 of the Revised Code; 4760

(2) Motor vehicles used by public law enforcement officers 4761

or other persons sworn to enforce the criminal and traffic laws 4762  
of the state; 4763

(3) Any motor vehicle when properly identified as required 4764  
by the director of public safety, when used in response to fire 4765  
emergency calls or to provide emergency medical service to ill 4766  
or injured persons, and when operated by a duly qualified person 4767  
who is a member of a volunteer rescue service or a volunteer 4768  
fire department, and who is on duty pursuant to the rules or 4769  
directives of that service. The state fire marshal shall be 4770  
designated by the director of public safety as the certifying 4771  
agency for all public safety vehicles described in division (E) 4772  
(3) of this section. 4773

(4) Vehicles used by fire departments, including motor 4774  
vehicles when used by volunteer fire fighters responding to 4775  
emergency calls in the fire department service when identified 4776  
as required by the director of public safety. 4777

Any vehicle used to transport or provide emergency medical 4778  
service to an ill or injured person, when certified as a public 4779  
safety vehicle, shall be considered a public safety vehicle when 4780  
transporting an ill or injured person to a hospital regardless 4781  
of whether such vehicle has already passed a hospital. 4782

(5) Vehicles used by the motor carrier enforcement unit 4783  
for the enforcement of orders and rules of the public utilities 4784  
commission as specified in section 5503.34 of the Revised Code. 4785

(F) "School bus" means every bus designed for carrying 4786  
more than nine passengers that is owned by a public, private, or 4787  
governmental agency or institution of learning and operated for 4788  
the transportation of children to or from a school session or a 4789  
school function, or owned by a private person and operated for 4790

compensation for the transportation of children to or from a 4791  
school session or a school function, ~~provided "school~~. "School 4792  
bus" does not include ~~a~~ any of the following: 4793

(1) A bus operated by a municipally owned transportation 4794  
system, a mass transit company operating exclusively within the 4795  
territorial limits of a municipal corporation, or within such 4796  
limits and the territorial limits of municipal corporations 4797  
immediately contiguous to such municipal corporation, nor a 4798  
common passenger carrier certified by the public utilities 4799  
commission unless such bus is devoted exclusively to the 4800  
transportation of children to and from a school session or a 4801  
school function, ~~and "school bus" does not include a;~~ 4802

(2) A van or bus used by a licensed child care center or 4803  
type A family child care home to transport children from the 4804  
child care center or type A family child care home to a school 4805  
if the van or bus does not have more than fifteen children in 4806  
the van or bus at any time; 4807

(3) An alternative vehicle as defined in section 4511.76 4808  
of the Revised Code. 4809

(G) "Bicycle" means ~~every device, other than a device that 4810~~  
~~is designed solely for use as a play vehicle by a child, that is 4811~~  
~~propelled solely by human power upon which a person may ride, 4812~~  
~~and that has two or more wheels, any of which is more than 4813~~  
~~fourteen inches in diameter~~ a pedal-powered vehicle upon which a 4814  
human operator sits, including an electric bicycle. 4815

(H) "Motorized bicycle" or "moped" means any vehicle 4816  
having either two tandem wheels or one wheel in the front and 4817  
two wheels in the rear, that may be pedaled, and that is 4818  
equipped with a helper motor of not more than fifty cubic 4819

centimeters piston displacement that produces not more than one 4820  
brake horsepower and is capable of propelling the vehicle at a 4821  
speed of not greater than twenty miles per hour on a level 4822  
surface. "Motorized bicycle" or "moped" does not include an 4823  
electric bicycle. 4824

(I) "Commercial tractor" means every motor vehicle having 4825  
motive power designed or used for drawing other vehicles and not 4826  
so constructed as to carry any load thereon, or designed or used 4827  
for drawing other vehicles while carrying a portion of such 4828  
other vehicles, or load thereon, or both. 4829

(J) "Agricultural tractor" ~~means~~ and "traction engine" 4830  
mean every self-propelling vehicle designed or used for drawing 4831  
other vehicles or wheeled machinery but having no provision for 4832  
carrying loads independently of such other vehicles, and used 4833  
principally for agricultural purposes. 4834

(K) "Truck" means every motor vehicle, except trailers and 4835  
semitrailers, designed and used to carry property. 4836

(L) "Bus" means every motor vehicle designed for carrying 4837  
more than nine passengers and used for the transportation of 4838  
persons other than in a ridesharing arrangement, and every motor 4839  
vehicle, automobile for hire, or funeral car, other than a 4840  
taxicab or motor vehicle used in a ridesharing arrangement, 4841  
designed and used for the transportation of persons for 4842  
compensation. 4843

(M) "Trailer" means every vehicle designed or used for 4844  
carrying persons or property wholly on its own structure and for 4845  
being drawn by a motor vehicle, including any such vehicle when 4846  
formed by or operated as a combination of a "semitrailer" and a 4847  
vehicle of the dolly type, such as that commonly known as a 4848

"trailer dolly," a vehicle used to transport agricultural  
produce or agricultural production materials between a local  
place of storage or supply and the farm when drawn or towed on a  
street or highway at a speed greater than twenty-five miles per  
hour, and a vehicle designed and used exclusively to transport a  
boat between a place of storage and a marina, or in and around a  
marina, when drawn or towed on a street or highway for a  
distance of more than ten miles or at a speed of more than  
twenty-five miles per hour.

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

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

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

(Q) "~~Railroad train~~Train" means ~~a steam engine or an~~  
~~electric or other motor, with or without cars coupled thereto,~~  
~~operated by a railroad~~one or more locomotives coupled, with or  
without cars, that operates on rails or tracks and to which all  
other traffic is required by law to yield the right-of-way at  
highway-rail grade crossings.

(R) "Streetcar" means a car, other than a ~~railroad~~-train, 4878  
for transporting persons or property, operated upon rails 4879  
principally within a street or highway. 4880

(S) "Trackless trolley" means every car that collects its 4881  
power from overhead electric trolley wires and that is not 4882  
operated upon rails or tracks. 4883

(T) "Explosives" means any chemical compound or mechanical 4884  
mixture that is intended for the purpose of producing an 4885  
explosion that contains any oxidizing and combustible units or 4886  
other ingredients in such proportions, quantities, or packing 4887  
that an ignition by fire, by friction, by concussion, by 4888  
percussion, or by a detonator of any part of the compound or 4889  
mixture may cause such a sudden generation of highly heated 4890  
gases that the resultant gaseous pressures are capable of 4891  
producing destructive effects on contiguous objects, or of 4892  
destroying life or limb. Manufactured articles shall not be held 4893  
to be explosives when the individual units contain explosives in 4894  
such limited quantities, of such nature, or in such packing, 4895  
that it is impossible to procure a simultaneous or a destructive 4896  
explosion of such units, to the injury of life, limb, or 4897  
property by fire, by friction, by concussion, by percussion, or 4898  
by a detonator, such as fixed ammunition for small arms, 4899  
firecrackers, or safety fuse matches. 4900

(U) "Flammable liquid" means any liquid that has a flash 4901  
point of seventy degrees fahrenheit, or less, as determined by a 4902  
tagliabue or equivalent closed cup test device. 4903

(V) "Gross weight" means the weight of a vehicle plus the 4904  
weight of any load thereon. 4905

(W) "Person" means every natural person, firm, co- 4906



partnership, association, or corporation. 4907

(X) "Pedestrian" means any ~~natural person afoot~~ on foot, in 4908  
a motorized or non-motorized wheelchair, or using another 4909  
equivalent device, such as skates or a skateboard. "Pedestrian" 4910  
includes a personal delivery device as defined in section 4911  
4511.513 of the Revised Code unless the context clearly suggests 4912  
otherwise. 4913

(Y) "Driver or operator" means every person who drives or 4914  
is in actual physical control of a vehicle, trackless trolley, 4915  
or streetcar. 4916

(Z) "Police officer" means every officer authorized to 4917  
direct or regulate traffic, or to make arrests for violations of 4918  
traffic regulations. 4919

(AA) "Local authorities" means every county, municipal, 4920  
and other local board or body having authority to adopt police 4921  
regulations under the constitution and laws of this state. 4922

(BB) "Street" or "highway" means ~~the entire width between~~ 4923  
~~the boundary lines of every way open to the use of the public as~~ 4924  
~~a thoroughfare for purposes of vehicular~~ a general term for 4925  
denoting a public way for purposes of travel by vehicles, 4926  
streetcars, trackless trolleys, and vulnerable road users, 4927  
including the entire area within the right-of-way. 4928

(CC) "Controlled-access highway" means every street or 4929  
highway in respect to which owners or occupants of abutting 4930  
lands and other persons have no legal right of access to or from 4931  
the same except at such points only and in such manner as may be 4932  
determined by the public authority having jurisdiction over such 4933  
street or highway. 4934

(DD) "Private road ~~or driveway~~" means every way or place 4935

in private ownership used for vehicular travel by the owner and 4936  
those having express or implied permission from the owner but 4937  
not by other persons. 4938

(EE) "Roadway" means that portion of a highway improved, 4939  
designed, or ordinarily used for vehicular travel and parking 4940  
lanes, except not including the berm, sidewalk, or shoulder, 4941  
even if the berm, sidewalk, or shoulder is used by a person 4942  
operating a bicycle or other human-powered vehicle. If a highway 4943  
includes two or more separate roadways the term "roadway" means 4944  
any such roadway separately but not all such roadways 4945  
collectively. 4946

(FF) "Sidewalk" means that portion of a street between the 4947  
curb lines, or the lateral lines of a roadway, and the adjacent 4948  
property lines or easements of private property, that is paved 4949  
or improved, and is intended for the use of pedestrians. 4950

(GG) "Laned highway" means a highway the roadway of which 4951  
is divided into two or more clearly marked lanes for vehicular 4952  
traffic. 4953

(HH) "Through highway" means every street or highway as 4954  
provided in section 4511.65 of the Revised Code. 4955

(II) "State highway" means a highway under the 4956  
jurisdiction of the department of transportation, outside the 4957  
limits of municipal corporations, provided that the authority 4958  
conferred upon the director of transportation in section 5511.01 4959  
of the Revised Code to erect state highway route markers and 4960  
signs directing traffic shall not be modified by sections 4961  
4511.01 to 4511.79 and 4511.99 of the Revised Code. 4962

(JJ) "State route" means every highway that is designated 4963  
with an official state route number and so marked. 4964

(KK) "Intersection" means:

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

(2) If a highway includes two roadways ~~that are thirty feet or more apart~~ separated by a median, then every crossing of each roadway of such divided highway by an intersecting highway constitutes a separate intersection if the opposing left-turn paths cross and there is sufficient interior storage for the design vehicle. ~~If both intersecting highways include two roadways thirty feet or more apart, then every crossing of any two roadways of such highways constitutes a separate intersection~~ As used in this division, "design vehicle" means the longest vehicle authorized under section 5577.05 of the Revised Code to operate on that roadway without a permit.

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

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

(b) Where a stop line, yield line, or crosswalk ~~line~~ is 4994  
designated on the roadway on the intersection approach, the area 4995  
within the crosswalk and any area beyond the designated stop 4996  
line or yield line constitute part of the intersection. 4997

(c) Where a crosswalk is designated on a roadway on the 4998  
departure from the intersection, the intersection includes the 4999  
area that extends to the far side of the crosswalk. 5000

(LL) "Crosswalk" means: 5001

(1) That part of a roadway at ~~intersections ordinarily an~~ 5002  
~~intersection~~ included within the ~~real or projected prolongation~~ 5003  
~~of property lines and curb lines~~ connections of the lateral 5004  
lines of the sidewalks on opposite sides of the highway measured 5005  
from the curbs, or, in the absence of curbs, from the edges of 5006  
the traversable roadway, and in the absence of a sidewalk on one 5007  
side of the roadway, the part of a roadway included within the 5008  
extension of the lateral lines of the sidewalk at right angles 5009  
to the center line; 5010

(2) Any portion of a roadway at an intersection or 5011  
elsewhere, distinctly indicated for pedestrian crossing by lines 5012  
or other markings on the surface, which might be supplemented by 5013  
contrasting pavement texture, style, or color; 5014

(3) Notwithstanding divisions (LL)(1) and (2) of this 5015  
section, ~~there shall not be a "crosswalk"~~ does not include an 5016  
area where local authorities have placed signs indicating no 5017  
crossing. 5018

(MM) "Safety zone" means the area or space officially set 5019  
apart within a roadway for the exclusive use of pedestrians and 5020  
protected or marked or indicated by adequate signs as to be 5021  
plainly visible at all times. 5022

(NN) "Business district" means the territory fronting upon 5023  
a street or highway, including the street or highway, between 5024  
successive intersections within municipal corporations where 5025  
fifty per cent or more of the frontage between such successive 5026  
intersections is occupied by buildings in use for business, or 5027  
within or outside municipal corporations where fifty per cent or 5028  
more of the frontage for a distance of three hundred feet or 5029  
more is occupied by buildings in use for business, and the 5030  
character of such territory is indicated by official traffic 5031  
control devices. 5032

(OO) "Residence district" means the territory, not 5033  
comprising a business district, fronting on a street or highway, 5034  
including the street or highway, where, for a distance of three 5035  
hundred feet or more, the frontage is improved with residences 5036  
or residences and buildings in use for business. 5037

(PP) "Urban district" means the territory contiguous to 5038  
and including any street or highway which is built up with 5039  
structures devoted to business, industry, or dwelling houses 5040  
situated at intervals of less than one hundred feet for a 5041  
distance of a quarter of a mile or more, and the character of 5042  
such territory is indicated by official traffic control devices. 5043

(QQ) "Traffic control device" means a flagger, sign, 5044  
signal, marking, channelization device, or other device ~~used to~~ 5045  
~~regulate, warn, or guide traffic, placed on, over, or adjacent~~ 5046  
that uses colors, shapes, symbols, words, sounds, or tactile 5047  
information for the primary purpose of communicating a 5048  
regulatory, warning, or guidance message to road users on a 5049  
street, highway, ~~private road~~ site roadway open to public 5050  
travel, pedestrian facility, ~~or shared-use path by authority of~~ 5051  
~~a public agency or official having jurisdiction, or, in the case~~ 5052

~~of a private road open to public travel, by authority of the~~ 5053  
~~private owner or private official having jurisdiction~~ bikeway, or 5054  
pathway. 5055

(RR) "Traffic control signal" means ~~any a~~ highway traffic 5056  
signal ~~by which~~ placed at an intersection, movable bridge, fire 5057  
station, midblock crosswalk, alternating one-way sections of a 5058  
single lane road, private driveway, or other location that 5059  
requires conflicting traffic is alternately to be directed to 5060  
stop and permitted to proceed in an orderly manner. "Traffic 5061  
control signal" includes a vehicular signal indication, a 5062  
pedestrian signal indication, and a bicycle symbol signal 5063  
indication. "Traffic control signal" does not include an 5064  
emergency-vehicle hybrid beacon or a pedestrian hybrid beacon. 5065

(SS) "Railroad sign or signal" means any sign, signal, or 5066  
device erected by authority of a public body or official or by a 5067  
railroad and intended to give notice of the presence of railroad 5068  
tracks or the approach of a ~~railroad~~-train. 5069

(TT) "Traffic" means pedestrians, ridden or herded 5070  
animals, vehicles, streetcars, trackless trolleys, and other 5071  
devices, either singly or together, while using for purposes of 5072  
travel any highway or ~~private road~~ site roadway open to public 5073  
travel. 5074

(UU) "Right-of-way" means either of the following, as the 5075  
context requires: 5076

(1) The right of a vehicle, streetcar, trackless trolley, 5077  
or pedestrian to proceed uninterruptedly in a lawful manner in 5078  
the direction in which it or the individual is moving in 5079  
preference to another vehicle, streetcar, trackless trolley, or 5080  
pedestrian approaching from a different direction into its or 5081

the individual's path; 5082

(2) A general term denoting land, property, or the 5083  
interest therein, usually in the configuration of a strip, 5084  
acquired for or devoted to transportation purposes. When used in 5085  
this context, right-of-way includes the roadway, shoulders or 5086  
berm, ditch, and slopes extending to the right-of-way limits 5087  
under the control of the state or local authority. 5088

(VV) "Rural mail delivery vehicle" means every vehicle 5089  
used to deliver United States mail on a rural mail delivery 5090  
route. 5091

(WW) "Funeral escort vehicle" means any motor vehicle, 5092  
including a funeral hearse, while used to facilitate the 5093  
movement of a funeral procession. 5094

(XX) "Alley" means a street or highway intended to provide 5095  
access to the rear or side of lots or buildings in urban 5096  
districts and not intended for the purpose of through vehicular 5097  
traffic, and includes any street or highway that has been 5098  
declared an "alley" by the legislative authority of the 5099  
municipal corporation in which such street or highway is 5100  
located. 5101

(YY) "Freeway" means a divided multi-lane highway for 5102  
through traffic with all crossroads separated in grade and with 5103  
full control of access. 5104

(ZZ) "Expressway" means a divided arterial street or 5105  
highway for through traffic with full or partial control of 5106  
access with an excess of fifty per cent of all crossroads 5107  
separated in grade. 5108

(AAA) "Thruway" means a through highway whose entire 5109  
roadway is reserved for through traffic and on which roadway 5110

parking is prohibited. 5111

(BBB) "Stop intersection" means any intersection at one or 5112  
more entrances of which stop signs are erected. 5113

(CCC) "Arterial street or highway" means ~~any United States~~ 5114  
~~or state numbered route, controlled access highway, or other~~ 5115  
~~major radial or circumferential~~ a street or highway primarily 5116  
used by through traffic, usually on a continuous route or a 5117  
street or highway designated by local authorities within their 5118  
~~respective jurisdictions as part of a major~~ an arterial system- 5119  
~~of streets or highways.~~ 5120

(DDD) "Ridesharing arrangement" means the transportation 5121  
of persons in a motor vehicle where such transportation is 5122  
incidental to another purpose of a volunteer driver and includes 5123  
ridesharing arrangements known as carpools, vanpools, and 5124  
buspools. 5125

(EEE) "Motorized wheelchair" means any self-propelled 5126  
vehicle designed for, and used by, a person with a disability 5127  
and that is incapable of a speed in excess of eight miles per 5128  
hour. 5129

(FFF) "Child care center" and "type A family child care 5130  
home" have the same meanings as in section 5104.01 of the 5131  
Revised Code. 5132

(GGG) "Multi-wheel agricultural tractor" means a type of 5133  
agricultural tractor that has two or more wheels or tires on 5134  
each side of one axle at the rear of the tractor, is designed or 5135  
used for drawing other vehicles or wheeled machinery, has no 5136  
provision for carrying loads independently of the drawn vehicles 5137  
or machinery, and is used principally for agricultural purposes. 5138

(HHH) "Operate" means to cause or have caused movement of 5139



a vehicle, streetcar, or trackless trolley. 5140

(III) "Predicate motor vehicle or traffic offense" means 5141  
any of the following: 5142

(1) A violation of section 4511.03, 4511.051, 4511.12, 5143  
4511.132, 4511.16, 4511.20, 4511.201, 4511.21, 4511.211, 5144  
4511.213, 4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28, 5145  
4511.29, 4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35, 5146  
4511.36, 4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42, 5147  
4511.43, 4511.431, 4511.432, 4511.44, 4511.441, 4511.451, 5148  
4511.452, 4511.46, 4511.47, 4511.48, 4511.481, 4511.49, 4511.50, 5149  
4511.511, 4511.522, 4511.53, 4511.54, 4511.55, 4511.56, 4511.57, 5150  
4511.58, 4511.59, 4511.60, 4511.61, 4511.64, 4511.66, 4511.661, 5151  
4511.68, 4511.70, 4511.701, 4511.71, 4511.711, 4511.712, 5152  
4511.713, 4511.72, 4511.73, 4511.763, 4511.771, 4511.78, or 5153  
4511.84 of the Revised Code; 5154

(2) A violation of division (A)(2) of section 4511.17, 5155  
divisions (A) to (D) of section 4511.51, or division (A) of 5156  
section 4511.74 of the Revised Code; 5157

(3) A violation of any provision of sections 4511.01 to 5158  
4511.76 of the Revised Code for which no penalty otherwise is 5159  
provided in the section that contains the provision violated; 5160

(4) A violation of section 4511.214 of the Revised Code; 5161

(5) A violation of a municipal ordinance that is 5162  
substantially similar to any section or provision set forth or 5163  
described in division (III)(1), (2), (3), or (4) of this 5164  
section. 5165

(JJJ) "Road service vehicle" means wreckers, utility 5166  
repair vehicles, and state, county, and municipal service 5167  
vehicles equipped with visual signals by means of flashing, 5168

rotating, or oscillating lights. 5169

(KKK) "Beacon" means a highway traffic signal with one or 5170  
more signal sections that operate in a flashing mode. 5171

(LLL) "Hybrid beacon" means a special type of beacon that 5172  
is intentionally placed in a dark mode where no indications are 5173  
displayed between periods of operation ~~where no indications are~~ 5174  
~~displayed and, when in operation~~operated, displays both steady 5175  
and flashing highway traffic control ~~control~~-signal indications. "Hybrid 5176  
beacon" includes both of the following: 5177

(1) An emergency-vehicle hybrid beacon used to warn and 5178  
control traffic at an otherwise unsignalized location to assist 5179  
authorized emergency vehicles in entering or crossing a street 5180  
or highway; 5181

(2) A pedestrian hybrid beacon used to warn and control 5182  
traffic at an otherwise unsignalized location to assist 5183  
pedestrians in crossing a street or highway at a marked 5184  
crosswalk. 5185

(MMM) "Highway traffic signal" means a power-operated 5186  
traffic control device by which traffic is warned or directed to 5187  
take some specific action. "Highway traffic signal" includes a 5188  
beacon, an in-road warning light, a lane-use control signal, and 5189  
a traffic control signal. "Highway traffic signal" does not 5190  
include a power-operated sign, steadily illuminated pavement 5191  
marker, gate, flashing light signal, warning light, or steady 5192  
burning electric lamp. 5193

(NNN) "Median" means the portion of a highway separating 5194  
opposing directions of the traveled way or the area between two 5195  
roadways of a divided highway, measured from edge of traveled 5196  
way to edge of traveled way, ~~but excluding~~. The median excludes 5197

turn lanes. The width of a median may be different between 5198  
intersections, ~~between~~ interchanges, and at opposite approaches 5199  
of the same intersection. 5200

(OOO) "~~Private road~~ Site roadway open to public travel" 5201  
means a ~~private toll road or road, including any adjacent~~ 5202  
~~sidewalks that generally run parallel to the road, within~~ 5203  
roadway or bikeway on site of a shopping center, office park, 5204  
airport, school, university, sports arena, recreational park, or 5205  
other similar business, government, or recreation facility that 5206  
is publicly or privately owned but where the public is allowed 5207  
to travel without full-time access restrictions. "~~Private road~~ 5208  
Site roadway open to public travel" ~~includes a gated toll road~~ 5209  
~~but does not include a road within a private gated property~~ 5210  
roadway where access is restricted at all times by gates or 5211  
guards to residents, employees, or other specifically authorized 5212  
persons, a parking area, a driving aisle within a parking area, 5213  
or a private highway-rail grade crossing. 5214

(PPP) "Shared-use path" means a bikeway outside the 5215  
traveled way and physically separated from motorized vehicular 5216  
traffic by an open space or barrier and either within the 5217  
highway right-of-way or within an independent alignment. A 5218  
shared-use path also may be used by pedestrians, including 5219  
skaters, joggers, users of manual and motorized wheelchairs, and 5220  
other authorized motorized and non-motorized users. A shared-use 5221  
path does not include any trail that is intended to be used 5222  
primarily for mountain biking, hiking, equestrian use, or other 5223  
similar uses, or any other single track or natural surface trail 5224  
that has historically been reserved for nonmotorized use. 5225

(QQQ) "Highway maintenance vehicle" means a vehicle used 5226  
in snow and ice removal or road surface maintenance, including a 5227

snow plow, traffic line striper, road sweeper, mowing machine, 5228  
asphalt distributing vehicle, or other such vehicle designed for 5229  
use in specific highway maintenance activities. 5230

(RRR) "Waste collection vehicle" means a vehicle used in 5231  
the collection of garbage, refuse, trash, or recyclable 5232  
materials. 5233

(SSS) "Electric bicycle" means a "class 1 electric 5234  
bicycle," a "class 2 electric bicycle," or a "class 3 electric 5235  
bicycle" as defined in this section. 5236

(TTT) "Class 1 electric bicycle" means a bicycle that is 5237  
equipped with fully operable pedals and an electric motor of 5238  
less than seven hundred fifty watts that provides assistance 5239  
only when the rider is pedaling and ceases to provide assistance 5240  
when the bicycle reaches the speed of twenty miles per hour. 5241

(UUU) "Class 2 electric bicycle" means a bicycle that is 5242  
equipped with fully operable pedals and an electric motor of 5243  
less than seven hundred fifty watts that may provide assistance 5244  
regardless of whether the rider is pedaling and is not capable 5245  
of providing assistance when the bicycle reaches the speed of 5246  
twenty miles per hour. 5247

(VVV) "Class 3 electric bicycle" means a bicycle that is 5248  
equipped with fully operable pedals and an electric motor of 5249  
less than seven hundred fifty watts that provides assistance 5250  
only when the rider is pedaling and ceases to provide assistance 5251  
when the bicycle reaches the speed of twenty-eight miles per 5252  
hour. 5253

(WWW) "Low-speed micromobility device" means a device 5254  
weighing less than one hundred pounds that has handlebars, is 5255  
propelled by an electric motor or human power, and has an 5256

attainable speed on a paved level surface of not more than 5257  
twenty miles per hour when propelled by the electric motor. 5258

(XXX) "Natural resources officer" means an officer 5259  
appointed pursuant to section 1501.24 of the Revised Code. 5260

(YYY) "Wildlife officer" means an officer designated 5261  
pursuant to section 1531.13 of the Revised Code. 5262

(ZZZ) "In-road warning light" means a special type of 5263  
highway traffic signal that is installed in the roadway surface 5264  
to warn road users that they are approaching a condition on or 5265  
adjacent to the roadway that might not be readily apparent and 5266  
might require the road users to reduce speed or come to a 5267  
complete stop. 5268

(AAAA) "Lane-use control signal" means a signal face or 5269  
comparable display on a full-matrix changeable message sign that 5270  
displays indications to permit or prohibit the use of specific 5271  
lanes of a roadway or a shoulder where driving is sometimes 5272  
authorized or to indicate the impending prohibition of such use. 5273

(BBBB) "Bicycle box" means a designated area on the 5274  
approach to a signalized intersection, between an advance 5275  
motorist stop line and the crosswalk or intersection, that is 5276  
intended to provide bicyclists a visible location to wait in 5277  
front of stopped motorists during the red signal phase. 5278

(CCCC) "Two-stage bicycle turn box" means a designated 5279  
area at an intersection that is intended to provide bicyclists a 5280  
place to wait for traffic to clear before proceeding in a 5281  
different direction of travel. 5282

(DDDD) "Bicycle lane" means a portion of a roadway that 5283  
has been designated for preferential or exclusive use by 5284  
bicyclists and is often delineated from the adjacent general- 5285

purpose lanes by longitudinal pavement markings and either a 5286  
bicycle lane symbol, words, or signs. "Bicycle lane" includes 5287  
all of the following: 5288

(1) A buffer-separated bicycle lane, which is separated 5289  
from the adjacent general-purpose lanes by a pattern of standard 5290  
longitudinal pavement markings that are wider than a normal or 5291  
wide-lane pavement marking; 5292

(2) A counter-flow bicycle lane, which is a one- 5293  
directional bicycle lane that provides a lawful path of travel 5294  
for bicycles in the opposite direction from the general traffic 5295  
on a roadway that otherwise requires the general traffic to 5296  
travel in only one direction. A counter-flow bicycle lane is 5297  
designated by the traffic control devices used for other bicycle 5298  
lanes; 5299

(3) A separated bicycle lane, which is an exclusive 5300  
facility for bicyclists that is located within or directly 5301  
adjacent to the roadway and is physically separated from the 5302  
motor vehicle traffic with a vertical element. 5303

(EEEE) "Bicycle signal face" means a signal face that 5304  
displays only bicycle symbol signal indications in accordance 5305  
with section 4511.15 of the Revised Code, that exclusively 5306  
controls a bicyclist's movement from a designated bicycle lane 5307  
or from a separate facility, and that displays signal 5308  
indications that are applicable only to a bicyclist's movement. 5309

(FFFF) "Bicycle signal sign" means a sign meant to inform 5310  
road users that the signal indications in the bicycle signal 5311  
face are intended only for bicyclists, and to inform bicyclists 5312  
which bicyclist movements are controlled by that bicycle signal 5313  
face. 5314

(GGGG) "Bikeway" means any road, street, path, or way that 5315  
in some manner is specifically designated for bicycle travel, 5316  
regardless of whether the facility is designated for the 5317  
exclusive use of bicycles or if it is shared with other modes of 5318  
transportation. 5319

(HHHH) "Busway" means a traveled way that is used 5320  
exclusively by buses. 5321

(IIII) "Driveway" means an access from a roadway to a 5322  
building, site, or abutting property. 5323

(JJJJ) "Roundabout" means a circular intersection with a 5324  
yield control at each entry, which permits a vehicle on the 5325  
circulatory roadway to proceed, with deflection of the 5326  
approaching vehicles counter-clockwise around a central island. 5327

(KKKK) "Shoulder" means a longitudinal area contiguous 5328  
with the traveled way that is used for accommodating vehicles 5329  
that are stopped for an emergency and for lateral support of 5330  
base and surface courses; graded for emergency stopping; either 5331  
paved or unpaved; and when paved, may be open for part-time 5332  
travel by some or all vehicles or may also be available for use 5333  
by pedestrians or bicycles in the absence of other pedestrian or 5334  
bicycle facilities. 5335

(LLLL) "Autocycle," "cab-enclosed motorcycle," 5336  
"electronic," "farm machinery," "motor-driven cycle or motor 5337  
scooter," "limited driving privileges," and "state" have the 5338  
same meanings as in section 4501.01 of the Revised Code. 5339

**Sec. 4511.031.** ~~(A)-(1)~~ (A) As used in this section: 5340

(1) "Highway maintenance vehicle" means a vehicle used in 5341  
snow and ice removal, including a snow plow, when it is owned by 5342  
a political subdivision and operated by an employee of that 5343

political subdivision. 5344

(2) "Peace officer" has the same meaning as in divisions 5345  
(A) (1), (12), (14), and (19) of section 109.71 of the Revised 5346  
Code. 5347

(3) "Portable signal preemption device" means a device 5348  
that, if activated by a person, is capable of changing a highway 5349  
traffic signal to green out of sequence. 5350

(4) "Public safety vehicle" has the same meaning as in 5351  
divisions (E) (1), (3), and (4) of section 4511.01 of the Revised 5352  
Code. 5353

(B) Except as provided in divisions (C) and (D) of this 5354  
section: 5355

(1) No person shall possess a portable signal preemption 5356  
device. 5357

(2) No person shall use a portable signal preemption 5358  
device to affect the operation of the highway traffic control 5359  
signal. 5360

~~(B) (C) Division (A) (1) (B) (1) of this section does not~~ 5361  
~~apply to any of the following persons and division (A) (2) of~~ 5362  
~~this section does not apply to any of the following persons when~~ 5363  
~~responding to an emergency call:~~ 5364

~~(1) A peace officer, as defined in division (A) (1), (12),~~ 5365  
~~(14), or (19) of section 109.71 of the Revised Code;~~ 5366

~~(2) A state highway patrol trooper;~~ 5367

~~(3) A person while occupying a public safety vehicle as~~ 5368  
~~defined in division (E) (1), (3), or (4) of section 4511.01 of~~ 5369  
~~the Revised Code;~~ 5370



(4) The authorized employee operator of a highway 5371  
maintenance vehicle. 5372

~~(C)~~ (D) Division (B) (2) of this section does not apply 5373  
under either of the following circumstances: 5374

(1) When a person listed in divisions (C) (1) to (3) of 5375  
this section is responding to an emergency call; 5376

(2) When a person listed in division (C) (4) of this 5377  
section is responding to an emergency level two or level three 5378  
weather event. 5379

(E) Whoever violates division ~~(A) (1)~~ (B) (1) of this 5380  
section is guilty of a misdemeanor of the fourth degree. Whoever 5381  
violates division ~~(A) (2)~~ (B) (2) of this section is guilty of a 5382  
misdemeanor of the first degree. 5383

~~(D) As used in this section, "portable signal preemption~~ 5384  
~~device" means a device that, if activated by a person, is~~ 5385  
~~capable of changing a traffic control signal to green out of~~ 5386  
~~sequence.~~ 5387

**Sec. 4511.09.** The department of transportation shall adopt 5388  
a manual for a uniform system of traffic control devices, 5389  
including signs denoting names of streets and highways, for use 5390  
upon any street, highway, bikeway, or ~~private road~~ site roadway 5391  
open to public travel within this state. Such uniform system 5392  
shall correlate with, and so far as possible conform to, the 5393  
system approved by the federal highway administration. 5394

**Sec. 4511.091.** (A) The driver of any motor vehicle that 5395  
has been checked by radar, or by any electrical or mechanical 5396  
timing device to determine the speed of the motor vehicle over a 5397  
measured distance of a highway or a measured distance of a 5398  
~~private road or driveway~~, and found to be in violation of any of 5399

the provisions of section 4511.21 or 4511.211 of the Revised 5400  
Code, may be arrested until a warrant can be obtained, provided 5401  
the arresting officer has observed the recording of the speed of 5402  
the motor vehicle by the radio microwaves, electrical or 5403  
mechanical timing device, or has received a radio message from 5404  
the officer who observed the speed of the motor vehicle recorded 5405  
by the radio microwaves, electrical or mechanical timing device; 5406  
provided, in case of an arrest based on such a message, the 5407  
radio message has been dispatched immediately after the speed of 5408  
the motor vehicle was recorded and the arresting officer is 5409  
furnished a description of the motor vehicle for proper 5410  
identification and the recorded speed. 5411

(B) If the driver of a motor vehicle being driven on a 5412  
public street or highway of this state is observed violating any 5413  
provision of this chapter other than section 4511.21 or 4511.211 5414  
of the Revised Code by a law enforcement officer situated at any 5415  
location, including in any type of airborne aircraft or airship, 5416  
that law enforcement officer may send a radio message to another 5417  
law enforcement officer, and the other law enforcement officer 5418  
may arrest the driver of the motor vehicle until a warrant can 5419  
be obtained or may issue the driver a citation for the 5420  
violation; provided, if an arrest or citation is based on such a 5421  
message, the radio message is dispatched immediately after the 5422  
violation is observed and the law enforcement officer who 5423  
observes the violation furnishes to the law enforcement officer 5424  
who makes the arrest or issues the citation a description of the 5425  
alleged violation and the motor vehicle for proper 5426  
identification. 5427

(C) (1) No person shall be arrested, charged, or convicted 5428  
of a violation of any provision of divisions (B) to (O) of 5429  
section 4511.21 or section 4511.211 of the Revised Code or a 5430

substantially similar municipal ordinance based on a peace 5431  
officer's unaided visual estimation of the speed of a motor 5432  
vehicle, trackless trolley, or streetcar. This division does not 5433  
do any of the following: 5434

(a) Preclude the use by a peace officer of a stopwatch, 5435  
radar, laser, or other electrical, mechanical, or digital device 5436  
to determine the speed of a motor vehicle; 5437

(b) Apply regarding any violation other than a violation 5438  
of divisions (B) to (O) of section 4511.21 or section 4511.211 5439  
of the Revised Code or a substantially similar municipal 5440  
ordinance; 5441

(c) Preclude a peace officer from testifying that the 5442  
speed of operation of a motor vehicle, trackless trolley, or 5443  
streetcar was at a speed greater or less than a speed described 5444  
in division (A) of section 4511.21 of the Revised Code, the 5445  
admission into evidence of such testimony, or preclude a 5446  
conviction of a violation of that division based in whole or in 5447  
part on such testimony. 5448

(2) As used in this division, "peace officer" has the same 5449  
meaning as in section 2935.01 of the Revised Code. 5450

**Sec. 4511.092.** As used in sections 4511.092 to 4511.0914 5451  
of the Revised Code: 5452

(A) "Designated party" means the person whom the 5453  
registered owner of a motor vehicle, upon receipt of a ticket 5454  
based upon images recorded by a traffic law photo-monitoring 5455  
device that indicate a traffic law violation, identifies as the 5456  
person who was operating the vehicle of the registered owner at 5457  
the time of the violation. 5458

(B) "Law enforcement officer" means a ~~sheriff, deputy~~ 5459

~~sheriff, marshal, deputy marshal, police officer of a police~~ 5460  
~~department of any municipal corporation, police constable of any~~ 5461  
~~township, or police officer of a township or joint police~~ 5462  
~~district, police officer~~ who is employed on a permanent, full- 5463  
time basis by the law enforcement agency of a local authority 5464  
that assigns such person to the location of a traffic law photo- 5465  
monitoring device. 5466

(C) "Local authority" means a municipal corporation, 5467  
~~county, or township.~~ 5468

(D) "Motor vehicle leasing dealer" has the same meaning as 5469  
in section 4517.01 of the Revised Code. 5470

(E) "Motor vehicle renting dealer" has the same meaning as 5471  
in section 4549.65 of the Revised Code. 5472

(F) "Recorded images" means any of the following images 5473  
recorded by a traffic law photo-monitoring device that show, on 5474  
at least one image or on a portion of the videotape, the rear of 5475  
a motor vehicle and the letters and numerals on the rear license 5476  
plate of the vehicle: 5477

(1) Two or more photographs, microphotographs, electronic 5478  
images, or digital images; 5479

(2) Videotape. 5480

(G) "Registered owner" means all of the following: 5481

(1) Any person or entity identified by the bureau of motor 5482  
vehicles or any other state motor vehicle registration bureau, 5483  
department, or office as the owner of a motor vehicle; 5484

(2) The lessee of a motor vehicle under a lease of six 5485  
months or longer; 5486

(3) The renter of a motor vehicle pursuant to a written 5487  
rental agreement with a motor vehicle renting dealer. 5488

(H) "System location" means the approach to an 5489  
intersection or area of roadway toward which a traffic law 5490  
photo-monitoring device is directed and is in operation. 5491

(I) "Ticket" means any traffic ticket, citation, summons, 5492  
or other ticket issued in response to an alleged traffic law 5493  
violation detected by a traffic law photo-monitoring device, 5494  
that represents a civil violation. 5495

(J) "Traffic law photo-monitoring device" means an 5496  
electronic system consisting of a photographic, video, or 5497  
electronic camera and a means of sensing the presence of a motor 5498  
vehicle that automatically produces recorded images. 5499

(K) "Traffic law violation" means either of the following: 5500

(1) A violation of section 4511.12 of the Revised Code 5501  
based on the failure to comply with section 4511.13 of the 5502  
Revised Code or a substantially equivalent municipal ordinance 5503  
that occurs at an intersection due to failure to obey a highway 5504  
traffic ~~control~~ signal; 5505

(2) A violation of section 4511.21 or 4511.211 of the 5506  
Revised Code or a substantially equivalent municipal ordinance 5507  
due to failure to observe the applicable speed limit. 5508

**Sec. 4511.093.** (A) A local authority may utilize a traffic 5509  
law photo-monitoring device for the purpose of detecting traffic 5510  
law violations. ~~If the local authority is a county or township,~~ 5511  
~~the board of county commissioners or the board of township~~ 5512  
~~trustees may adopt such resolutions as may be necessary to~~ 5513  
~~enable the county or township to utilize traffic law photo-~~ 5514  
~~monitoring devices~~ No county, township, or representative of a 5515

county or township shall utilize a traffic law photo-monitoring 5516  
device to detect and enforce traffic law violations. 5517

(B) The use of a traffic law photo-monitoring device is 5518  
subject to the following conditions: 5519

(1) A local authority shall use a traffic law photo- 5520  
monitoring device to detect and enforce traffic law violations 5521  
only if a law enforcement officer is present at the location of 5522  
the device at all times during the operation of the device and 5523  
if the local authority complies with sections 4511.094 and 5524  
4511.095 of the Revised Code. 5525

(2) A law enforcement officer who is present at the 5526  
location of any traffic law photo-monitoring device and who 5527  
personally witnesses a traffic law violation may issue a ticket 5528  
for the violation. Such a ticket shall be issued in accordance 5529  
with section 2935.26 of the Revised Code and is not subject to 5530  
sections 4511.096 to 4511.0910 and section 4511.912 of the 5531  
Revised Code. 5532

(3) If a traffic law photo-monitoring device records a 5533  
traffic law violation and the law enforcement officer who was 5534  
present at the location of the traffic law photo-monitoring 5535  
device does not issue a ticket as provided under division (B) (2) 5536  
of this section, the local authority may only issue a ticket in 5537  
accordance with sections 4511.096 to 4511.0912 of the Revised 5538  
Code. 5539

~~(4) If the local authority utilizing traffic law photo-~~ 5540  
~~monitoring devices is a county or township, a law enforcement~~ 5541  
~~officer of the county or township shall use only a handheld-~~ 5542  
~~traffic law photo-monitoring device held by the law enforcement~~ 5543  
~~officer.~~ 5544

~~(C) No township constable appointed under section 509.01 of the Revised Code, member of a police force of a township or joint police district created under section 505.48 or 505.482 of the Revised Code, or other representative of a township shall utilize a traffic law photo-monitoring device to detect and enforce traffic law violations on an interstate highway.~~

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

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

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

The local authority shall erect the signs within the first three hundred feet of the boundary of the local authority or within three hundred feet of the fixed system location, as applicable. If the signs cannot be located within the first three hundred feet of the boundary of the local authority or within three hundred feet of the fixed system location, the local authority shall erect the signs as close to that distance as possible. If a particular highway enters and exits the territory of a local authority multiple times, the local authority shall erect the signs as required by division (A) (1) of this section at the locations in each direction of travel where inbound traffic on the highway first enters the territory

of the local authority and is not required to erect additional 5575  
signs along such highway each time the highway reenters the 5576  
territory of the local authority. The local authority is 5577  
responsible for all costs associated with the erection, 5578  
maintenance, and replacement, if necessary, of the signs. The 5579  
local authority shall ensure that all signs erected under this 5580  
division conform in size, color, location, and content to 5581  
standards contained in the manual adopted by the department of 5582  
transportation pursuant to section 4511.09 of the Revised Code 5583  
and shall remain in place for as long as the local authority 5584  
utilizes traffic law photo-monitoring devices to enforce any 5585  
traffic law. 5586

(B) A ticket issued by or on behalf of the local authority 5587  
for any traffic law violation based upon evidence recorded by a 5588  
traffic law photo-monitoring device is invalid under the 5589  
following circumstances: 5590

(1) If the ticket was issued after March 12, 2009, but 5591  
before the signs required under division (A)(1) of this section 5592  
were erected; 5593

(2) If the ticket was issued after ~~the effective date of~~ 5594  
~~this amendment~~ March 23, 2015, but before the signs required 5595  
under division (A)(2) of this section were erected. 5596

However, if a local authority is in substantial compliance 5597  
with the requirements of division (A)(1) or (2) of this section, 5598  
as applicable, a ticket issued by the local authority under 5599  
sections 4511.096 to 4511.0912 of the Revised Code is valid. 5600

(C) A local authority is deemed to be in substantial 5601  
compliance with the requirement of division (A)(1) or (2) of 5602  
this section, as applicable, to erect the advisory signs if the 5603



authority does both of the following: 5604

(1) First erects all signs as required by division (A) (1) 5605  
or (2) of this section, as applicable, and subsequently 5606  
maintains and replaces the signs as needed so that at all times 5607  
at least ninety per cent of the required signs are in place and 5608  
functional; 5609

(2) Annually documents and upon request certifies its 5610  
compliance with division (C) (1) of this section. 5611

(D) A local authority that uses traffic law photo- 5612  
monitoring devices to detect or enforce any traffic law 5613  
violation at an intersection where traffic is controlled by 5614  
highway traffic control signals that exhibit different colored 5615  
lights or colored lighted arrows shall time the operation of the 5616  
yellow lights and yellow arrows of those highway traffic control 5617  
signals so that the steady yellow indication exceeds by one 5618  
second the minimum duration for yellow indicators at similar 5619  
intersections as established by the provisions of the manual 5620  
adopted by the department of transportation under section 5621  
4511.09 of the Revised Code. 5622

**Sec. 4511.11.** (A) Local authorities in their respective 5623  
jurisdictions shall place and maintain traffic control devices 5624  
in accordance with the department of transportation manual for a 5625  
uniform system of traffic control devices, adopted under section 5626  
4511.09 of the Revised Code, upon highways under their 5627  
jurisdiction as are necessary to indicate and to carry out 5628  
sections 4511.01 to 4511.76 and 4511.99 of the Revised Code, 5629  
local traffic ordinances, or to regulate, warn, or guide 5630  
traffic. 5631

(B) The director of transportation may require to be 5632

removed any traffic control device that does not conform to the 5633  
manual for a uniform system of traffic control devices on the 5634  
extensions of the state highway system within municipal 5635  
corporations. 5636

(C) No village shall place or maintain any highway traffic 5637  
~~control~~-signal upon an extension of the state highway system 5638  
within the village without first obtaining the permission of the 5639  
director. The director may revoke the permission and may require 5640  
to be removed any highway traffic ~~control~~-signal that has been 5641  
erected without the director's permission on an extension of a 5642  
state highway within a village, or that, if erected under a 5643  
permit granted by the director, does not conform to the state 5644  
manual, or that is not operated in accordance with the terms of 5645  
the permit. 5646

(D) All traffic control devices erected on any street, 5647  
highway, alley, bikeway, or ~~private road~~ site roadway open to 5648  
public travel shall conform to the state manual. 5649

(E) No person, firm, or corporation shall sell or offer 5650  
for sale to local authorities any traffic control device that 5651  
does not conform to the state manual, except by permission of 5652  
the director. 5653

(F) No local authority shall purchase or manufacture any 5654  
traffic control device that does not conform to the state 5655  
manual, except by permission of the director. 5656

(G) Whoever violates division (E) of this section is 5657  
guilty of a misdemeanor of the third degree. 5658

**Sec. 4511.13.** Highway traffic signal indications for 5659  
vehicles and pedestrians shall have the following meanings: 5660

(A) Steady green signal indication: 5661

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

(i) Pedestrians lawfully within an associated crosswalk;

(ii) Other vehicles lawfully within the intersection.

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

(2) Vehicular traffic, streetcars, and trackless trolleys facing a green arrow signal indication, displayed alone or in combination with another signal indication, are permitted to cautiously enter the intersection only to make the movement indicated by such arrow, or such other movement as is permitted by other indications displayed at the same time. Such vehicular traffic, streetcars, and trackless trolleys, including vehicles turning right or left or making a u-turn movement, shall yield the right-of-way to both of the following:

(a) Pedestrians lawfully within an associated crosswalk;

(b) Other traffic lawfully using the intersection.

(3) (a) Unless otherwise directed by a pedestrian signal

indication, as provided in section 4511.14 of the Revised Code, 5691  
pedestrians facing a circular green signal indication are 5692  
permitted to proceed across the roadway within any marked or 5693  
unmarked associated crosswalk. The pedestrian shall yield the 5694  
right-of-way to vehicles lawfully within the intersection or so 5695  
close as to create an immediate hazard at the time that the 5696  
green signal indication is first displayed. 5697

(b) Pedestrians facing a green arrow signal indication, 5698  
unless otherwise directed by a pedestrian signal indication or 5699  
other traffic control device, shall not cross the roadway. 5700

(B) Steady yellow signal indication: 5701

(1) Vehicular traffic, streetcars, and trackless trolleys 5702  
facing a steady circular yellow signal indication are thereby 5703  
warned that the related green movement or the related flashing 5704  
arrow movement is being terminated or that a steady red signal 5705  
indication will be exhibited immediately thereafter when 5706  
vehicular traffic, streetcars, and trackless trolleys shall not 5707  
enter the intersection. The provisions governing vehicular 5708  
operation under the movement being terminated shall continue to 5709  
apply while the steady circular yellow signal indication is 5710  
displayed. 5711

(2) Vehicular traffic facing a steady yellow arrow signal 5712  
indication is thereby warned that the related green arrow 5713  
movement or the related flashing arrow movement is being 5714  
terminated. The provisions governing vehicular operation under 5715  
the movement being terminated shall continue to apply while the 5716  
steady yellow arrow signal indication is displayed. 5717

(3) Pedestrians facing a steady circular yellow or yellow 5718  
arrow signal indication, unless otherwise directed by a 5719

pedestrian signal indication as provided in section 4511.14 of 5720  
the Revised Code or other traffic control device, shall not 5721  
start to cross the roadway. 5722

(C) Steady red signal indication: 5723

(1) (a) Vehicular traffic, streetcars, and trackless 5724  
trolleys facing a steady circular red signal indication, unless 5725  
entering the intersection to make another movement permitted by 5726  
another signal indication, shall stop at a clearly marked stop 5727  
line; but if there is no stop line, traffic shall stop before 5728  
entering the crosswalk on the near side of the intersection; or 5729  
if there is no crosswalk, then before entering the intersection; 5730  
and shall remain stopped until a signal indication to proceed is 5731  
displayed except as provided in divisions (C) (1), (2), and (3) 5732  
of this section. 5733

(b) Except when a traffic control device is in place 5734  
prohibiting a turn on red or a steady red arrow signal 5735  
indication is displayed, vehicular traffic facing a steady 5736  
circular red signal indication is permitted, after stopping, to 5737  
enter the intersection to turn right, or to turn left from a 5738  
one-way street into a one-way street. The right to proceed with 5739  
the turn shall be subject to the provisions that are applicable 5740  
after making a stop at a stop sign. 5741

(2) (a) Vehicular traffic, streetcars, and trackless 5742  
trolleys facing a steady red arrow signal indication shall not 5743  
enter the intersection to make the movement indicated by the 5744  
arrow and, unless entering the intersection to make another 5745  
movement permitted by another signal indication, shall stop at a 5746  
clearly marked stop line; but if there is no stop line, before 5747  
entering the crosswalk on the near side of the intersection; or 5748  
if there is no crosswalk, then before entering the intersection; 5749

and shall remain stopped until a signal indication or other 5750  
traffic control device permitting the movement indicated by such 5751  
red arrow is displayed. 5752

(b) When a traffic control device is in place permitting a 5753  
turn on a steady red arrow signal indication, vehicular traffic 5754  
facing a steady red arrow indication is permitted, after 5755  
stopping, to enter the intersection to turn right, or to turn 5756  
left from a one-way street into a one-way street. The right to 5757  
proceed with the turn shall be limited to the direction 5758  
indicated by the arrow and shall be subject to the provisions 5759  
that are applicable after making a stop at a stop sign. 5760

(3) Unless otherwise directed by a pedestrian signal 5761  
indication as provided in section 4511.14 of the Revised Code or 5762  
other traffic control device, pedestrians facing a steady 5763  
circular red or steady red arrow signal indication shall not 5764  
enter the roadway. 5765

(4) Local authorities by ordinance, or the director of 5766  
transportation on state highways, may prohibit a right or a left 5767  
turn against a steady red signal at any intersection, which 5768  
shall be effective when signs giving notice thereof are posted 5769  
at the intersection. 5770

(D) A flashing green signal indication has no meaning and 5771  
shall not be used. 5772

(E) Flashing yellow signal indication: 5773

(1) (a) Vehicular traffic, on an approach to an 5774  
intersection, facing a flashing circular yellow signal 5775  
indication, is permitted to cautiously enter the intersection to 5776  
proceed straight through or turn right or left or make a u-turn 5777  
movement except as such movement is modified by lane-use signs, 5778

turn prohibition signs, lane markings, roadway design, separate 5779  
turn signal indications, or other traffic control devices. Such 5780  
vehicular traffic, including vehicles turning right or left or 5781  
making a u-turn movement, shall yield the right-of-way to both 5782  
of the following: 5783

(i) Pedestrians lawfully within an associated crosswalk; 5784

(ii) Other vehicles lawfully within the intersection. 5785

(b) In addition, vehicular traffic turning left or making 5786  
a u-turn to the left shall yield the right-of-way to other 5787  
vehicles approaching from the opposite direction so closely as 5788  
to constitute an immediate hazard during the time when such 5789  
turning vehicle is moving across or within the intersection. 5790

(2) (a) Vehicular traffic, on an approach to an 5791  
intersection, facing a flashing yellow arrow signal indication, 5792  
displayed alone or in combination with another signal 5793  
indication, is permitted to cautiously enter the intersection 5794  
only to make the movement indicated by such arrow, or other such 5795  
movement as is permitted by other signal indications displayed 5796  
at the same time. Such vehicular traffic, including vehicles 5797  
turning right or left or making a u-turn, shall yield the right- 5798  
of-way to both of the following: 5799

(i) Pedestrians lawfully within an associated crosswalk; 5800

(ii) Other vehicles lawfully within the intersection. 5801

(b) In addition, vehicular traffic turning left or making 5802  
a u-turn to the left shall yield the right-of-way to other 5803  
vehicles approaching from the opposite direction so closely as 5804  
to constitute an immediate hazard during the time when such 5805  
turning vehicle is moving across or within the intersection. 5806

(3) Pedestrians facing any flashing yellow signal 5807  
indication at an intersection, unless otherwise directed by a 5808  
pedestrian signal indication or other traffic control device, 5809  
are permitted to proceed across the roadway within any marked or 5810  
unmarked associated crosswalk. Pedestrians shall yield the 5811  
right-of-way to vehicles lawfully within the intersection at the 5812  
time that the flashing yellow signal indication is first 5813  
displayed. 5814

(4) When a flashing circular yellow signal indication is 5815  
displayed as a beacon to supplement another traffic control 5816  
device, road users are notified that there is a need to pay 5817  
additional attention to the message contained thereon or that 5818  
the regulatory or warning requirements of the other traffic 5819  
control device, which might not be applicable at all times, are 5820  
currently applicable. 5821

(F) Flashing red signal indication: 5822

(1) Vehicular traffic, on an approach to an intersection, 5823  
facing a flashing circular red signal indication, shall stop at 5824  
a clearly marked stop line; but if there is no stop line, before 5825  
entering the crosswalk on the near side of the intersection; or 5826  
if there is no crosswalk, at the point nearest the intersecting 5827  
roadway where the driver has a view of approaching traffic on 5828  
the intersecting roadway before entering the intersection. The 5829  
right to proceed shall be subject to the provisions that are 5830  
applicable after making a stop at a stop sign. 5831

(2) Pedestrians facing any flashing red signal indication 5832  
at an intersection, unless otherwise directed by a pedestrian 5833  
signal indication or other traffic control device, are permitted 5834  
to proceed across the roadway within any marked or unmarked 5835  
associated crosswalk. Pedestrians shall yield the right-of-way 5836



to vehicles lawfully within the intersection at the time that 5837  
the flashing red signal indication is first displayed. 5838

(3) When a flashing circular red signal indication is 5839  
displayed as a beacon to supplement another traffic control 5840  
device, road users are notified that there is a need to pay 5841  
additional attention to the message contained thereon or that 5842  
the regulatory requirements of the other traffic control device, 5843  
which might not be applicable at all times, are currently 5844  
applicable. Use of this signal indication shall be limited to 5845  
supplementing stop, do not enter, or wrong way signs, and to 5846  
applications where compliance with the supplemented traffic 5847  
control device requires a stop at a designated point. 5848

(4) Vehicular traffic, on an approach to an intersection, 5849  
facing a flashing red arrow signal indication and if intending 5850  
to turn in the direction indicated by the arrow, shall stop at a 5851  
clearly marked stop line; but if there is no stop line, before 5852  
entering the crosswalk on the near side of the intersection; or 5853  
if there is no crosswalk, at the point nearest the intersecting 5854  
roadway where the driver has a view of approaching traffic on 5855  
the intersecting roadway before entering the intersection. The 5856  
right to proceed shall be subject to the provisions that are 5857  
applicable after making a stop at a stop sign. 5858

(G) Transit vehicle signal indication: 5859

(1) Light rail and mass transit system bus traffic, on an 5860  
approach to an intersection from a designated busway or other 5861  
designated transit vehicle lane or tracks shall do all of the 5862  
following: 5863

(a) Stop when facing a steady horizontal white line; 5864

(b) Proceed straight ahead when facing a steady vertical 5865

white line; 5866

(c) Only turn or proceed left when facing a steady 5867  
diagonal white line that begins in the lower right corner and 5868  
angles up and to the left; 5869

(d) Only turn or proceed right when facing a steady 5870  
diagonal white line that begins in the lower left corner and 5871  
angles up and to the right; 5872

(e) Prepare to stop when facing a flashing vertical white 5873  
line. 5874

(2) As used in division (G) (1) of this section, "mass 5875  
transit system" and "bus" have the same meanings as in section 5876  
4511.78 of the Revised Code. 5877

(H) In the event an official ~~traffic-control~~ highway 5878  
traffic signal is erected and maintained at a place other than 5879  
an intersection, the provisions of this section shall be 5880  
applicable except as to those provisions which by their nature 5881  
can have no application. Any stop required shall be made at a 5882  
sign or marking on the pavement indicating where the stop shall 5883  
be made, but in the absence of any such sign or marking the stop 5884  
shall be made at the signal. 5885

~~(H)~~ (I) This section does not apply at railroad grade 5886  
crossings. Conduct of drivers of vehicles, trackless trolleys, 5887  
and streetcars approaching railroad grade crossings shall be 5888  
governed by sections 4511.61 and 4511.62 of the Revised Code. 5889

**Sec. 4511.131.** The meanings of lane-use control signal 5890  
indications are as follows: 5891

(A) A steady downward green arrow+ 5892

~~A road user is permitted to drive in~~ means that the lane 5893

over which the arrow signal indication is located is open to 5894  
vehicle travel in that direction. 5895

(B) A steady yellow "X"÷ 5896

~~A road user is to prepare to vacate~~ means that the lane 5897  
over which the signal indication is located ~~because a lane~~ 5898  
~~control change is being made to~~ is about to be closed to vehicle 5899  
traffic in that direction and will be followed by a steady red 5900  
"X" signal indication, either within the same signal face or in 5901  
a downstream signal face. 5902

(C) A steady white two-way left-turn arrow÷ 5903

~~A road user is permitted to use a~~ means that the lane over 5904  
which the signal indication is located ~~for~~ is open to traffic 5905  
making a left turn from either direction of travel, but not for 5906  
through travel, with the understanding that common use of the 5907  
lane by oncoming road users for left turns also is permitted. 5908

(D) A steady white one-way left-turn arrow÷ 5909

~~A road user is permitted to use a~~ means that the lane over 5910  
which the signal indication is located ~~for~~ is open to traffic 5911  
making a left turn in that direction, without opposing turns in 5912  
the same lane, but not for through travel. 5913

(E) A steady red "X"÷ 5914

~~A road user is not permitted to use~~ means that the lane 5915  
over which the signal indication is located ~~and that this signal~~ 5916  
~~indication shall modify accordingly the meaning of other traffic~~ 5917  
~~controls present~~ is closed to vehicle traffic in the direction 5918  
viewed by the road user. 5919

**Sec. 4511.132.** (A) The driver of a vehicle, streetcar, or 5920  
trackless trolley who approaches an intersection where traffic 5921

is controlled by highway traffic ~~control~~ signals shall do all of 5922  
the following if the signal facing the driver exhibits no 5923  
colored lights or colored lighted arrows, exhibits a combination 5924  
of such lights or arrows that fails to clearly indicate the 5925  
assignment of right-of-way, or, if the vehicle is a bicycle or 5926  
an electric bicycle, the signals are otherwise malfunctioning 5927  
due to the failure of a vehicle detector to detect the presence 5928  
of the bicycle or electric bicycle: 5929

(1) Stop at a clearly marked stop line, but if none, stop 5930  
before entering the crosswalk on the near side of the 5931  
intersection, or, if none, stop before entering the 5932  
intersection; 5933

(2) Yield the right-of-way to all vehicles, streetcars, or 5934  
trackless trolleys in the intersection or approaching on an 5935  
intersecting road, if the vehicles, streetcars, or trackless 5936  
trolleys will constitute an immediate hazard during the time the 5937  
driver is moving across or within the intersection or junction 5938  
of roadways; 5939

(3) Exercise ordinary care while proceeding through the 5940  
intersection. 5941

(B) Except as otherwise provided in this division, whoever 5942  
violates this section is guilty of a minor misdemeanor. If, 5943  
within one year of the offense, the offender previously has been 5944  
convicted of or pleaded guilty to one predicate motor vehicle or 5945  
traffic offense, whoever violates this section is guilty of a 5946  
misdemeanor of the fourth degree. If, within one year of the 5947  
offense, the offender previously has been convicted of two or 5948  
more predicate motor vehicle or traffic offenses, whoever 5949  
violates this section is guilty of a misdemeanor of the third 5950  
degree. 5951

If the offender commits the offense while distracted and 5952  
the distracting activity is a contributing factor to the 5953  
commission of the offense, the offender is subject to the 5954  
additional fine established under section 4511.991 of the 5955  
Revised Code. 5956

Sec. 4511.15. Bicycle symbol signal indications have the 5957  
following meanings: 5958

(A) A steady green bicycle signal indication means that 5959  
bicyclists are permitted to enter the intersection only to make 5960  
the movement indicated by the lane-use arrow displayed on the 5961  
bicycle signal sign that is located immediately adjacent to the 5962  
bicycle signal face. Bicyclists proceeding into the intersection 5963  
during the display of the indication shall yield the right-of- 5964  
way to both of the following: 5965

(1) Pedestrians lawfully within an associated crosswalk; 5966

(2) Other vehicles lawfully within the intersection. 5967

(B) A steady yellow bicycle signal indication means that 5968  
bicyclists are warned that the related green movement is being 5969  
terminated and that a steady red bicycle signal indication will 5970  
be displayed immediately thereafter when bicyclists shall not 5971  
enter the intersection. The provisions governing bicyclist 5972  
operations under the movement being terminated continue to apply 5973  
while the steady yellow bicycle signal indication is displayed. 5974

(C) (a) A steady red bicycle signal indication means that 5975  
bicyclists shall not enter the intersection to make the movement 5976  
indicated by the lane-use arrow displayed on the bicycle signal 5977  
sign that is located immediately adjacent to the bicycle signal 5978  
face. Unless the bicyclist is entering the intersection to make 5979  
another movement permitted by another bicycle symbol signal 5980

indication, the bicyclist shall stop at a clearly marked stop 5981  
line; but if there is no stop line, shall stop before entering 5982  
the crosswalk on the near side of the intersection; or if there 5983  
is no crosswalk, shall stop before entering the intersection; 5984  
and shall remain stopped until a green bicycle signal indication 5985  
to proceed is displayed. 5986

(b) Except when a traffic control device is in place 5987  
prohibiting a turn on red, bicyclists facing a steady red 5988  
bicycle signal indication are permitted to enter the 5989  
intersection to turn right if there are no approach lanes for 5990  
motor vehicle traffic to their right. The right to proceed with 5991  
the turn is subject to the provisions that are applicable after 5992  
making a stop at a stop sign. 5993

(D) A flashing green bicycle signal indication and a 5994  
flashing yellow bicycle signal indication have no meaning and 5995  
shall not be used. 5996

(E) A flashing red bicycle signal indication means that 5997  
bicyclists shall stop at a clearly marked stop line; but if 5998  
there is no stop line, shall stop before entering the crosswalk 5999  
on the near side of the intersection; or if there is no 6000  
crosswalk, shall stop at the point nearest the intersecting 6001  
roadway where the bicyclists have a view of approaching traffic 6002  
on that roadway before entering the intersection. The right to 6003  
make the movement indicated by the lane-use arrow displayed on 6004  
the bicycle signal sign that is located immediately adjacent to 6005  
the bicycle signal face is subject to the provisions that are 6006  
applicable after making a stop at a stop sign. 6007

**Sec. 4511.18.** (A) As used in this section, "traffic 6008  
control device" means any sign, highway traffic ~~control~~-signal, 6009  
or other device conforming to and placed or erected in 6010

accordance with the manual adopted under section 4511.09 of the 6011  
Revised Code by authority of a public body or official having 6012  
jurisdiction, for the purpose of regulating, warning, or guiding 6013  
traffic, including signs denoting the names of streets and 6014  
highways, but does not mean any pavement marking. 6015

(B) No individual shall buy or otherwise possess, or sell, 6016  
a traffic control device, except when one of the following 6017  
applies: 6018

(1) In the course of the individual's employment by the 6019  
state or a local authority for the express or implied purpose of 6020  
manufacturing, providing, erecting, moving, or removing such a 6021  
traffic control device; 6022

(2) In the course of the individual's employment by any 6023  
manufacturer of traffic control devices other than a state or 6024  
local authority; 6025

(3) For the purpose of demonstrating the design and 6026  
function of a traffic control device to state or local 6027  
officials; 6028

(4) When the traffic control device has been purchased 6029  
from the state or a local authority at a sale of property that 6030  
is no longer needed or is unfit for use; 6031

(5) The traffic control device has been properly purchased 6032  
from a manufacturer for use on private property and the person 6033  
possessing the device has a sales receipt for the device or 6034  
other acknowledgment of sale issued by the manufacturer. 6035

(C) This section does not preclude, and shall not be 6036  
construed as precluding, prosecution for theft in violation of 6037  
section 2913.02 of the Revised Code or a municipal ordinance 6038  
relating to theft, or for receiving stolen property in violation 6039

of section 2913.51 of the Revised Code or a municipal ordinance 6040  
relating to receiving stolen property. 6041

(D) Whoever violates this section is guilty of a 6042  
misdemeanor of the third degree. 6043

**Sec. 4511.204.** (A) No person shall operate a motor 6044  
vehicle, trackless trolley, or streetcar on any street, highway, 6045  
or property open to the public for vehicular traffic while 6046  
using, holding, or physically supporting with any part of the 6047  
person's body an electronic wireless communications device. 6048

(B) Division (A) of this section does not apply to any of 6049  
the following: 6050

(1) A person using an electronic wireless communications 6051  
device to make contact, for emergency purposes, with a law 6052  
enforcement agency, hospital or health care provider, fire 6053  
department, or other similar emergency agency or entity; 6054

(2) A person driving a public safety vehicle while using 6055  
an electronic wireless communications device in the course of 6056  
the person's duties; 6057

(3) A person using an electronic wireless communications 6058  
device when the person's motor vehicle is in a stationary 6059  
position and is outside a lane of travel, at a highway traffic 6060  
~~control~~ signal that is currently directing traffic to stop, or 6061  
parked on a road or highway due to an emergency or road closure; 6062

(4) A person using and holding an electronic wireless 6063  
communications device directly near the person's ear for the 6064  
purpose of making, receiving, or conducting a telephone call, 6065  
provided that the person does not manually enter letters, 6066  
numbers, or symbols into the device; 6067



(5) A person receiving wireless messages on an electronic 6068  
wireless communications device regarding the operation or 6069  
navigation of a motor vehicle; safety-related information, 6070  
including emergency, traffic, or weather alerts; or data used 6071  
primarily by the motor vehicle, provided that the person does 6072  
not hold or support the device with any part of the person's 6073  
body; 6074

(6) A person using the speaker phone function of the 6075  
electronic wireless communications device, provided that the 6076  
person does not hold or support the device with any part of the 6077  
person's body; 6078

(7) A person using an electronic wireless communications 6079  
device for navigation purposes, provided that the person does 6080  
not do either of the following during the use: 6081

(a) Manually enter letters, numbers, or symbols into the 6082  
device; 6083

(b) Hold or support the device with any part of the 6084  
person's body. 6085

(8) A person using a feature or function of the electronic 6086  
wireless communications device with a single touch or single 6087  
swipe, provided that the person does not do either of the 6088  
following during the use: 6089

(a) Manually enter letters, numbers, or symbols into the 6090  
device; 6091

(b) Hold or support the device with any part of the 6092  
person's body. 6093

(9) A person operating a commercial truck while using a 6094  
mobile data terminal that transmits and receives data; 6095

(10) A person operating a utility service vehicle or a 6096  
vehicle for or on behalf of a utility, if the person is acting 6097  
in response to an emergency, power outage, or circumstance that 6098  
affects the health or safety of individuals; 6099

(11) A person using an electronic wireless communications 6100  
device in conjunction with a voice-operated or hands-free 6101  
feature or function of the vehicle or of the device without the 6102  
use of either hand except to activate, deactivate, or initiate 6103  
the feature or function with a single touch or swipe, provided 6104  
the person does not hold or support the device with any part of 6105  
the person's body; 6106

(12) A person using technology that physically or 6107  
electronically integrates the device into the motor vehicle, 6108  
provided that the person does not do either of the following 6109  
during the use: 6110

(a) Manually enter letters, numbers, or symbols into the 6111  
device; 6112

(b) Hold or support the device with any part of the 6113  
person's body. 6114

(13) A person storing an electronic wireless 6115  
communications device in a holster, harness, or article of 6116  
clothing on the person's body. 6117

(C) (1) On January 31 of each year, the department of 6118  
public safety shall issue a report to the general assembly that 6119  
specifies the number of citations issued for violations of this 6120  
section during the previous calendar year. 6121

(2) If a law enforcement officer issues an offender a 6122  
ticket, citation, or summons for a violation of division (A) of 6123  
this section, the officer shall do both of the following: 6124

(a) Report the issuance of the ticket, citation, or summons to the officer's law enforcement agency; 6125  
6126

(b) Ensure that such report indicates the offender's race. 6127

(D) Whoever violates division (A) of this section is guilty of operating a motor vehicle while using an electronic wireless communication device, an unclassified misdemeanor, and shall be punished as provided in divisions (D)(1) to (5) of this section. 6128  
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(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: 6133  
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6136

(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. 6137  
6138  
6139

(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. 6140  
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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. 6145  
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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 imposed for the violation under division (D)(1)(a), (b), or (c) of this section, as applicable.

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

(3) The court may impose any other penalty authorized

under sections 2929.21 to 2929.28 of the Revised Code. However, 6185  
the court shall not impose a fine or a suspension not otherwise 6186  
specified in division (D) (1) of this section. The court also 6187  
shall not impose a jail term or community residential sanction. 6188

(4) Except as provided in division (D) (2) of this section, 6189  
points shall be assessed for a violation of division (A) of this 6190  
section in accordance with section 4510.036 of the Revised Code. 6191

(5) The offense established under this section is a strict 6192  
liability offense and section 2901.20 of the Revised Code does 6193  
not apply. The designation of this offense as a strict liability 6194  
offense shall not be construed to imply that any other offense, 6195  
for which there is no specified degree of culpability, is not a 6196  
strict liability offense. 6197

(E) This section shall not be construed as invalidating, 6198  
preempting, or superseding a substantially equivalent municipal 6199  
ordinance that prescribes penalties for violations of that 6200  
ordinance that are greater than the penalties prescribed in this 6201  
section for violations of this section. 6202

(F) A prosecution for an offense in violation of this 6203  
section does not preclude a prosecution for an offense in 6204  
violation of a substantially equivalent municipal ordinance 6205  
based on the same conduct. However, the two offenses are allied 6206  
offenses of similar import under section 2941.25 of the Revised 6207  
Code. 6208

(G) (1) A law enforcement officer does not have probable 6209  
cause and shall not stop the operator of a motor vehicle for 6210  
purposes of enforcing this section unless the officer visually 6211  
observes the operator using, holding, or physically supporting 6212  
with any part of the person's body the electronic wireless 6213

communications device. 6214

(2) A law enforcement officer who stops the operator of a 6215  
motor vehicle, trackless trolley, or streetcar for a violation 6216  
of division (A) of this section shall inform the operator that 6217  
the operator may decline a search of the operator's electronic 6218  
wireless communications device. The officer shall not do any of 6219  
the following: 6220

(a) Access the device without a warrant, unless the 6221  
operator voluntarily and unequivocally gives consent for the 6222  
officer to access the device; 6223

(b) Confiscate the device while awaiting the issuance of a 6224  
warrant to access the device; 6225

(c) Obtain consent from the operator to access the device 6226  
through coercion or any other improper means. Any consent by the 6227  
operator to access the device shall be voluntary and unequivocal 6228  
before the officer may access the device without a warrant. 6229

(H) As used in this section: 6230

(1) "Electronic wireless communications device" includes 6231  
any of the following: 6232

(a) A wireless telephone; 6233

(b) A text-messaging device; 6234

(c) A personal digital assistant; 6235

(d) A computer, including a laptop computer and a computer 6236  
tablet; 6237

(e) Any device capable of displaying a video, movie, 6238  
broadcast television image, or visual image; 6239

(f) Any other substantially similar wireless device that 6240

is designed or used to communicate text, initiate or receive 6241  
communication, or exchange information or data. 6242

An "electronic wireless communications device" does not 6243  
include a two-way radio transmitter or receiver used by a person 6244  
who is licensed by the federal communications commission to 6245  
participate in the amateur radio service. 6246

(2) "Voice-operated or hands-free feature or function" 6247  
means a feature or function that allows a person to use an 6248  
electronic wireless communications device without the use of 6249  
either hand, except to activate, deactivate, or initiate the 6250  
feature or function with a single touch or single swipe. 6251

(3) "Utility" means an entity specified in division (A), 6252  
(C), (D), (E), or (G) of section 4905.03 of the Revised Code. 6253

(4) "Utility service vehicle" means a vehicle owned or 6254  
operated by a utility. 6255

**Sec. 4511.21.** (A) No person shall operate a motor vehicle, 6256  
trackless trolley, or streetcar at a speed greater or less than 6257  
is reasonable or proper, having due regard to the traffic, 6258  
surface, and width of the street or highway and any other 6259  
conditions, and no person shall drive any motor vehicle, 6260  
trackless trolley, or streetcar in and upon any street or 6261  
highway at a greater speed than will permit the person to bring 6262  
it to a stop within the assured clear distance ahead. 6263

(B) It is prima-facie lawful, in the absence of a lower 6264  
limit declared or established pursuant to this section by the 6265  
director of transportation or local authorities, for the 6266  
operator of a motor vehicle, trackless trolley, or streetcar to 6267  
operate the same at a speed not exceeding the following: 6268

(1) (a) Twenty miles per hour in school zones during school 6269

recess and while children are going to or leaving school during 6270  
the opening or closing hours, and when twenty miles per hour 6271  
school speed limit signs are erected; except that, on 6272  
controlled-access highways and expressways, if the right-of-way 6273  
line fence has been erected without pedestrian opening, the 6274  
speed shall be governed by division (B)(4) of this section and 6275  
on freeways, if the right-of-way line fence has been erected 6276  
without pedestrian opening, the speed shall be governed by 6277  
divisions (B)(10) and (11) of this section. The end of every 6278  
school zone may be marked by a sign indicating the end of the 6279  
zone. Nothing in this section or in the manual and 6280  
specifications for a uniform system of traffic control devices 6281  
shall be construed to require school zones to be indicated by 6282  
signs equipped with flashing or other lights, or giving other 6283  
special notice of the hours in which the school zone speed limit 6284  
is in effect. 6285

(b) As used in this section and in section 4511.212 of the 6286  
Revised Code, "school" means all of the following: 6287

(i) Any school chartered under section 3301.16 of the 6288  
Revised Code; 6289

(ii) Any nonchartered school that during the preceding 6290  
year filed with the department of education and workforce in 6291  
compliance with rule 3301-35-08 of the Ohio Administrative Code, 6292  
a copy of the school's report for the parents of the school's 6293  
pupils certifying that the school meets Ohio minimum standards 6294  
for nonchartered, nontax-supported schools and presents evidence 6295  
of this filing to the jurisdiction from which it is requesting 6296  
the establishment of a school zone; 6297

(iii) Any special elementary school that in writing 6298  
requests the county engineer of the county in which the special 6299



elementary school is located to create a school zone at the 6300  
location of that school. Upon receipt of such a written request, 6301  
the county engineer shall create a school zone at that location 6302  
by erecting the appropriate signs. 6303

(iv) Any preschool education program operated by an 6304  
educational service center that is located on a street or 6305  
highway with a speed limit of forty-five miles per hour or more, 6306  
when the educational service center in writing requests that 6307  
either the director of transportation or the county engineer of 6308  
the county in which the program is located, as applicable based 6309  
on who has jurisdiction of the street or highway, to create a 6310  
school zone at the location of that program. Upon receipt of 6311  
such a written request, the director or the county engineer 6312  
shall create a school zone at that location by erecting the 6313  
appropriate signs. 6314

(c) As used in this section, "school zone" means that 6315  
portion of a street or highway passing a school fronting upon 6316  
the street or highway that is encompassed by projecting the 6317  
school property lines to the fronting street or highway, and 6318  
also includes that portion of a state highway. Upon request from 6319  
local authorities for streets and highways under their 6320  
jurisdiction and that portion of a state highway under the 6321  
jurisdiction of the director of transportation or a request from 6322  
a county engineer in the case of a school zone for a special 6323  
elementary school, the director may extend the traditional 6324  
school zone boundaries. The distances in divisions (B) (1) (c) (i), 6325  
(ii), and (iii) of this section shall not exceed three hundred 6326  
feet per approach per direction and are bounded by whichever of 6327  
the following distances or combinations thereof the director 6328  
approves as most appropriate: 6329

(i) The distance encompassed by projecting the school 6330  
building lines normal to the fronting highway and extending a 6331  
distance of three hundred feet on each approach direction; 6332

(ii) The distance encompassed by projecting the school 6333  
property lines intersecting the fronting highway and extending a 6334  
distance of three hundred feet on each approach direction; 6335

(iii) The distance encompassed by the special marking of 6336  
the pavement for a principal school pupil crosswalk plus a 6337  
distance of three hundred feet on each approach direction of the 6338  
highway. 6339

Nothing in this section shall be construed to invalidate 6340  
the director's initial action on August 9, 1976, establishing 6341  
all school zones at the traditional school zone boundaries 6342  
defined by projecting school property lines, except when those 6343  
boundaries are extended as provided in divisions (B) (1) (a) and 6344  
(c) of this section. 6345

(d) As used in this division, "crosswalk" has the meaning 6346  
given that term in division (LL) (2) of section 4511.01 of the 6347  
Revised Code. 6348

The director may, upon request by resolution of the 6349  
legislative authority of a municipal corporation, the board of 6350  
trustees of a township, or a county board of developmental 6351  
disabilities created pursuant to Chapter 5126. of the Revised 6352  
Code, and upon submission by the municipal corporation, 6353  
township, or county board of such engineering, traffic, and 6354  
other information as the director considers necessary, designate 6355  
a school zone on any portion of a state route lying within the 6356  
municipal corporation, lying within the unincorporated territory 6357  
of the township, or lying adjacent to the property of a school 6358

that is operated by such county board, that includes a crosswalk 6359  
customarily used by children going to or leaving a school during 6360  
recess and opening and closing hours, whenever the distance, as 6361  
measured in a straight line, from the school property line 6362  
nearest the crosswalk to the nearest point of the crosswalk is 6363  
no more than one thousand three hundred twenty feet. Such a 6364  
school zone shall include the distance encompassed by the 6365  
crosswalk and extending three hundred feet on each approach 6366  
direction of the state route. 6367

(e) As used in this section, "special elementary school" 6368  
means a school that meets all of the following criteria: 6369

(i) It is not chartered and does not receive tax revenue 6370  
from any source. 6371

(ii) It does not educate children beyond the eighth grade. 6372

(iii) It is located outside the limits of a municipal 6373  
corporation. 6374

(iv) A majority of the total number of students enrolled 6375  
at the school are not related by blood. 6376

(v) The principal or other person in charge of the special 6377  
elementary school annually sends a report to the superintendent 6378  
of the school district in which the special elementary school is 6379  
located indicating the total number of students enrolled at the 6380  
school, but otherwise the principal or other person in charge 6381  
does not report any other information or data to the 6382  
superintendent. 6383

(2) Twenty-five miles per hour in all other portions of a 6384  
municipal corporation, except on state routes outside business 6385  
districts, through highways outside business districts, and 6386  
alleys; 6387

(3) Thirty-five miles per hour on all state routes or 6388  
through highways within municipal corporations outside business 6389  
districts, except as provided in divisions (B) (4) and (6) of 6390  
this section; 6391

(4) Fifty miles per hour on controlled-access highways and 6392  
expressways within municipal corporations, except as provided in 6393  
divisions (B) (12), (13), (14), (15), and (16) of this section; 6394

(5) Fifty-five miles per hour on highways outside 6395  
municipal corporations, other than highways within island 6396  
jurisdictions as provided in division (B) (8) of this section, 6397  
highways as provided in divisions (B) (9) and (10) of this 6398  
section, and highways, expressways, and freeways as provided in 6399  
divisions (B) (12), (13), (14), and (16) of this section; 6400

(6) Fifty miles per hour on state routes within municipal 6401  
corporations outside urban districts unless a lower prima-facie 6402  
speed is established as further provided in this section; 6403

(7) Fifteen miles per hour on all alleys within the 6404  
municipal corporation; 6405

(8) Thirty-five miles per hour on highways outside 6406  
municipal corporations that are within an island jurisdiction; 6407

(9) Thirty-five miles per hour on through highways, except 6408  
state routes, that are outside municipal corporations and that 6409  
are within a national park with boundaries extending through two 6410  
or more counties; 6411

(10) Sixty miles per hour on two-lane state routes outside 6412  
municipal corporations as established by the director under 6413  
division (H) (2) of this section; 6414

(11) Fifty-five miles per hour on freeways with paved 6415

shoulders inside municipal corporations, other than freeways as 6416  
provided in divisions (B) (14) and (16) of this section; 6417

(12) Sixty miles per hour on rural expressways with 6418  
traffic control signals and on all portions of rural divided 6419  
highways, except as provided in divisions (B) (13) and (14) of 6420  
this section; 6421

(13) Sixty-five miles per hour on all rural expressways 6422  
without traffic control signals; 6423

(14) Seventy miles per hour on all rural freeways; 6424

(15) Fifty-five miles per hour on all portions of freeways 6425  
or expressways in congested areas as determined by the director 6426  
and that are located within a municipal corporation or within an 6427  
interstate freeway outerbelt, except as provided in division (B) 6428  
(16) of this section; 6429

(16) Sixty-five miles per hour on all portions of freeways 6430  
or expressways without traffic control signals in urbanized 6431  
areas. 6432

(C) It is prima-facie unlawful for any person to exceed 6433  
any of the speed limitations in divisions (B) (1) (a), (2), (3), 6434  
(4), (6), (7), (8), and (9) of this section, or any declared or 6435  
established pursuant to this section by the director or local 6436  
authorities and it is unlawful for any person to exceed any of 6437  
the speed limitations in division (D) of this section. No person 6438  
shall be convicted of more than one violation of this section 6439  
for the same conduct, although violations of more than one 6440  
provision of this section may be charged in the alternative in a 6441  
single affidavit. 6442

(D) No person shall operate a motor vehicle, trackless 6443  
trolley, or streetcar upon a street or highway as follows: 6444

(1) At a speed exceeding fifty-five miles per hour, except 6445  
upon a two-lane state route as provided in division (B)(10) of 6446  
this section and upon a highway, expressway, or freeway as 6447  
provided in divisions (B)(12), (13), (14), and (16) of this 6448  
section; 6449

(2) At a speed exceeding sixty miles per hour upon a two- 6450  
lane state route as provided in division (B)(10) of this section 6451  
and upon a highway as provided in division (B)(12) of this 6452  
section; 6453

(3) At a speed exceeding sixty-five miles per hour upon an 6454  
expressway as provided in division (B)(13) or upon a freeway as 6455  
provided in division (B)(16) of this section, except upon a 6456  
freeway as provided in division (B)(14) of this section; 6457

(4) At a speed exceeding seventy miles per hour upon a 6458  
freeway as provided in division (B)(14) of this section; 6459

(5) At a speed exceeding the posted speed limit upon a 6460  
highway, expressway, or freeway for which the director has 6461  
determined and declared a speed limit pursuant to division (I) 6462  
(2) or (L)(2) of this section. 6463

(E) In every charge of violation of this section the 6464  
affidavit and warrant shall specify the time, place, and speed 6465  
at which the defendant is alleged to have driven, and in charges 6466  
made in reliance upon division (C) of this section also the 6467  
speed which division (B)(1)(a), (2), (3), (4), (6), (7), (8), or 6468  
(9) of, or a limit declared or established pursuant to, this 6469  
section declares is prima-facie lawful at the time and place of 6470  
such alleged violation, except that in affidavits where a person 6471  
is alleged to have driven at a greater speed than will permit 6472  
the person to bring the vehicle to a stop within the assured 6473

clear distance ahead the affidavit and warrant need not specify 6474  
the speed at which the defendant is alleged to have driven. 6475

(F) When a speed in excess of both a prima-facie 6476  
limitation and a limitation in division (D) of this section is 6477  
alleged, the defendant shall be charged in a single affidavit, 6478  
alleging a single act, with a violation indicated of both 6479  
division (B) (1) (a), (2), (3), (4), (6), (7), (8), or (9) of this 6480  
section, or of a limit declared or established pursuant to this 6481  
section by the director or local authorities, and of the 6482  
limitation in division (D) of this section. If the court finds a 6483  
violation of division (B) (1) (a), (2), (3), (4), (6), (7), (8), 6484  
or (9) of, or a limit declared or established pursuant to, this 6485  
section has occurred, it shall enter a judgment of conviction 6486  
under such division and dismiss the charge under division (D) of 6487  
this section. If it finds no violation of division (B) (1) (a), 6488  
(2), (3), (4), (6), (7), (8), or (9) of, or a limit declared or 6489  
established pursuant to, this section, it shall then consider 6490  
whether the evidence supports a conviction under division (D) of 6491  
this section. 6492

(G) Points shall be assessed for violation of a limitation 6493  
under division (D) of this section in accordance with section 6494  
4510.036 of the Revised Code. 6495

(H) (1) Whenever the director determines upon the basis of 6496  
criteria established by an engineering study, as defined by the 6497  
director, that any speed limit set forth in divisions (B) (1) (a) 6498  
to (D) of this section is greater or less than is reasonable or 6499  
safe under the conditions found to exist at any portion of a 6500  
street or highway under the jurisdiction of the director, the 6501  
director shall determine and declare a reasonable and safe 6502  
prima-facie speed limit, which shall be effective when 6503

appropriate signs giving notice of it are erected at the 6504  
location. 6505

(2) Whenever the director determines upon the basis of 6506  
criteria established by an engineering study, as defined by the 6507  
director, that the speed limit of fifty-five miles per hour on a 6508  
two-lane state route outside a municipal corporation is less 6509  
than is reasonable or safe under the conditions found to exist 6510  
at that portion of the state route, the director may determine 6511  
and declare a speed limit of sixty miles per hour for that 6512  
portion of the state route, which shall be effective when 6513  
appropriate signs giving notice of it are erected at the 6514  
location. 6515

(3) (a) For purposes of the safe and orderly movement of 6516  
traffic upon any portion of a street or highway under the 6517  
jurisdiction of the director, the director may establish a 6518  
variable speed limit that is different than the speed limit 6519  
established by or under this section on all or portions of 6520  
interstate six hundred seventy, interstate two hundred seventy- 6521  
five, and interstate ninety commencing at the intersection of 6522  
that interstate with interstate seventy-one and continuing to 6523  
the border of the state of Ohio with the state of Pennsylvania. 6524  
The director shall establish criteria for determining the 6525  
appropriate use of variable speed limits and shall establish 6526  
variable speed limits in accordance with the criteria. The 6527  
director may establish variable speed limits based upon the time 6528  
of day, weather conditions, traffic incidents, or other factors 6529  
that affect the safe speed on a street or highway. The director 6530  
shall not establish a variable speed limit that is based on a 6531  
particular type or class of vehicle. A variable speed limit 6532  
established by the director under this section is effective when 6533  
appropriate signs giving notice of the speed limit are displayed 6534



at the location. 6535

(b) Except for variable speed limits established under 6536  
division (H) (3) (a) of this section, the director shall establish 6537  
a variable speed limit under the authority granted to the 6538  
director by this section on not more than two additional 6539  
highways and only pursuant to criteria established in rules 6540  
adopted in accordance with Chapter 119. of the Revised Code. The 6541  
rules shall be based on the criteria described in division (H) 6542  
(3) (a) of this section. The rules also shall establish the 6543  
parameters of any engineering study necessary for determining 6544  
when variable speed limits are appropriate. 6545

(4) Nothing in this section shall be construed to limit 6546  
the authority of the director to establish speed limits within a 6547  
construction zone as authorized under section 4511.98 of the 6548  
Revised Code. 6549

(I) (1) Except as provided in divisions (I) (2), (J), (K), 6550  
and (N) of this section, whenever local authorities determine 6551  
upon the basis of criteria established by an engineering study, 6552  
as defined by the director, that the speed permitted by 6553  
divisions (B) (1) (a) to (D) of this section, on any part of a 6554  
highway under their jurisdiction, is greater than is reasonable 6555  
and safe under the conditions found to exist at such location, 6556  
the local authorities may by resolution request the director to 6557  
determine and declare a reasonable and safe prima-facie speed 6558  
limit. Upon receipt of such request the director may determine 6559  
and declare a reasonable and safe prima-facie speed limit at 6560  
such location, and if the director does so, then such declared 6561  
speed limit shall become effective only when appropriate signs 6562  
giving notice thereof are erected at such location by the local 6563  
authorities. The director may withdraw the declaration of a 6564

prima-facie speed limit whenever in the director's opinion the  
altered prima-facie speed limit becomes unreasonable. Upon such  
withdrawal, the declared prima-facie speed limit shall become  
ineffective and the signs relating thereto shall be immediately  
removed by the local authorities.

(2) A local authority may determine on the basis of  
criteria established by an engineering study, as defined by the  
director, that the speed limit of sixty-five or seventy miles  
per hour on a portion of a freeway under its jurisdiction is  
greater than is reasonable or safe under the conditions found to  
exist at that portion of the freeway. If the local authority  
makes such a determination, the local authority by resolution  
may request the director to determine and declare a reasonable  
and safe speed limit of not less than fifty-five miles per hour  
for that portion of the freeway. If the director takes such  
action, the declared speed limit becomes effective only when  
appropriate signs giving notice of it are erected at such  
location by the local authority.

(J) Local authorities in their respective jurisdictions  
may authorize by ordinance higher prima-facie speeds than those  
stated in this section upon through highways, or upon highways  
or portions thereof where there are no intersections, or between  
widely spaced intersections, provided signs are erected giving  
notice of the authorized speed, but local authorities shall not  
modify or alter the basic rule set forth in division (A) of this  
section or in any event authorize by ordinance a speed in excess  
of the maximum speed permitted by division (D) of this section  
for the specified type of highway.

Alteration of prima-facie limits on state routes by local  
authorities shall not be effective until the alteration has been

approved by the director. The director may withdraw approval of 6595  
any altered prima-facie speed limits whenever in the director's 6596  
opinion any altered prima-facie speed becomes unreasonable, and 6597  
upon such withdrawal, the altered prima-facie speed shall become 6598  
ineffective and the signs relating thereto shall be immediately 6599  
removed by the local authorities. 6600

(K) (1) As used in divisions (K) (1), (2), (3), and (4) of 6601  
this section, "unimproved highway" means a highway consisting of 6602  
any of the following: 6603

(a) Unimproved earth; 6604

(b) Unimproved graded and drained earth; 6605

(c) Gravel. 6606

(2) Except as otherwise provided in divisions (K) (4) and 6607  
(5) of this section, whenever a board of township trustees 6608  
determines upon the basis of criteria established by an 6609  
engineering study, as defined by the director, that the speed 6610  
permitted by division (B) (5) of this section on any part of an 6611  
unimproved highway under its jurisdiction and in the 6612  
unincorporated territory of the township is greater than is 6613  
reasonable or safe under the conditions found to exist at the 6614  
location, the board may by resolution declare a reasonable and 6615  
safe prima-facie speed limit of fifty-five but not less than 6616  
twenty-five miles per hour. An altered speed limit adopted by a 6617  
board of township trustees under this division becomes effective 6618  
when appropriate traffic control devices, as prescribed in 6619  
section 4511.11 of the Revised Code, giving notice thereof are 6620  
erected at the location, which shall be no sooner than sixty 6621  
days after adoption of the resolution. 6622

(3) (a) Whenever, in the opinion of a board of township 6623

trustees, any altered prima-facie speed limit established by the 6624  
board under this division becomes unreasonable, the board may 6625  
adopt a resolution withdrawing the altered prima-facie speed 6626  
limit. Upon the adoption of such a resolution, the altered 6627  
prima-facie speed limit becomes ineffective and the traffic 6628  
control devices relating thereto shall be immediately removed. 6629

(b) Whenever a highway ceases to be an unimproved highway 6630  
and the board has adopted an altered prima-facie speed limit 6631  
pursuant to division (K) (2) of this section, the board shall, by 6632  
resolution, withdraw the altered prima-facie speed limit as soon 6633  
as the highway ceases to be unimproved. Upon the adoption of 6634  
such a resolution, the altered prima-facie speed limit becomes 6635  
ineffective and the traffic control devices relating thereto 6636  
shall be immediately removed. 6637

(4) (a) If the boundary of two townships rests on the 6638  
centerline of an unimproved highway in unincorporated territory 6639  
and both townships have jurisdiction over the highway, neither 6640  
of the boards of township trustees of such townships may declare 6641  
an altered prima-facie speed limit pursuant to division (K) (2) 6642  
of this section on the part of the highway under their joint 6643  
jurisdiction unless the boards of township trustees of both of 6644  
the townships determine, upon the basis of criteria established 6645  
by an engineering study, as defined by the director, that the 6646  
speed permitted by division (B) (5) of this section is greater 6647  
than is reasonable or safe under the conditions found to exist 6648  
at the location and both boards agree upon a reasonable and safe 6649  
prima-facie speed limit of less than fifty-five but not less 6650  
than twenty-five miles per hour for that location. If both 6651  
boards so agree, each shall follow the procedure specified in 6652  
division (K) (2) of this section for altering the prima-facie 6653  
speed limit on the highway. Except as otherwise provided in 6654

division (K) (4) (b) of this section, no speed limit altered 6655  
pursuant to division (K) (4) (a) of this section may be withdrawn 6656  
unless the boards of township trustees of both townships 6657  
determine that the altered prima-facie speed limit previously 6658  
adopted becomes unreasonable and each board adopts a resolution 6659  
withdrawing the altered prima-facie speed limit pursuant to the 6660  
procedure specified in division (K) (3) (a) of this section. 6661

(b) Whenever a highway described in division (K) (4) (a) of 6662  
this section ceases to be an unimproved highway and two boards 6663  
of township trustees have adopted an altered prima-facie speed 6664  
limit pursuant to division (K) (4) (a) of this section, both 6665  
boards shall, by resolution, withdraw the altered prima-facie 6666  
speed limit as soon as the highway ceases to be unimproved. Upon 6667  
the adoption of the resolution, the altered prima-facie speed 6668  
limit becomes ineffective and the traffic control devices 6669  
relating thereto shall be immediately removed. 6670

(5) As used in division (K) (5) of this section: 6671

(a) "Commercial subdivision" means any platted territory 6672  
outside the limits of a municipal corporation and fronting a 6673  
highway where, for a distance of three hundred feet or more, the 6674  
frontage is improved with buildings in use for commercial 6675  
purposes, or where the entire length of the highway is less than 6676  
three hundred feet long and the frontage is improved with 6677  
buildings in use for commercial purposes. 6678

(b) "Residential subdivision" means any platted territory 6679  
outside the limits of a municipal corporation and fronting a 6680  
highway, where, for a distance of three hundred feet or more, 6681  
the frontage is improved with residences or residences and 6682  
buildings in use for business, or where the entire length of the 6683  
highway is less than three hundred feet long and the frontage is 6684

improved with residences or residences and buildings in use for 6685  
business. 6686

Whenever a board of township trustees finds upon the basis 6687  
of criteria established by an engineering study, as defined by 6688  
the director, that the prima-facie speed permitted by division 6689  
(B) (5) of this section on any part of a highway under its 6690  
jurisdiction that is located in a commercial or residential 6691  
subdivision, except on highways or portions thereof at the 6692  
entrances to which vehicular traffic from the majority of 6693  
intersecting highways is required to yield the right-of-way to 6694  
vehicles on such highways in obedience to stop or yield signs or 6695  
traffic control signals, is greater than is reasonable and safe 6696  
under the conditions found to exist at the location, the board 6697  
may by resolution declare a reasonable and safe prima-facie 6698  
speed limit of less than fifty-five but not less than twenty- 6699  
five miles per hour at the location. An altered speed limit 6700  
adopted by a board of township trustees under this division 6701  
shall become effective when appropriate signs giving notice 6702  
thereof are erected at the location by the township. Whenever, 6703  
in the opinion of a board of township trustees, any altered 6704  
prima-facie speed limit established by it under this division 6705  
becomes unreasonable, it may adopt a resolution withdrawing the 6706  
altered prima-facie speed, and upon such withdrawal, the altered 6707  
prima-facie speed shall become ineffective, and the signs 6708  
relating thereto shall be immediately removed by the township. 6709

(L) (1) The director of transportation, based upon an 6710  
engineering study, as defined by the director, of a highway, 6711  
expressway, or freeway described in division (B) (12), (13), 6712  
(14), (15), or (16) of this section, in consultation with the 6713  
director of public safety and, if applicable, the local 6714  
authority having jurisdiction over the studied highway, 6715

expressway, or freeway, may determine and declare that the speed 6716  
limit established on such highway, expressway, or freeway under 6717  
division (B) (12), (13), (14), (15), or (16) of this section 6718  
either is reasonable and safe or is more or less than that which 6719  
is reasonable and safe. 6720

(2) If the established speed limit for a highway, 6721  
expressway, or freeway studied pursuant to division (L) (1) of 6722  
this section is determined to be more or less than that which is 6723  
reasonable and safe, the director of transportation, in 6724  
consultation with the director of public safety and, if 6725  
applicable, the local authority having jurisdiction over the 6726  
studied highway, expressway, or freeway, shall determine and 6727  
declare a reasonable and safe speed limit for that highway, 6728  
expressway, or freeway. 6729

(M) (1) (a) If the boundary of two local authorities rests 6730  
on the centerline of a highway and both authorities have 6731  
jurisdiction over the highway, the speed limit for the part of 6732  
the highway within their joint jurisdiction shall be either one 6733  
of the following as agreed to by both authorities: 6734

(i) Either prima-facie speed limit permitted by division 6735  
(B) of this section; 6736

(ii) An altered speed limit determined and posted in 6737  
accordance with this section. 6738

(b) If the local authorities are unable to reach an 6739  
agreement, the speed limit shall remain as established and 6740  
posted under this section. 6741

(2) Neither local authority may declare an altered prima- 6742  
facie speed limit pursuant to this section on the part of the 6743  
highway under their joint jurisdiction unless both of the local 6744

authorities determine, upon the basis of criteria established by 6745  
an engineering study, as defined by the director, that the speed 6746  
permitted by this section is greater than is reasonable or safe 6747  
under the conditions found to exist at the location and both 6748  
authorities agree upon a uniform reasonable and safe prima-facie 6749  
speed limit of less than fifty-five but not less than twenty- 6750  
five miles per hour for that location. If both authorities so 6751  
agree, each shall follow the procedure specified in this section 6752  
for altering the prima-facie speed limit on the highway, and the 6753  
speed limit for the part of the highway within their joint 6754  
jurisdiction shall be uniformly altered. No altered speed limit 6755  
may be withdrawn unless both local authorities determine that 6756  
the altered prima-facie speed limit previously adopted becomes 6757  
unreasonable and each adopts a resolution withdrawing the 6758  
altered prima-facie speed limit pursuant to the procedure 6759  
specified in this section. 6760

(N) The legislative authority of a municipal corporation 6761  
or township in which a boarding school is located, by resolution 6762  
or ordinance, may establish a boarding school zone. The 6763  
legislative authority may alter the speed limit on any street or 6764  
highway within the boarding school zone and shall specify the 6765  
hours during which the altered speed limit is in effect. For 6766  
purposes of determining the boundaries of the boarding school 6767  
zone, the altered speed limit within the boarding school zone, 6768  
and the hours the altered speed limit is in effect, the 6769  
legislative authority shall consult with the administration of 6770  
the boarding school and with the county engineer or other 6771  
appropriate engineer, as applicable. A boarding school zone 6772  
speed limit becomes effective only when appropriate signs giving 6773  
notice thereof are erected at the appropriate locations. 6774

(O) As used in this section: 6775



(1) "Interstate system" has the same meaning as in 23 U.S.C. 101. 6776  
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(2) "Commercial bus" means a motor vehicle designed for carrying more than nine passengers and used for the transportation of persons for compensation. 6778  
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(3) "Noncommercial bus" includes but is not limited to a school bus or a motor vehicle operated solely for the transportation of persons associated with a charitable or nonprofit organization. 6781  
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(4) "Outerbelt" means a portion of a freeway that is part of the interstate system and is located in the outer vicinity of a major municipal corporation or group of municipal corporations, as designated by the director. 6785  
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(5) "Rural" means an area outside urbanized areas and outside of a business or urban district, and areas that extend within urbanized areas where the roadway characteristics remain mostly unchanged from those outside the urbanized areas. 6789  
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(6) "Urbanized area" has the same meaning as in 23 U.S.C. 101. 6793  
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(7) "Divided" means a roadway having two or more travel lanes for vehicles moving in opposite directions and that is separated by a median of more than four feet, excluding turn lanes. 6795  
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(P) (1) A violation of any provision of this section is one of the following: 6799  
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(a) Except as otherwise provided in divisions (P) (1) (b), (1) (c), (2), and (3) of this section, a minor misdemeanor; 6801  
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(b) If, within one year of the offense, the offender 6803

previously has been convicted of or pleaded guilty to two 6804  
violations of any provision of this section or of any provision 6805  
of a municipal ordinance that is substantially similar to any 6806  
provision of this section, a misdemeanor of the fourth degree; 6807

(c) If, within one year of the offense, the offender 6808  
previously has been convicted of or pleaded guilty to three or 6809  
more violations of any provision of this section or of any 6810  
provision of a municipal ordinance that is substantially similar 6811  
to any provision of this section, a misdemeanor of the third 6812  
degree. 6813

(2) If the offender operated a motor vehicle faster than 6814  
thirty-five miles an hour in a business district of a municipal 6815  
corporation, faster than fifty miles an hour in other portions 6816  
of a municipal corporation, or faster than thirty-five miles an 6817  
hour in a school zone during recess or while children are going 6818  
to or leaving school during the school's opening or closing 6819  
hours, a misdemeanor of the fourth degree. Division (P) (2) of 6820  
this section does not apply if penalties may be imposed under 6821  
division (P) (1) (b) or (c) of this section. 6822

(3) Notwithstanding division (P) (1) of this section, if 6823  
the offender operated a motor vehicle in a construction zone 6824  
where a sign was then posted in accordance with section 4511.98 6825  
of the Revised Code, the court, in addition to all other 6826  
penalties provided by law, shall impose upon the offender a fine 6827  
of two times the usual amount imposed for the violation. No 6828  
court shall impose a fine of two times the usual amount imposed 6829  
for the violation upon an offender if the offender alleges, in 6830  
an affidavit filed with the court prior to the offender's 6831  
sentencing, that the offender is indigent and is unable to pay 6832  
the fine imposed pursuant to this division and if the court 6833

determines that the offender is an indigent person and unable to  
pay the fine.

(4) 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. 4511.211.** (A) The owner of a private road ~~or driveway~~  
located in a private residential area containing twenty or more  
dwelling units may establish a speed limit on the road ~~or~~  
~~driveway~~ by complying with all of the following requirements:

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

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

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

(C) When a speed limit is established and posted in  
accordance with division (A) of this section, any law

enforcement officer may apprehend a person violating the speed 6863  
limit of the residential area by utilizing any of the means 6864  
described in section 4511.091 of the Revised Code or by any 6865  
other accepted method of determining the speed of a motor 6866  
vehicle and may stop and charge the person with exceeding the 6867  
speed limit. 6868

(D) Points shall be assessed for violation of a speed 6869  
limit established and posted in accordance with division (A) of 6870  
this section in accordance with section 4510.036 of the Revised 6871  
Code. 6872

(E) As used in this section: 6873

(1) "Owner" includes but is not limited to a person who 6874  
holds title to the real property in fee simple, a condominium 6875  
owners' association, a property owner's association, the board 6876  
of directors or trustees of a private community, and a nonprofit 6877  
corporation governing a private community. 6878

(2) "Private residential area containing twenty or more 6879  
dwelling units" does not include a Chautauqua assembly as 6880  
defined in section 4511.90 of the Revised Code. 6881

(F) (1) A violation of division (B) of this section is one 6882  
of the following: 6883

(a) Except as otherwise provided in divisions (F) (1) (b) 6884  
and (c) of this section, a minor misdemeanor; 6885

(b) If, within one year of the offense, the offender 6886  
previously has been convicted of or pleaded guilty to two 6887  
violations of division (B) of this section or of any municipal 6888  
ordinance that is substantially similar to division (B) of this 6889  
section, a misdemeanor of the fourth degree; 6890

(c) If, within one year of the offense, the offender 6891  
previously has been convicted of or pleaded guilty to three or 6892  
more violations of division (B) of this section or of any 6893  
municipal ordinance that is substantially similar to division 6894  
(B) of this section, a misdemeanor of the third degree. 6895

(2) If the offender commits the offense while distracted 6896  
and the distracting activity is a contributing factor to the 6897  
commission of the offense, the offender is subject to the 6898  
additional fine established under section 4511.991 of the 6899  
Revised Code. 6900

**Sec. 4511.214.** ~~(A)-(1)~~ (A) As used in this section and 6901  
sections 4511.215 and 4511.216 of the Revised Code, "low-speed 6902  
vehicle," "mini-truck," "under-speed vehicle," and "utility 6903  
vehicle" have the same meanings as in section 4501.01 of the 6904  
Revised Code. 6905

(B) (1) No person shall operate a low-speed vehicle upon 6906  
any street or highway having an established speed limit greater 6907  
than thirty-five miles per hour. 6908

(2) No person shall operate an under-speed or utility 6909  
vehicle or a mini-truck upon any street or highway except as 6910  
follows: 6911

(a) Upon a street or highway having an established speed 6912  
limit not greater than thirty-five miles per hour and only upon 6913  
such streets or highways where a local authority has granted 6914  
permission for such operation in accordance with section 6915  
4511.215 of the Revised Code; 6916

(b) A state park or political subdivision employee or 6917  
volunteer operating a utility vehicle exclusively within the 6918  
boundaries of state parks or political subdivision parks for the 6919

operation or maintenance of state or political subdivision park facilities. 6920  
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(3) No person shall operate a motor-driven cycle or motor scooter upon any street or highway having an established speed limit greater than forty-five miles per hour. 6922  
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~~(B)~~ (C) This section does not prohibit either of the following: 6925  
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(1) A person operating a low-speed vehicle, under-speed, or utility vehicle or a mini-truck from proceeding across an intersection of a street or highway having a speed limit greater than thirty-five miles per hour; 6927  
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(2) A person operating a motor-driven cycle or motor scooter from proceeding across an intersection of a street or highway having a speed limit greater than forty-five miles per hour. 6931  
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~~(C)~~ (D) Nothing in this section shall prevent a local authority from adopting more stringent local ordinances, resolutions, or regulations governing the operation of a low-speed vehicle or a mini-truck, or a motor-driven cycle or motor scooter. 6935  
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~~(D)~~ (E) Except as otherwise provided in this division, whoever violates division ~~(A)~~ (B) of 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, whoever violates this section is guilty of a 6940  
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misdemeanor of the third degree.

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

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

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

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

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(C) When a stop sign is placed in accordance with division  
(A) of this section, any law enforcement officer may apprehend a

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person found violating the stop sign and may stop and charge the 6978  
person with violating the stop sign. 6979

(D) Except as otherwise provided in this division, whoever 6980  
violates this section is guilty of a minor misdemeanor. If, 6981  
within one year of the offense, the offender previously has been 6982  
convicted of or pleaded guilty to one predicate motor vehicle or 6983  
traffic offense, whoever violates this section is guilty of a 6984  
misdemeanor of the fourth degree. If, within one year of the 6985  
offense, the offender previously has been convicted of two or 6986  
more predicate motor vehicle or traffic offenses, whoever 6987  
violates this section is guilty of a misdemeanor of the third 6988  
degree. 6989

(E) As used in this section, and for the purpose of 6990  
applying division (A) of section 4511.43 and section 4511.46 of 6991  
the Revised Code to conduct under this section: 6992

(1) "Intersection" means: 6993

(a) The area embraced within the prolongation or 6994  
connection of the lateral curb lines, or, if none, then the 6995  
lateral boundary lines of the roadways of two private roads ~~or~~ 6996  
~~driveways~~ which join one another at, or approximately at, right 6997  
angles, or the area within which vehicles traveling upon 6998  
different private roads ~~or driveways~~ joining at any other angle 6999  
may come in conflict. 7000

(b) Where a private road ~~or driveway~~ includes two roadways 7001  
thirty feet or more apart, then every crossing of two roadways 7002  
of such private roads ~~or driveways~~ shall be regarded as a 7003  
separate intersection. 7004

(2) "Roadway" means that portion of a private road ~~or~~ 7005  
~~driveway~~ improved, designed, or ordinarily used for vehicular 7006



travel and parking lanes, ~~except not including the berm,~~  
sidewalk, or shoulder, even if the berm, sidewalk, or shoulder  
is used by a person operating a bicycle or other human-powered  
vehicle. If a private road ~~or driveway~~ includes two or more  
separate roadways, the term "roadway" means any such roadway  
separately but not all such roadways collectively.

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

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

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

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

(D) Whenever any vehicle, trackless trolley, or streetcar  
is stopped at a marked crosswalk or at any unmarked crosswalk at  
an intersection to permit a pedestrian to cross the roadway, the

driver of any other vehicle, trackless trolley, or streetcar 7036  
approaching from the rear shall not overtake and pass the 7037  
stopped vehicle. 7038

(E) Except as otherwise provided in this division, whoever 7039  
violates this section is guilty of a minor misdemeanor. If, 7040  
within one year of the offense, the offender previously has been 7041  
convicted of or pleaded guilty to one predicate motor vehicle or 7042  
traffic offense, whoever violates this section is guilty of a 7043  
misdemeanor of the fourth degree. If, within one year of the 7044  
offense, the offender previously has been convicted of two or 7045  
more predicate motor vehicle or traffic offenses, whoever 7046  
violates this section is guilty of a misdemeanor of the third 7047  
degree. 7048

If the offender commits the offense while distracted and 7049  
the distracting activity is a contributing factor to the 7050  
commission of the offense, the offender is subject to the 7051  
additional fine established under section 4511.991 of the 7052  
Revised Code. 7053

**Sec. 4511.48.** (A) Every pedestrian crossing a roadway at 7054  
any point other than within a marked crosswalk or within an 7055  
unmarked crosswalk at an intersection shall yield the right of 7056  
way to all vehicles, trackless trolleys, or streetcars upon the 7057  
roadway. 7058

(B) Any pedestrian crossing a roadway at a point where a 7059  
pedestrian tunnel or overhead pedestrian crossing has been 7060  
provided shall yield the right of way to all traffic upon the 7061  
roadway. 7062

(C) Between adjacent intersections at which highway 7063  
traffic ~~control~~-signals are in operation, pedestrians shall not 7064

cross at any place except in a marked crosswalk. 7065

(D) No pedestrian shall cross a roadway intersection 7066  
diagonally unless authorized by official traffic control 7067  
devices; and, when authorized to cross diagonally, pedestrians 7068  
shall cross only in accordance with the official traffic control 7069  
devices pertaining to such crossing movements. 7070

(E) This section does not relieve the operator of a 7071  
vehicle, streetcar, or trackless trolley from exercising due 7072  
care to avoid colliding with any pedestrian upon any roadway. 7073

(F) Except as otherwise provided in this division, whoever 7074  
violates this section is guilty of a minor misdemeanor. If, 7075  
within one year of the offense, the offender previously has been 7076  
convicted of or pleaded guilty to one predicate motor vehicle or 7077  
traffic offense, whoever violates this section is guilty of a 7078  
misdemeanor of the fourth degree. If, within one year of the 7079  
offense, the offender previously has been convicted of two or 7080  
more predicate motor vehicle or traffic offenses, whoever 7081  
violates this section is guilty of a misdemeanor of the third 7082  
degree. 7083

**Sec. 4511.512.** (A) (1) Electric personal assistive mobility 7084  
devices, as defined in section 4501.01 of the Revised Code, may 7085  
be operated on the public streets, highways, sidewalks, and 7086  
paths and portions of roadways set aside for the exclusive use 7087  
of bicycles in accordance with this section. 7088

(2) Except as otherwise provided in this section, those 7089  
sections of this chapter that by their nature are applicable to 7090  
an electric personal assistive mobility device apply to the 7091  
device and the person operating it whenever it is operated upon 7092  
any public street, highway, sidewalk, or path or upon any 7093

portion of a roadway set aside for the exclusive use of 7094  
bicycles. 7095

(3) A local authority may regulate or prohibit the 7096  
operation of electric personal assistive mobility devices on 7097  
public streets, highways, sidewalks, and paths, and portions of 7098  
roadways set aside for the exclusive use of bicycles, under its 7099  
jurisdiction. 7100

(B) No operator of an electric personal assistive mobility 7101  
device shall do any of the following: 7102

(1) Fail to yield the right-of-way to all pedestrians and 7103  
human-powered vehicles at all times; 7104

(2) Fail to give an audible signal before overtaking and 7105  
passing a pedestrian; 7106

(3) Operate the device at night unless the device or its 7107  
operator is equipped with or wearing both of the following: 7108

(a) A lamp pointing to the front that emits a white light 7109  
visible from a distance of not less than five hundred feet; 7110

(b) A red reflector facing the rear that is visible from 7111  
all distances from one hundred feet to six hundred feet when 7112  
directly in front of lawful lower beams of head lamps on a motor 7113  
vehicle. 7114

(4) Operate the device on any portion of a street or 7115  
highway that has an established speed limit of fifty-five miles 7116  
per hour or more; 7117

(5) Operate the device upon any path set aside for the 7118  
exclusive use of pedestrians or other specialized use when an 7119  
appropriate sign giving notice of the specialized use is posted 7120  
on the path; 7121

(6) If under eighteen years of age, operate the device 7122  
unless wearing a protective helmet on the person's head with the 7123  
chin strap properly fastened; 7124

(7) If under sixteen years of age, operate the device 7125  
unless, during the operation, the person is under the direct 7126  
visual and audible supervision of another person who is eighteen 7127  
years of age or older and is responsible for the immediate care 7128  
of the person under sixteen years of age. 7129

(C) No person who is under fourteen years of age shall 7130  
operate an electric personal assistive mobility device. 7131

(D) No person shall distribute or sell an electric 7132  
personal assistive mobility device unless the device is 7133  
accompanied by a written statement that is substantially 7134  
equivalent to the following: "WARNING: TO REDUCE THE RISK OF 7135  
SERIOUS INJURY, USE ONLY WHILE WEARING FULL PROTECTIVE EQUIPMENT 7136  
- HELMET, WRIST GUARDS, ELBOW PADS, AND KNEE PADS." 7137

(E) Nothing in this section affects or shall be construed 7138  
to affect any rule of the director of natural resources or a 7139  
board of park district commissioners governing the operation of 7140  
vehicles on lands under the control of the director or board, as 7141  
applicable. 7142

(F) (1) Whoever violates division (B) or (C) of this 7143  
section is guilty of a minor misdemeanor and shall be punished 7144  
as follows: 7145

(a) The offender shall be fined ten dollars. 7146

(b) If the offender previously has been convicted of or 7147  
pleaded guilty to a violation of division (B) or (C) of this 7148  
section or a substantially similar municipal ordinance, the 7149  
court, in addition to imposing the fine required under division 7150

(F) (1) of this section, shall do one of the following: 7151

(i) Order the impoundment for not less than one day but 7152  
not more than thirty days of the electric personal assistive 7153  
mobility device that was involved in the current violation of 7154  
that division. The court shall order the device to be impounded 7155  
at a safe indoor location designated by the court and may assess 7156  
storage fees of not more than five dollars per day, provided the 7157  
total storage, processing, and release fees assessed against the 7158  
offender or the device in connection with the device's 7159  
impoundment or subsequent release shall not exceed fifty 7160  
dollars. 7161

(ii) If the court does not issue an impoundment order 7162  
pursuant to division (F) (1) (b) (i) of this section, issue an 7163  
order prohibiting the offender from operating any electric 7164  
personal assistive mobility device on the public streets, 7165  
highways, sidewalks, and paths and portions of roadways set 7166  
aside for the exclusive use of bicycles for not less than one 7167  
day but not more than thirty days. 7168

(2) Whoever violates division (D) of this section is 7169  
guilty of a minor misdemeanor. 7170

**Sec. 4511.61.** (A) As used in this section, "~~active grade~~ 7171  
Grade crossing warning devicesystem" means ~~signs, the flashing-~~ 7172  
light signals, with or without automatic gates, or other 7173  
~~protective devices erected or installed at a public highway~~ 7174  
~~railway crossing at common grade and activated by an electrical-~~ 7175  
circuit together with the necessary control equipment that is 7176  
used to inform road users of the approach and presence of rail 7177  
traffic at a grade crossing. 7178

(B) The department of transportation and local authorities 7179

in their respective jurisdictions, with the approval of the 7180  
department, may designate dangerous highway crossings over 7181  
railroad tracks whether on state, county, or township highways 7182  
or on streets or ways within municipal corporations, and erect 7183  
stop signs thereat. 7184

(C) (1) The department and local authorities shall erect 7185  
stop signs at a railroad highway grade crossing in either of the 7186  
following circumstances: 7187

(a) New warning devices that are not ~~active-grade crossing~~ 7188  
warning ~~devices~~-systems are being installed at the grade 7189  
crossing, and railroad crossbucks were the only warning devices 7190  
at the grade crossing prior to the installation of the new 7191  
warning devices. 7192

(b) The grade crossing is constructed after July 1, 2013, 7193  
and only warning devices that are not ~~active-grade crossing~~ 7194  
warning ~~devices~~-systems are installed at the grade crossing. 7195

(2) Division (C) (1) of this section does not apply to a 7196  
railroad highway grade crossing that the director of 7197  
transportation has exempted from that division because of 7198  
traffic flow or other considerations or factors. 7199

(D) When stop signs are erected pursuant to division (B) 7200  
or (C) of this section, the operator of any vehicle, streetcar, 7201  
or trackless trolley shall stop within fifty, but not less than 7202  
fifteen, feet from the nearest rail of the railroad tracks and 7203  
shall exercise due care before proceeding across such grade 7204  
crossing. 7205

(E) Except as otherwise provided in this division, whoever 7206  
violates division (D) of this section is guilty of a minor 7207  
misdemeanor. If, within one year of the offense, the offender 7208

previously has been convicted of or pleaded guilty to one 7209  
predicate motor vehicle or traffic offense, whoever violates 7210  
this section is guilty of a misdemeanor of the fourth degree. 7211  
If, within one year of the offense, the offender previously has 7212  
been convicted of two or more predicate motor vehicle or traffic 7213  
offenses, whoever violates this section is guilty of a 7214  
misdemeanor of the third degree. 7215

If the offender commits the offense while distracted and 7216  
the distracting activity is a contributing factor to the 7217  
commission of the offense, the offender is subject to the 7218  
additional fine established under section 4511.991 of the 7219  
Revised Code. 7220

**Sec. 4511.62.** (A) (1) Whenever any person driving a vehicle 7221  
or trackless trolley approaches a railroad grade crossing, the 7222  
person shall stop within fifty feet, but not less than fifteen 7223  
feet from the nearest rail of the railroad if any of the 7224  
following circumstances exist at the crossing: 7225

(a) A clearly visible electric or mechanical signal device 7226  
gives warning of the immediate approach of a train or other on- 7227  
track equipment. 7228

(b) A crossing gate is lowered. 7229

(c) A flagperson gives or continues to give a signal of 7230  
the approach or passage of a train or other on-track equipment. 7231

(d) There is insufficient space on the other side of the 7232  
railroad grade crossing to accommodate the vehicle or trackless 7233  
trolley the person is operating without obstructing the passage 7234  
of other vehicles, trackless trolleys, pedestrians, or ~~railroad~~ 7235  
trains, notwithstanding any highway traffic ~~control~~-signal 7236  
indication to proceed. 7237



(e) An approaching train is emitting an audible signal or 7238  
is plainly visible and is in hazardous proximity to the 7239  
crossing. 7240

(f) There is insufficient undercarriage clearance to 7241  
safely negotiate the crossing. 7242

(g) There is insufficient space on the other side of the 7243  
railroad grade crossing to accommodate the vehicle or trackless 7244  
trolley the person is operating without obstructing the passage 7245  
of other on-track equipment. 7246

(h) Approaching on-track equipment is emitting an audible 7247  
signal or is plainly visible and is in hazardous proximity to 7248  
the crossing. 7249

(2) (a) A person who is driving a vehicle or trackless 7250  
trolley and who approaches a railroad grade crossing shall not 7251  
proceed as long as any of the circumstances described in 7252  
divisions (A) (1) (a) to (f) of this section exist at the 7253  
crossing. 7254

(b) A person who is driving a vehicle or trackless trolley 7255  
and who approaches a railroad grade crossing shall not 7256  
recklessly proceed as long as any of the circumstances described 7257  
in division (A) (1) (g) or (h) of this section exist at the 7258  
crossing. 7259

(B) No person shall drive any vehicle through, around, or 7260  
under any crossing gate or barrier at a railroad crossing while 7261  
the gate or barrier is closed or is being opened or closed 7262  
unless the person is signaled by a law enforcement officer or 7263  
flagperson that it is permissible to do so. 7264

(C) (1) Whoever violates this section is guilty of a 7265  
misdemeanor of the fourth degree. 7266

(2) In lieu of a fine or jail term for a violation of this 7267  
section, a court may instead order the offender to attend and 7268  
successfully complete a remedial safety training or presentation 7269  
regarding rail safety that is offered by an authorized and 7270  
qualified organization that is selected by the court. The 7271  
offender shall complete the presentation within a time frame 7272  
determined by the court, not to exceed one hundred eighty days 7273  
after the court issues the order. The offender shall notify the 7274  
court of the successful completion of the presentation. When the 7275  
offender notifies the court of the successful completion of the 7276  
presentation, the court shall waive any fine or jail term that 7277  
it otherwise would have imposed for a violation of this section. 7278

**Sec. 4511.64.** (A) No person shall operate or move any 7279  
crawler-type tractor, steam shovel, derrick, roller, or any 7280  
equipment or structure having a normal operating speed of six or 7281  
less miles per hour or a vertical body or load clearance of less 7282  
than nine inches above the level surface of a roadway, upon or 7283  
across any tracks at a railroad grade crossing without first 7284  
complying with divisions (A) (1) and (2) of this section. 7285

(1) Before making any such crossing, the person operating 7286  
or moving any such vehicle or equipment shall first stop the 7287  
same, and while stopped the person shall listen and look in both 7288  
directions along such track for any approaching train or other 7289  
on-track equipment and for signals indicating the approach of a 7290  
train or other on-track equipment, and shall proceed only upon 7291  
exercising due care. 7292

(2) No such crossing shall be made when warning is given 7293  
by automatic signal or crossing gates or a flagperson or 7294  
otherwise of the immediate approach of a ~~railroad~~-train or car 7295  
or other on-track equipment. 7296

(B) If the normal sustained speed of such vehicle, 7297  
equipment, or structure is not more than three miles per hour, 7298  
the person owning, operating, or moving the same shall also give 7299  
notice of such intended crossing to a station agent or 7300  
superintendent of the railroad, and a reasonable time shall be 7301  
given to such railroad to provide proper protection for such 7302  
crossing. Where such vehicles or equipment are being used in 7303  
constructing or repairing a section of highway lying on both 7304  
sides of a railroad grade crossing, and in such construction or 7305  
repair it is necessary to repeatedly move such vehicles or 7306  
equipment over such crossing, one daily notice specifying when 7307  
such work will start and stating the hours during which it will 7308  
be prosecuted is sufficient. 7309

(C) Except as otherwise provided in this division, whoever 7310  
violates this section is guilty of a minor misdemeanor. If, 7311  
within one year of the offense, the offender previously has been 7312  
convicted of or pleaded guilty to one predicate motor vehicle or 7313  
traffic offense, whoever violates this section is guilty of a 7314  
misdemeanor of the fourth degree. If, within one year of the 7315  
offense, the offender previously has been convicted of two or 7316  
more predicate motor vehicle or traffic offenses, whoever 7317  
violates this section is guilty of a misdemeanor of the third 7318  
degree. 7319

If the offender commits the offense while distracted and 7320  
the distracting activity is a contributing factor to the 7321  
commission of the offense, the offender is subject to the 7322  
additional fine established under section 4511.991 of the 7323  
Revised Code. 7324

**Sec. 4511.65.** (A) All state routes are hereby designated 7325  
as through highways, provided that stop signs, yield signs, or 7326

highway traffic ~~control~~-signals shall be erected at all 7327  
intersections with such through highways by the department of 7328  
transportation as to highways under its jurisdiction and by 7329  
local authorities as to highways under their jurisdiction, 7330  
except as otherwise provided in this section. Where two or more 7331  
state routes that are through highways intersect and no highway 7332  
traffic ~~control~~-signal is in operation, stop signs or yield 7333  
signs shall be erected at one or more entrances thereto by the 7334  
department, except as otherwise provided in this section. 7335

Whenever the director of transportation determines on the 7336  
basis of an engineering and traffic investigation that stop 7337  
signs are necessary to stop traffic on a through highway for 7338  
safe and efficient operation, nothing in this section shall be 7339  
construed to prevent such installations. When circumstances 7340  
warrant, the director also may omit stop signs on roadways 7341  
intersecting through highways under his the director's 7342  
jurisdiction. Before the director either installs or removes a 7343  
stop sign under this division, he the director shall give 7344  
notice, in writing, of that proposed action to the affected 7345  
local authority at least thirty days before installing or 7346  
removing the stop sign. 7347

(B) Other streets or highways, or portions thereof, are 7348  
hereby designated through highways if they are within a 7349  
municipal corporation, if they have a continuous length of more 7350  
than one mile between the limits of said street or highway or 7351  
portion thereof, and if they have "stop" or "yield" signs or 7352  
highway traffic ~~control~~-signals at the entrances of the majority 7353  
of intersecting streets or highways. For purposes of this 7354  
section, the limits of said street or highway or portion thereof 7355  
shall be a municipal corporation line, the physical terminus of 7356  
the street or highway, or any point on said street or highway at 7357

which vehicular traffic thereon is required by regulatory signs 7358  
to stop or yield to traffic on the intersecting street, provided 7359  
that in residence districts a municipal corporation may by 7360  
ordinance designate said street or highway, or portion thereof, 7361  
not to be a through highway and thereafter the affected 7362  
residence district shall be indicated by official traffic 7363  
control devices. Where two or more through highways designated 7364  
under this division intersect and no highway traffic ~~control~~- 7365  
signal is in operation, stop signs or yield signs shall be 7366  
erected at one or more entrances thereto by the department or by 7367  
local authorities having jurisdiction, except as otherwise 7368  
provided in this section. 7369

(C) The department or local authorities having 7370  
jurisdiction need not erect stop signs at intersections they 7371  
find to be so constructed as to permit traffic to safely enter a 7372  
through highway without coming to a stop. Signs shall be erected 7373  
at such intersections indicating that the operator of a vehicle 7374  
shall yield the right-of-way to or merge with all traffic 7375  
proceeding on the through highway. 7376

(D) Local authorities with reference to highways under 7377  
their jurisdiction may designate additional through highways and 7378  
shall erect stop signs, yield signs, or highway traffic ~~control~~- 7379  
signals at all streets and highways intersecting such through 7380  
highways, or may designate any intersection as a stop or yield 7381  
intersection and shall erect like signs at one or more entrances 7382  
to such intersection. 7383

**Sec. 4511.68.** (A) No person shall stand or park a 7384  
trackless trolley or vehicle, except when necessary to avoid 7385  
conflict with other traffic or to comply with sections 4511.01 7386  
to 4511.78, 4511.99, and 4513.01 to 4513.37 of the Revised Code, 7387

or while obeying the directions of a police officer or a traffic control device, in any of the following places: 7388  
7389

(1) On a sidewalk, except as provided in division (B) of this section; 7390  
7391

(2) In front of a public or private driveway; 7392

(3) Within an intersection; 7393

(4) Within ten feet of a fire hydrant; 7394

(5) On a crosswalk; 7395

(6) Within twenty feet of a crosswalk at an intersection; 7396

(7) Within thirty feet of, and upon the approach to, any ~~flashing beacon~~ yield sign, stop sign, or highway traffic control ~~control~~ signal; 7397  
7398  
7399

(8) Between a safety zone and the adjacent curb or within thirty feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by a traffic control device; 7400  
7401  
7402  
7403

(9) Within fifty feet of the nearest rail of a railroad crossing; 7404  
7405

(10) Within twenty feet of a driveway entrance to any fire station and, on the side of the street opposite the entrance to any fire station, within seventy-five feet of the entrance when it is properly posted with signs; 7406  
7407  
7408  
7409

(11) Alongside or opposite any street excavation or obstruction when such standing or parking would obstruct traffic; 7410  
7411  
7412

(12) Alongside any vehicle stopped or parked at the edge or curb of a street; 7413  
7414

(13) Upon any bridge or elevated structure upon a highway, 7415  
or within a highway tunnel; 7416

(14) At any place where signs prohibit stopping; 7417

(15) Within one foot of another parked vehicle; 7418

(16) On the roadway portion of a freeway, expressway, or 7419  
thruway; 7420

(17) On a bicycle lane. 7421

(B) A person is permitted, without charge or restriction, 7422  
to stand or park on a sidewalk a motor-driven cycle or motor 7423  
scooter that has an engine not larger than one hundred fifty 7424  
cubic centimeters, a low-speed micromobility device, or a 7425  
bicycle or electric bicycle, provided that the motor-driven 7426  
cycle, motor scooter, low-speed micromobility device, bicycle, 7427  
or electric bicycle does not impede the normal flow of 7428  
pedestrian traffic. This division does not authorize any person 7429  
to operate a vehicle in violation of section 4511.711 of the 7430  
Revised Code. 7431

(C) Except as otherwise provided in this division, whoever 7432  
violates division (A) of this section is guilty of a minor 7433  
misdemeanor. If, within one year of the offense, the offender 7434  
previously has been convicted of or pleaded guilty to one 7435  
predicate motor vehicle or traffic offense, whoever violates 7436  
this section is guilty of a misdemeanor of the fourth degree. 7437  
If, within one year of the offense, the offender previously has 7438  
been convicted of two or more predicate motor vehicle or traffic 7439  
offenses, whoever violates this section is guilty of a 7440  
misdemeanor of the third degree. 7441

**Sec. 4511.701.** (A) As used in this section: 7442

(1) "Fifth wheel trailer," "mobile home," and "travel trailer" have the same meanings as in section 4501.01 of the Revised Code. 7443  
7444  
7445

(2) "Manufactured home" has the same meaning as in division (C) (4) of section 3781.06 of the Revised Code. 7446  
7447

(B) Except as provided in division ~~(B)~~ (C) of this section, 7448  
no person shall occupy any travel trailer, fifth wheel trailer, 7449  
or manufactured or mobile home while it is being used as a 7450  
conveyance upon a street or highway. 7451

~~(B)~~ (C) Division ~~(A)~~ (B) of this section does not apply to a 7452  
fifth wheel trailer when both of the following apply: 7453

(1) Any child riding in the fifth wheel trailer is 7454  
properly secured in the manner provided in section 4511.81 of 7455  
the Revised Code; 7456

(2) The operator of the vehicle towing the fifth wheel 7457  
trailer has some means of viable communication with the 7458  
passengers riding in the trailer. 7459

As used in this division, "viable communication" includes 7460  
a cellular or satellite telephone, a radio, or any other similar 7461  
electronic wireless communications device. 7462

~~(C)~~ (D) Except as otherwise provided in this division, 7463  
whoever violates this section is guilty of a minor misdemeanor. 7464  
If, within one year of the offense, the offender previously has 7465  
been convicted of or pleaded guilty to one predicate motor 7466  
vehicle or traffic offense, whoever violates this section is 7467  
guilty of a misdemeanor of the fourth degree. If, within one 7468  
year of the offense, the offender previously has been convicted 7469  
of two or more predicate motor vehicle or traffic offenses, 7470  
whoever violates this section is guilty of a misdemeanor of the 7471



third degree. 7472

~~(2)~~ (E) The offense established under this section is a 7473  
strict liability offense and section 2901.20 of the Revised Code 7474  
does not apply. The designation of this offense as a strict 7475  
liability offense shall not be construed to imply that any other 7476  
offense, for which there is no specified degree of culpability, 7477  
is not a strict liability offense. 7478

**Sec. 4511.712.** (A) No driver shall enter an intersection 7479  
or marked crosswalk or drive onto any railroad grade crossing 7480  
unless there is sufficient space on the other side of the 7481  
intersection, crosswalk, or grade crossing to accommodate the 7482  
vehicle, streetcar, or trackless trolley the driver is operating 7483  
without obstructing the passage of other vehicles, streetcars, 7484  
trackless trolleys, pedestrians, or ~~railroad~~ trains, 7485  
notwithstanding any highway traffic ~~control~~ signal indication to 7486  
proceed. 7487

(B) This section does not apply to a bicyclist using a 7488  
two-stage bicycle turn box. 7489

(C) Except as otherwise provided in this division, whoever 7490  
violates this section is guilty of a minor misdemeanor. If, 7491  
within one year of the offense, the offender previously has been 7492  
convicted of or pleaded guilty to one predicate motor vehicle or 7493  
traffic offense, whoever violates this section is guilty of a 7494  
misdemeanor of the fourth degree. If, within one year of the 7495  
offense, the offender previously has been convicted of two or 7496  
more predicate motor vehicle or traffic offenses, whoever 7497  
violates this section is guilty of a misdemeanor of the third 7498  
degree. 7499

If the offender commits the offense while distracted and 7500

the distracting activity is a contributing factor to the 7501  
commission of the offense, the offender is subject to the 7502  
additional fine established under section 4511.991 of the 7503  
Revised Code. 7504

**Sec. 4511.76.** (A) The department of public safety, by and 7505  
with the advice of the department of education and workforce, 7506  
shall adopt and enforce rules relating to the construction, 7507  
design, and equipment, including lighting equipment required by 7508  
section 4511.771 of the Revised Code, of all school buses both 7509  
publicly and privately owned and operated in this state. 7510

(B) The department of education and workforce, by and with 7511  
the advice of the director of public safety, shall adopt and 7512  
enforce rules relating to the operation of all vehicles used for 7513  
pupil transportation. 7514

(C) No person shall operate a vehicle used for pupil 7515  
transportation within this state in violation of the rules of 7516  
the department of education and workforce or the department of 7517  
public safety. No person, being the owner thereof or having the 7518  
supervisory responsibility therefor, shall permit the operation 7519  
of a vehicle used for pupil transportation within this state in 7520  
violation of the rules of the department of education and 7521  
workforce or the department of public safety. 7522

(D) The department of public safety shall adopt and 7523  
enforce rules relating to the issuance of a license under 7524  
section 4511.763 of the Revised Code. The rules may relate to 7525  
the condition of the equipment to be operated; the liability and 7526  
property damage insurance carried by the applicant; the posting 7527  
of satisfactory and sufficient bond; and such other rules as the 7528  
director of public safety determines reasonably necessary for 7529  
the safety of the pupils to be transported. 7530

(E) A chartered nonpublic school or a community school may  
own and operate, or contract with a vendor that supplies, ~~a~~  
~~vehicle originally designed for not more than nine passengers,~~  
~~not including the driver,~~ alternative vehicles to transport  
students to and from regularly scheduled school sessions, school-related activities, and school-sanctioned events when one  
of the following applies:

(1) A student's school district of residence has declared  
the transportation of the student impractical pursuant to  
section 3327.02 of the Revised Code;

(2) A student does not live within thirty minutes of the  
chartered nonpublic school or the community school, as  
applicable, and the student's school district is not required to  
transport the student under section 3327.01 of the Revised Code;

(3) The governing authority of the chartered nonpublic  
school or the community school has offered to provide the  
transportation for its students in lieu of the students being  
transported by their school district of residence.

(F) A school district may own and operate, or contract  
with a vendor that supplies, ~~a vehicle originally designed for~~  
~~not more than nine passengers, not including the~~  
~~driver,~~ alternative vehicles to transport students to and from  
regularly scheduled school sessions, ~~if both of the following~~  
~~apply to the operation of that vehicle:~~

~~(1) The number of students to be transported is not more~~  
~~than nine;~~

~~(2) The students attend a chartered nonpublic school or a~~  
~~community school, and the school district regularly transports~~  
~~students to that chartered nonpublic school or that community~~

~~schools~~ school-related activities, and school-sanctioned events. 7560

(G) A school district or the governing authority of a 7561  
chartered nonpublic school or community school that uses ~~a~~ an 7562  
alternative vehicle ~~originally designed for not more than nine~~ 7563  
~~passengers, not including the driver,~~ in accordance with 7564  
division (E) or (F) of this section, shall ensure that all of 7565  
the following apply to the operation of that vehicle: 7566

(1) A qualified mechanic inspects the vehicle not fewer 7567  
than two times each year and determines that it is safe for 7568  
pupil transportation; 7569

(2) The driver of the vehicle does not stop on the roadway 7570  
to load or unload passengers; 7571

(3) The driver of the vehicle meets the requirements 7572  
specified for a driver of a school bus or motor van under 7573  
section 3327.10 of the Revised Code and any corresponding rules 7574  
adopted by the department of education and workforce. 7575  
Notwithstanding that section or any department rules to the 7576  
contrary, the driver is not required to have a commercial 7577  
driver's license but shall have a current, valid driver's 7578  
license, and shall be accustomed to operating the vehicle used 7579  
to transport the students; 7580

(4) The driver and all passengers in the vehicle comply 7581  
with the requirements of sections 4511.81 and 4513.263 of the 7582  
Revised Code, as applicable. 7583

(H) As used in this section, ~~"vehicle":~~ 7584

(1) "Alternative vehicle" means a motor vehicle originally 7585  
manufactured and designed for not more than twelve passengers, 7586  
not including the driver. 7587

(2) "Vehicle used for pupil transportation" means any 7588  
vehicle that is identified as such by the department of 7589  
education and workforce by rule and that is subject to Chapter 7590  
3301-83 of the Administrative Code. 7591

(I) Except as otherwise provided in this division, whoever 7592  
violates this section is guilty of a minor misdemeanor. If the 7593  
offender previously has been convicted of or pleaded guilty to 7594  
one or more violations of this section or section 4511.63, 7595  
4511.761, 4511.762, 4511.764, 4511.77, or 4511.79 of the Revised 7596  
Code or a municipal ordinance that is substantially similar to 7597  
any of those sections, whoever violates this section is guilty 7598  
of a misdemeanor of the fourth degree. 7599

Sec. 4511.765. (A) The director of education and 7600  
workforce, by and with the advice of the director of public 7601  
safety, shall amend any rules adopted under section 4511.76 of 7602  
the Revised Code pertaining to pre-trip inspections of a school 7603  
bus. The amendment shall remove any requirement that the 7604  
following equipment be included in the pre-trip inspection: 7605

(1) The turbo charger; 7606

(2) The alternator; 7607

(3) The water pump; 7608

(4) The power steering pump; 7609

(5) The air pump; 7610

(6) Any part of the steering system; 7611

(7) Any part of the suspension; 7612

(8) Any part of the air brakes; 7613

(9) Any part of the brake equipment, including drums or 7614

rotors; 7615

(10) The springs and spring mounts; 7616

(11) The air bags. 7617

(B) The state highway patrol shall still examine all of 7618  
the equipment listed in division (A) of this section during its 7619  
school bus inspections conducted in accordance with section 7620  
4511.761 of the Revised Code. 7621

**Sec. 4513.071.** (A) Every motor vehicle, trailer, 7622  
semitrailer, and pole trailer when operated upon a highway shall 7623  
be equipped with two or more stop lights, except that passenger 7624  
cars manufactured or assembled prior to January 1, 1967, 7625  
motorcycles, and motor-driven cycles shall be equipped with at 7626  
least one stop light. Stop lights shall be mounted on the rear 7627  
of the vehicle, actuated upon application of the service brake, 7628  
and may be incorporated with other rear lights. Such stop lights 7629  
when actuated shall emit a red light visible from a distance of 7630  
five hundred feet to the rear, provided that in the case of a 7631  
train of vehicles only the stop lights on the rear-most vehicle 7632  
need be visible from the distance specified. 7633

Such stop lights when actuated shall give a steady warning 7634  
light to the rear of a vehicle or train of vehicles to indicate 7635  
the intention of the operator to diminish the speed of or stop a 7636  
vehicle or train of vehicles. 7637

When stop lights are used as required by this section, 7638  
they shall be constructed or installed so as to provide adequate 7639  
and reliable illumination and shall conform to the appropriate 7640  
rules and regulations established under section 4513.19 of the 7641  
Revised Code. 7642

~~Historical~~ A historical motor vehicles as defined in 7643

~~section 4503.181 of the Revised Code,~~ vehicle that was not 7644  
originally manufactured with stop lights, ~~are~~ or a replica motor 7645  
vehicle that replicates a motor vehicle that was not originally 7646  
manufactured with stop lights is not subject to this section. 7647

(B) Whoever violates this section is guilty of a minor 7648  
misdemeanor. 7649

(C) As used in this section, "replica motor vehicle" means 7650  
a replica motor vehicle for which a certificate of title is 7651  
issued under section 4505.072 of the Revised Code. 7652

**Sec. 4513.38.** (A) No person shall be prohibited from 7653  
owning or operating a licensed collector's vehicle ~~or,~~ 7654  
historical motor vehicle, or replica motor vehicle that is 7655  
equipped with a feature of design, type of material, or article 7656  
of equipment that was not in violation of any motor vehicle 7657  
equipment law of this state or of its political subdivisions in 7658  
effect during the calendar year the vehicle was manufactured or 7659  
the calendar year that it replicates, and no licensed 7660  
collector's vehicle ~~or,~~ historical motor vehicle, or replica 7661  
motor vehicle shall be prohibited from displaying or using any 7662  
such feature of design, type of material, or article of 7663  
equipment. 7664

No person shall be prohibited from owning or operating a 7665  
licensed collector's vehicle ~~or,~~ historical motor vehicle, or 7666  
replica motor vehicle for failing to comply with an equipment 7667  
provision contained in Chapter 4513. of the Revised Code or in 7668  
any state rule that was enacted or adopted in a year subsequent 7669  
to that in which the vehicle was manufactured or the calendar 7670  
year that it replicates, and no licensed collector's vehicle ~~or,~~ 7671  
historical motor vehicle, or replica motor vehicle shall be 7672  
required to comply with an equipment provision enacted into 7673

Chapter 4513. of the Revised Code or adopted by state rule 7674  
subsequent to the calendar year in which it was manufactured or 7675  
the calendar year that it replicates. No political subdivision 7676  
shall require an owner of a licensed collector's vehicle ~~or,~~ 7677  
historical motor vehicle, or replica motor vehicle to comply 7678  
with equipment provisions contained in laws or rules that were 7679  
enacted or adopted subsequent to the calendar year in which the 7680  
vehicle was manufactured or the calendar year that it 7681  
replicates, and no political subdivision shall prohibit the 7682  
operation of a licensed collector's vehicle ~~or,~~ historical motor 7683  
vehicle, or replica motor vehicle for failure to comply with any 7684  
such equipment laws or rules. 7685

(B) As used in this section, "replica motor vehicle" means 7686  
a replica motor vehicle for which a certificate of title is 7687  
issued under section 4505.072 of the Revised Code. 7688

**Sec. 4513.41.** (A) No owner of a licensed collector's 7689  
vehicle, a historical motor vehicle, a replica motor vehicle, or 7690  
a collector's vehicle that is an agricultural tractor or 7691  
traction engine shall be required to comply with an emission, 7692  
noise control, or fuel usage provision contained in a law or 7693  
rule of this state or its political subdivisions that was 7694  
enacted or adopted subsequent to the calendar year in which the 7695  
vehicle was manufactured or the calendar year that it 7696  
replicates. 7697

(B) No person shall be prohibited from operating a 7698  
licensed collector's vehicle, a historical motor vehicle, a 7699  
replica motor vehicle, or a collector's vehicle that is an 7700  
agricultural tractor or traction engine for failing to comply 7701  
with an emission, noise control, or fuel usage law or rule of 7702  
this state or its political subdivisions that was enacted or 7703



adopted subsequent to the calendar year in which his vehicle was 7704  
manufactured or the calendar year that it replicates. 7705

(C) Except as provided in section 4505.061 of the Revised 7706  
Code, no person shall be required to submit his-the person's 7707  
collector's vehicle to a physical inspection prior to or in 7708  
connection with an issuance of title to, or the sale or transfer 7709  
of ownership of such vehicle, except that a police officer may 7710  
inspect it to determine ownership. 7711

In accordance with section 1.51 of the Revised Code, this 7712  
section shall, without exception, prevail over any special or 7713  
local provision of the Revised Code that requires owners or 7714  
operators of collector's vehicles to comply with standards of 7715  
emission, noise, fuel usage, or physical condition in connection 7716  
with an issuance of title to, or the sale or transfer of 7717  
ownership of such vehicle or part thereof. 7718

(D) As used in this section, "replica motor vehicle" means 7719  
a replica motor vehicle for which a certificate of title is 7720  
issued under section 4505.072 of the Revised Code. 7721

**Sec. 4517.02.** (A) Except as otherwise provided in this 7722  
section, no person shall do any of the following: 7723

(1) Engage in the business of displaying or selling at 7724  
retail new motor vehicles or assume to engage in that business, 7725  
unless the person is licensed as a new motor vehicle dealer 7726  
under sections 4517.01 to 4517.45 of the Revised Code, or is a 7727  
salesperson employed by a licensed new motor vehicle dealer; 7728

(2) Engage in the business of offering for sale, 7729  
displaying for sale, or selling at retail or wholesale used 7730  
motor vehicles or assume to engage in that business, unless the 7731  
person is licensed as a new motor vehicle dealer, used motor 7732

vehicle dealer, or motor vehicle leasing dealer under sections 7733  
4517.01 to 4517.45 of the Revised Code, is a salesperson 7734  
employed by a licensed used motor vehicle dealer or licensed new 7735  
motor vehicle dealer, or the person holds a construction 7736  
equipment auction license issued under section 4517.17 of the 7737  
Revised Code; 7738

(3) Engage in the business of regularly making available, 7739  
offering to make available, or arranging for another person to 7740  
use a motor vehicle, in the manner described in division (M) of 7741  
section 4517.01 of the Revised Code, unless the person is 7742  
licensed as a motor vehicle leasing dealer under sections 7743  
4517.01 to 4517.45 of the Revised Code; 7744

(4) Engage in the business of motor vehicle auctioning or 7745  
assume to engage in that business, unless the person is licensed 7746  
as a motor vehicle auction owner under sections 4517.01 to 7747  
4517.45 of the Revised Code and the person uses an auctioneer 7748  
who is licensed under Chapter 4707. of the Revised Code to 7749  
conduct the motor vehicle auctions or the person holds a 7750  
construction equipment auction license issued under section 7751  
4517.17 of the Revised Code; 7752

(5) Engage in the business of distributing motor vehicles 7753  
or assume to engage in that business, unless the person is 7754  
licensed as a distributor under sections 4517.01 to 4517.45 of 7755  
the Revised Code; 7756

(6) Make more than five casual sales of motor vehicles in 7757  
a twelve-month period, commencing with the day of the month in 7758  
which the first such sale is made, nor provide a location or 7759  
space for the sale of motor vehicles at a flea market, without 7760  
obtaining a license as a dealer under sections 4517.01 to 7761  
4517.45 of the Revised Code, provided that nothing in this 7762

section shall be construed to prohibit the disposition without a 7763  
license of a motor vehicle originally acquired and held for 7764  
purposes other than sale, rental, or lease to an employee, 7765  
retiree, officer, or director of the person making the 7766  
disposition, to a corporation affiliated with the person making 7767  
the disposition, or to a person licensed under sections 4517.01 7768  
to 4517.45 of the Revised Code; 7769

(7) Engage in the business of auctioning both large 7770  
construction or transportation equipment and also motor vehicles 7771  
incident thereto, unless the person is a construction equipment 7772  
auctioneer or the person is licensed as a motor vehicle auction 7773  
owner and the person uses an auctioneer who is licensed under 7774  
Chapter 4707. of the Revised Code to conduct the auction; 7775

(8) Engage in the business of displaying or selling at 7776  
retail adaptive mobility vehicles or assume to engage in that 7777  
business, unless the person is licensed as an adaptive mobility 7778  
dealer under sections 4517.01 to 4517.45 of the Revised Code, or 7779  
is a salesperson employed by a licensed adaptive mobility 7780  
dealer, except that a~~any~~ licensed ~~new~~-motor vehicle dealer may 7781  
sell at retail a used adaptive mobility vehicle. 7782

(B) Nothing in this section shall be construed to require 7783  
an auctioneer licensed under sections 4707.01 to 4707.19 of the 7784  
Revised Code to obtain a motor vehicle auction owner's license 7785  
under sections 4517.01 to 4517.45 of the Revised Code when 7786  
engaged in auctioning for a licensed motor vehicle auction 7787  
owner. 7788

The establishment of a construction equipment auction 7789  
license by Am. Sub. H.B. 114 of the 129th general assembly shall 7790  
not in any way modify, limit, or restrict in any manner the 7791  
conduct of auctions by persons licensed under Chapter 4707. of 7792

the Revised Code who are acting in compliance with that chapter. 7793

(C) Sections 4517.01 to 4517.45 of the Revised Code do not 7794  
apply to any of the following: 7795

(1) Persons engaging in the business of selling commercial 7796  
tractors, trailers, or semitrailers incidentally to engaging 7797  
primarily in business other than the selling or leasing of motor 7798  
vehicles; 7799

(2) Mortgagees selling at retail only those motor vehicles 7800  
that have come into their possession by a default in the terms 7801  
of a mortgage contract; 7802

(3) The leasing, rental, and interchange of motor vehicles 7803  
used directly in the rendition of a public utility service by 7804  
regulated motor carriers. 7805

(D) When a partnership licensed under sections 4517.01 to 7806  
4517.45 of the Revised Code is dissolved by death, the surviving 7807  
partners may operate under the license for a period of sixty 7808  
days, and the heirs or representatives of deceased persons and 7809  
receivers or trustees in bankruptcy appointed by any competent 7810  
authority may operate under the license of the person succeeded 7811  
in possession by that heir, representative, receiver, or trustee 7812  
in bankruptcy. 7813

(E) No remanufacturer shall engage in the business of 7814  
selling at retail any new motor vehicle without having written 7815  
authority from the manufacturer or distributor of the vehicle to 7816  
sell new motor vehicles and to perform repairs under the terms 7817  
of the manufacturer's or distributor's new motor vehicle 7818  
warranty, unless, at the time of the sale of the vehicle, each 7819  
customer is furnished with a binding agreement ensuring that the 7820  
customer has the right to have the vehicle serviced or repaired 7821

by a new motor vehicle dealer who is franchised to sell and 7822  
service vehicles of the same line-make as the chassis of the 7823  
remanufactured vehicle purchased by the customer and whose 7824  
service or repair facility is located within either twenty miles 7825  
of the remanufacturer's location and place of business or twenty 7826  
miles of the customer's residence or place of business. If there 7827  
is no such new motor vehicle dealer located within twenty miles 7828  
of the remanufacturer's location and place of business or the 7829  
customer's residence or place of business, the binding agreement 7830  
furnished to the customer may be with the new motor vehicle 7831  
dealer who is franchised to sell and service vehicles of the 7832  
same line-make as the chassis of the remanufactured vehicle 7833  
purchased by the customer and whose service or repair facility 7834  
is located nearest to the remanufacturer's location and place of 7835  
business or the customer's residence or place of business. 7836  
Additionally, at the time of sale of any vehicle, each customer 7837  
of the remanufacturer shall be furnished with a warranty issued 7838  
by the remanufacturer for a term of at least one year. 7839

(F) No adaptive mobility dealer shall do any of the 7840  
following: 7841

(1) Represent that the dealer is engaged in the business 7842  
of selling new motor vehicles; 7843

(2) Sell, transfer, or offer to sell or transfer a new 7844  
motor vehicle unless that new motor vehicle is purchased through 7845  
a licensed new motor vehicle dealer; 7846

(3) Sell or offer to sell an adaptive mobility vehicle 7847  
without written documentation proving that the vehicle was 7848  
adapted or modified in accordance with 49 C.F.R. part 568 or 7849  
595. 7850

(G) Except as otherwise provided in this division, whoever  
violates this section is guilty of a minor misdemeanor and shall  
be subject to a mandatory fine of one hundred dollars. If the  
offender previously has been convicted of or pleaded guilty to a  
violation of this section, whoever violates this section is  
guilty of a misdemeanor of the first degree and shall be subject  
to a mandatory fine of one thousand dollars.

(H) The offenses established under this section are strict  
liability offenses and section 2901.20 of the Revised Code does  
not apply. The designation of these offenses as strict liability  
offenses shall not be construed to imply that any other offense,  
for which there is no specified degree of culpability, is not a  
strict liability offense.

**Sec. 4517.24.** (A) No two motor vehicle dealers shall  
engage in business at the same location, unless they agree to be  
jointly, severally, and personally liable for any liability  
arising from their engaging in business at the same location.  
The agreement shall be filed with the motor vehicle dealers  
board, and shall also be made a part of the articles of  
incorporation of each such dealer filed with the secretary of  
state. Whenever the board has reason to believe that a dealer  
who has entered into such an agreement has revoked the agreement  
but continues to engage in business at the same location, the  
board shall revoke the dealer's license.

(B) Whoever violates this section is guilty of a  
misdemeanor of the fourth degree.

(C) This section does not apply to a licensed adaptive  
mobility dealer and a licensed remanufacturer owned or operated  
by the same company engaging in business at the same location.

**Sec. 4519.401.** (A) Except as provided in this section and 7880  
section 4511.215 of the Revised Code, no person shall operate a 7881  
mini-truck within this state. 7882

(B) A person may operate a mini-truck on a farm for 7883  
agricultural purposes only when the owner of the farm qualifies 7884  
for the current agricultural use valuation tax credit. A mini- 7885  
truck may be operated by or on behalf of such a farm owner on 7886  
public roads and rights-of-way only when traveling from one farm 7887  
field to another. 7888

(C) A person may operate a mini-truck on property owned or 7889  
leased by a dealer who sells mini-trucks at retail. 7890

(D) Whoever violates this section shall be penalized as 7891  
provided in division ~~(D)~~(E) of section 4511.214 of the Revised 7892  
Code. 7893

**Sec. 4923.12.** For purposes of the federal motor carrier 7894  
safety administration's national hazardous materials route 7895  
registry, the public utilities commission shall not designate 7896  
the portion of state route number three hundred fifteen between 7897  
interstate route number two hundred seventy and United States 7898  
route number twenty-three as a hazardous materials route, 7899  
including for nonradioactive hazardous materials. The commission 7900  
shall notify the administration of any changes necessary for the 7901  
registry and designate other routes, as applicable, for the 7902  
transportation of hazardous materials to their final 7903  
destination. 7904

**Sec. 4955.50.** (A) As used in this section and ~~section~~ 7905  
sections 4955.51 to 4955.57 of the Revised Code: 7906

(1) "Wayside detector system" means an electronic device 7907  
or a series of connected devices that scan passing trains, 7908

rolling stock, on-track equipment, and their component equipment 7909  
and parts for defects. 7910

(2) "Defects" include hot wheel bearings, hot wheels, 7911  
defective bearings that are detected through acoustics, dragging 7912  
equipment, excessive height or weight, shifted loads, low hoses, 7913  
rail temperature, and wheel condition. 7914

(3) "Class I carrier," "class II carrier," and "class III 7915  
carrier" have the same meanings as defined in 49 C.F.R. Part 7916  
1201 1-1. 7917

(B) The public utilities commission in conjunction with 7918  
the department of transportation shall work with each railroad 7919  
company that does business in this state to ensure that wayside 7920  
detector systems are installed and are operating along railroad 7921  
tracks on which the railroad operates and to ensure that such 7922  
systems meet all of following standards: 7923

(1) The systems are properly installed, maintained, 7924  
repaired, and operational in accordance with ~~section~~ sections 7925  
4955.51 to 4955.57 of the Revised Code and the latest guidelines 7926  
issued by the United States department of transportation, the 7927  
federal railroad administration, and the association of American 7928  
railroads. 7929

(2) Any expired, nonworking, or outdated wayside detector 7930  
system or component parts of a system are removed and replaced 7931  
with new parts or an entirely new system that reflects the 7932  
current best practices and standards of the industry. 7933

(3) The distance between wayside detector systems is 7934  
appropriate when accounting for the requirements of ~~section~~ 7935  
sections 4955.51 to 4955.57 of the Revised Code, the natural 7936  
terrain surrounding the railroad track on which the railroad 7937



operates, and the safety of the trains, rolling stock, on-track 7938  
equipment, their operators, their passengers, and the persons 7939  
and property in the vicinity of such railroad track so that if 7940  
defects are detected operators have sufficient time to do the 7941  
following: 7942

(a) Respond to the alerts projected by the wayside 7943  
detector system; 7944

(b) Stop the train, rolling stock, or on-track equipment, 7945  
if necessary; 7946

(c) Make all necessary repairs or, if repair is impossible 7947  
at the location, to remove the component parts or equipment that 7948  
is defective. 7949

(4) The railroad company has defined, written standards 7950  
and training for its employees pertaining to wayside detector 7951  
system defect alerts, the course of action that employees are 7952  
required to take to respond to an alert, and appropriate 7953  
monitoring and responses by the company if employees fail to 7954  
take the required course of action. 7955

(C) If a railroad company refuses to work or otherwise 7956  
cooperate with the public utilities commission and the 7957  
department of transportation in good faith in accordance with 7958  
this section, the commission and department shall investigate 7959  
that railroad company's safety practices and standards in 7960  
accordance with 49 C.F.R. Part 212. The commission and 7961  
department shall determine whether the company appears to be in 7962  
compliance with federal railroad safety laws, as defined in 49 7963  
C.F.R. Part 209. 7964

(D) (1) If a railroad company does not appear to be in 7965  
compliance with the applicable federal standards based on an 7966

investigation conducted under division (C) of this section, not 7967  
later than sixty days after the conclusion of the investigation, 7968  
the commission and department shall make a report to the federal 7969  
railroad administration. The report shall detail the results of 7970  
the investigation and recommend that the administration take 7971  
enforcement action in accordance with its authority against the 7972  
railroad company for the safety violations discovered through 7973  
that investigation. 7974

(2) The commission and department shall send a copy of the 7975  
report to the governor, the president of the senate, the speaker 7976  
of the house of representatives, and the minority leaders of 7977  
both the senate and the house of representatives. 7978

**Sec. 4955.51.** ~~(A)(1)~~ Except as otherwise provided in 7979  
~~division (A)(2) of this section~~ sections 4955.55 and 4955.57 of 7980  
the Revised Code, any person responsible for the installation of 7981  
wayside detector systems alongside or on a railroad shall ensure 7982  
that each system location is ~~not more than ten miles~~ the 7983  
following distance from the adjacent system location: 7984

(A) For a class I carrier railroad, not more than ten 7985  
miles; 7986

(B) For a class II carrier railroad, not more than twenty- 7987  
five miles; 7988

(C) For a class III carrier railroad, not more than 7989  
thirty-five miles. 7990

~~(2) If the natural terrain does not allow for the~~ 7991  
~~placement of the next adjacent system location within ten miles~~ 7992  
~~from the prior system location, the next adjacent system~~ 7993  
~~location shall be installed not more than fifteen miles from the~~ 7994  
~~prior system location.~~ 7995

~~(B) When a wayside detector system detects a defect in a passing train, rolling stock, on-track equipment, or its component equipment and parts, if the message regarding the defect is not immediately sent to the operator of that train, rolling stock, or on-track equipment, the person that receives the message shall immediately notify the operator of the defect.~~

~~(C) The department of transportation and the public utilities commission, as part of their work with each railroad company under division (B) of section 4955.50 of the Revised Code, shall ensure both of the following:~~

~~(1) The manner in which wayside detector systems are installed and placed complies with division (A) of this section;~~

~~(2) The manner in which wayside detector system messages are sent and received complies with division (B) of this section.~~

Sec. 4955.52. When a wayside detector system detects a defect in a passing train, rolling stock, on-track equipment, or its component equipment and parts, if the message regarding the defect is not immediately sent to the operator of that train, rolling stock, or on-track equipment, the person that receives the message shall immediately notify the operator of the defect.

Sec. 4955.53. The department of transportation and the public utilities commission, as part of their work with each railroad company under division (B) of section 4955.50 of the Revised Code, shall ensure both of the following:

(A) The manner in which wayside detector systems are installed and placed complies with section 4955.51 of the Revised Code;

(B) The manner in which wayside detector system messages

are sent and received complies with section 4955.52 of the Revised Code.

**Sec. 4955.55.** (A) If the natural terrain or any other reason does not allow for the placement of the next adjacent wayside detector system location to be within the spacing requirements described in section 4955.51 of the Revised Code, the next adjacent system location shall be not more than five miles from the maximum spacing allowed in that section.

(B) For class II carriers and class III carriers, prior to the installation of a wayside detector system outside the applicable spacing requirements in divisions (B) and (C) of section 4955.51 of the Revised Code, the carrier shall submit to the public utilities commission a written explanation for the deviation.

**Sec. 4955.57.** Any railroad track owned or leased by a class II carrier or class III carrier that has a speed limit of ten miles per hour or less is exempt from the requirements stated in sections 4955.50 to 4955.52 of the Revised Code.

**Sec. 5501.041.** (A) The director of transportation shall create an advanced air mobility division within the department of transportation. The director shall appoint a deputy director of that division and shall assign the duties, powers, and functions of that deputy director in accordance with section 5501.04 of the Revised Code.

(B) The purpose of the division is to integrate advanced air mobility capabilities into existing public service networks within the state and to support advanced air mobility public safety and national security objectives.

(C) The responsibilities of the division shall include:

(1) Incorporating advanced air mobility into state public 8054  
transportation by: 8055

(a) Establishing an operational state-based advanced air 8056  
mobility air traffic management system; 8057

(b) Ensuring that the system described in division (C) (1) 8058  
(a) of this section integrates with the existing federal 8059  
aviation administration air traffic management system; 8060

(c) Developing advanced air mobility tracking and 8061  
information support infrastructure; 8062

(d) Establishing advanced air mobility overflight and 8063  
liability regulations with consideration of existing federal 8064  
regulations. 8065

(2) Supporting advanced air mobility solutions for law 8066  
enforcement, fire departments, and emergency medical services by 8067  
establishing standard operating procedures for use of advanced 8068  
air mobility by those entities; 8069

(3) Supporting public safety and national security 8070  
objectives by establishing advanced air mobility critical 8071  
infrastructure protection policies. 8072

(D) The division may coordinate with the office of 8073  
aviation within the department of transportation and with any 8074  
other federal, state, or local government agency, office, or 8075  
department in advancing its purpose and fulfilling its 8076  
responsibilities. 8077

**Sec. 5501.20.** (A) As used in this section: 8078

(1) "Career professional service" means that part of the 8079  
competitive classified service that consists of employees of the 8080  
department of transportation who, regardless of job 8081

classification, meet both of the following qualifications: 8082

(a) They are supervisors, professional employees who are 8083  
not in a collective bargaining unit, confidential employees, or 8084  
management level employees, all as defined in section 4117.01 of 8085  
the Revised Code. 8086

(b) They exercise authority that is not merely routine or 8087  
clerical in nature and report only to a higher level 8088  
unclassified employee or employee in the career professional 8089  
service. 8090

(2) "Demoted" means that an employee is placed in a 8091  
position where the employee's wage rate equals, or is not more 8092  
than twenty per cent less than, the employee's wage rate 8093  
immediately prior to demotion or where the employee's job 8094  
responsibilities are reduced, or both. 8095

(3) "Employee in the career professional service with 8096  
restoration rights" means an employee in the career professional 8097  
service who has been in the classified civil service for at 8098  
least two years and who has a cumulative total of at least ten 8099  
years of continuous service with the department of 8100  
transportation. 8101

(4) "Egregious" means a type of conduct or offense that is 8102  
especially serious in nature, including theft in office, illegal 8103  
drug use while working, discrimination or harassment, assault, 8104  
or any other similar conduct or offense. 8105

(B) The director shall adopt a rule in accordance with 8106  
section 111.15 of the Revised Code that identifies specific 8107  
positions within the department of transportation that are 8108  
included in the career professional service. The director may 8109  
amend the rule that identifies the specific positions included 8110

in the career professional service whenever the director 8111  
determines necessary. Any rule adopted under this division is 8112  
subject to review and invalidation by the joint committee on 8113  
agency rule review as provided in division (D) of section 111.15 8114  
of the Revised Code. The director shall provide a copy of any 8115  
rule adopted under this division to the director of budget and 8116  
management. 8117

An employee in the career professional service is subject 8118  
to the provisions of Chapter 124. of the Revised Code that 8119  
govern employees in the classified civil service. 8120

~~(C)~~ (C) (1) An employee in the career professional service 8121  
shall receive a written performance review at least once each 8122  
year or as often as the director considers necessary. ~~The~~ 8123

(2) Except as provided in division (C) (3) of this section, 8124  
the department shall may give an employee whose performance is 8125  
unsatisfactory an opportunity to improve performance for a 8126  
period of at least six months, by means of a written performance 8127  
improvement plan, before the department takes any disciplinary 8128  
action under this section. 8129

(3) If an employee's conduct or committed offense is 8130  
egregious, the department shall take immediate disciplinary 8131  
action without giving the employee an opportunity to improve 8132  
performance by means of a written performance improvement plan. 8133

(D) An employee in the career professional service may be 8134  
suspended, demoted, or removed pursuant to division (C) of this 8135  
section or for disciplinary reasons under section 124.34 or 8136  
124.57 of the Revised Code. An employee in the career 8137  
professional service may appeal only the employee's removal to 8138  
the state personnel board of review. An employee in the career 8139

professional service may appeal a demotion or a suspension of 8140  
more than three days pursuant to rules the director adopts in 8141  
accordance with section 111.15 of the Revised Code. 8142

(E) An employee in the career professional service with 8143  
restoration rights has restoration rights if demoted because of 8144  
performance, but not if involuntarily demoted or removed for any 8145  
of the reasons described in section 124.34 or for a violation of 8146  
section 124.57 of the Revised Code. The director shall demote an 8147  
employee who has restoration rights of that nature to a position 8148  
in the classified service that in the director's judgment is 8149  
similar in nature to the position the employee held immediately 8150  
prior to being appointed to the position in the career 8151  
professional service. The director shall assign to an employee 8152  
who is demoted to a position in the classified service as 8153  
provided in this division a wage rate that equals, or that is 8154  
not more than twenty per cent less than, the wage rate assigned 8155  
to the employee in the career professional service immediately 8156  
prior to the employee's demotion. 8157

**Sec. 5501.41.** (A) The—Except as provided in division (C) 8158  
of this section, the director of transportation may remove snow 8159  
and ice from state highways, purchase the necessary equipment 8160  
including snow fences, employ the necessary labor, and make all 8161  
contracts necessary to enable such removal. The director may 8162  
remove snow and ice from the state highways within municipal 8163  
corporations, but before doing so the director must obtain the 8164  
consent of the legislative authority of such municipal 8165  
corporation. The board of county commissioners on county 8166  
highways, and the board of township trustees on township roads, 8167  
shall have the same authority to purchase equipment for the 8168  
removal of and to remove snow and ice as the director has on the 8169  
state highway system. 8170



(B) (1) The Except as provided in division (C) of this 8171  
section, the director may provide road salt to a political 8172  
subdivision if all of the following apply: 8173

(a) The director has excess road salt. 8174

(b) The political subdivision is otherwise unable to 8175  
acquire road salt. 8176

(c) The political subdivision is in an emergency 8177  
situation. 8178

(2) The director shall seek reimbursement from a political 8179  
subdivision for road salt provided under this division. The 8180  
reimbursement amount shall equal the price at which the director 8181  
purchased the road salt. 8182

(C) (1) The director shall provide snow and ice removal and 8183  
road salt application assistance to a village if both of the 8184  
following apply: 8185

(a) The legislative authority of the village requests 8186  
assistance from the department of transportation. 8187

(b) The snow and ice removal and road salt application is 8188  
for a state highway within the corporate limits of the village. 8189

(2) The director shall not seek reimbursement for the 8190  
assistance provided under division (C) (1) of this section from 8191  
the village if reimbursement presents a significant financial 8192  
hardship for the village. 8193

(3) Nothing in division (C) of this section requires the 8194  
department to reimburse or pay a village for snow and ice 8195  
removal and road salt application that is performed by either an 8196  
employee of the village or a third party on behalf of the 8197  
village. 8198

Sec. 5501.421. (A) The director of transportation shall 8199  
establish and administer a grass removal assistance support and 8200  
safety program. Under the program, the department of 8201  
transportation shall provide supplemental grass, weed, and other 8202  
natural growth removal to a village when all of the following 8203  
apply: 8204

(1) The grass, weeds, or other natural growth are within 8205  
the right-of-way of a state highway. 8206

(2) The state highway is within the corporate limits of 8207  
the village. 8208

(3) The location of the grass, weeds, or other natural 8209  
growth makes removal, pruning, or trimming difficult, dangerous, 8210  
presents a significant financial hardship for the village, or is 8211  
imperative for maintaining clear visibility for drivers along 8212  
the highway. 8213

(4) The legislative authority of the village requests 8214  
assistance from the department through the program. 8215

(B) Under the program, the department shall provide 8216  
support to a village through cutting, trimming, mowing, or any 8217  
other substantially similar activity. All support shall be 8218  
provided in a manner that is in accordance with department 8219  
standards for maintaining grass, weeds, and other natural 8220  
growth. 8221

(C) The director shall establish procedures for the 8222  
program that include: 8223

(1) The application process; 8224

(2) A system for verifying the location and necessity of 8225  
the aid requested; 8226

(3) A process for administering the grass, weed, and 8227  
natural growth removal for qualified village applicants; 8228

(4) Any other procedures and requirements necessary for 8229  
the department to administer this section. 8230

(D) The department shall provide the grass, weed, and 8231  
natural growth removal assistance to each qualified applicant. 8232  
The director shall not seek reimbursement for the assistance 8233  
provided under this section from a village if reimbursement 8234  
presents a significant financial hardship for the village. 8235

(E) Nothing in this section requires the department to 8236  
reimburse or pay a village for grass, weed, and natural growth 8237  
removal that is performed by either an employee of the village 8238  
or a third party on behalf of the village. 8239

**Sec. 5501.441.** (A) As used in this section, "private toll 8240  
transportation facility" means any person, as defined by section 8241  
1.59 of the Revised Code, or other business entity engaged in 8242  
the collecting or charging of tolls on a toll bridge that was 8243  
previously owned by a municipal corporation. 8244

(B) The governor, or the governor's designee, may enter 8245  
into agreements with other states that govern the reciprocal 8246  
enforcement of highway, bridge, and tunnel toll violations. Such 8247  
agreements shall pertain to any public toll transportation 8248  
facility and may include any private toll transportation 8249  
facility located in those other states. The governor, or the 8250  
governor's designee, shall make such agreements in consultation 8251  
with the director of public safety. 8252

(C) Any agreement governing enforcement of toll violations 8253  
made under the authority of division (B) of this section shall 8254  
provide for all of the following: 8255

(1) That a driver of a motor vehicle that is registered in 8256  
one state that is a party to the agreement and who is operating 8257  
in another state that is a party to the agreement receive the 8258  
same benefits, privileges, and exemptions as are accorded to a 8259  
driver of a motor vehicle that is registered in that other 8260  
state; 8261

(2) That refusal of an application for motor vehicle 8262  
registration or transfer of motor vehicle registration, in 8263  
accordance with the laws of the state in which the toll 8264  
violation occurred, is one mechanism by which toll violations 8265  
shall be enforced pursuant to the agreement; 8266

(3) That provision of notice between the states regarding 8267  
toll violations and enforcement of those violations be made by 8268  
electronic means. 8269

(D) In addition to the authority granted under division 8270  
(B) of this section, the director of public safety may enter 8271  
into an agreement with any private toll transportation facility 8272  
located in another state that governs the collection and 8273  
enforcement of tolls for a highway, bridge, or tunnel operated 8274  
by the private toll transportation facility. Any agreement 8275  
entered into under this division applies only to tolls charged 8276  
to a driver on and after the effective date of this amendment. 8277

**Sec. 5512.07.** (A) There is hereby created the 8278  
transportation review advisory council. No member of the general 8279  
assembly shall be a member of the council. The council shall 8280  
consist of nine members, one of whom is the director of 8281  
transportation. Six members shall be appointed by the governor 8282  
with the advice and consent of the senate. One member shall be 8283  
appointed by the speaker of the house of representatives and one 8284  
member shall be appointed by the president of the senate. In 8285

making their appointments, the governor, the speaker of the 8286  
house of representatives, and the president of the senate shall 8287  
consult with each other so that of the total number of eight 8288  
appointed members, at least two are affiliated with the major 8289  
political party not represented by the governor. In making the 8290  
governor's appointments, the governor shall appoint persons who 8291  
reside in different geographic areas of the state. Within ninety 8292  
days after June 30, 1997, the governor, speaker, and president 8293  
shall make the initial appointments to the council. 8294

Appointed members shall have no conflict of interest with 8295  
the position. For purposes of this section, "conflict of 8296  
interest" means taking any action that violates any provision of 8297  
Chapter 102. or 2921. of the Revised Code. 8298

Each of the members the governor appoints shall have 8299  
experience either in the area of transportation or in that of 8300  
business or economic development. 8301

~~One such member shall be selected from a list of five 8302~~  
~~names provided by the Ohio public expenditure council. 8303~~

(B) Of the governor's initial appointments made to the 8304  
council, one shall be for a term ending one year after June 30, 8305  
1997, one shall be for a term ending two years after June 30, 8306  
1997, one shall be for a term ending four years after June 30, 8307  
1997, and one shall be for a term ending five years after June 8308  
30, 1997. Within ninety days after September 16, 1998, the 8309  
governor shall make two appointments to the council. Of these 8310  
appointments, one shall be for a term ending June 30, 2001, and 8311  
one shall be for a term ending June 30, 2002. The speaker's and 8312  
president's initial appointments made to the council shall be 8313  
for a term ending three years after June 30, 1997. Thereafter, 8314  
all terms of office, including the terms for those persons who 8315

are appointed to succeed the persons whose appointments are made 8316  
within ninety days after September 16, 1998, shall be for five 8317  
years, with each term ending on the same day of the same month 8318  
as did the term that it succeeds. Each member shall hold office 8319  
from the date of appointment until the end of the term for which 8320  
the member was appointed. Members may be reappointed. Vacancies 8321  
shall be filled in the manner provided for original 8322  
appointments. Any member appointed to fill another member's 8323  
unexpired term shall hold office for the remainder of that 8324  
unexpired term. A member shall continue in office subsequent to 8325  
the expiration of the member's term until the member's successor 8326  
takes office. 8327

(C) The director of transportation is the chairperson of 8328  
the council. 8329

**Sec. 5513.01.** (A) The director of transportation shall 8330  
make all purchases of ~~machinery, materials, supplies, or other~~ 8331  
~~articles~~ products, and services in the manner provided in this 8332  
section. In all cases except those in which the director 8333  
provides written authorization for purchases by district deputy 8334  
directors of transportation, the director shall make all such 8335  
purchases at the central office of the department of 8336  
transportation in Columbus. ~~Before making any purchase at that~~ 8337  
~~office, the director, as provided in this section, shall give~~ 8338  
~~notice to bidders of the director's intention to purchase.~~ Where 8339  
the expenditure does not exceed the amount applicable to the 8340  
purchase of supplies, products, or services specified in 8341  
division (A) of section 125.05 of the Revised Code, the director 8342  
shall give such notice as the director considers proper, or the 8343  
director may make the purchase without notice. Where the 8344  
expenditure exceeds the amount applicable to the purchase of 8345  
supplies, products, or services specified in division (A) of 8346

section 125.05 of the Revised Code, the director shall give 8347  
notice by posting for not less than ten days ~~a written, typed,~~ 8348  
~~or printed invitation to bidders on a bulletin board. The~~ 8349  
~~director shall locate the notice in a place in the offices~~ 8350  
~~assigned to the department and open to the public during~~ 8351  
~~business hours~~ the intention to purchase on the electronic 8352  
procurement system established by the department of 8353  
administrative services under section 125.073 of the Revised 8354  
Code. The director shall use a competitive selection process in 8355  
the purchase of supplies, products, or services. 8356

~~Producers or distributors of any product may notify the~~ 8357  
~~director, in writing, of the class of articles for the~~ 8358  
~~furnishing of which they desire to bid and their post-office~~ 8359  
~~addresses. In that circumstance, the director shall mail copies~~ 8360  
~~of all invitations to bidders relating to the purchase of such~~ 8361  
~~articles to such persons by regular first class mail at least~~ 8362  
~~ten days prior to the time fixed for taking bids. The director~~ 8363  
~~also may mail copies of all invitations to bidders to news~~ 8364  
~~agencies or other agencies or organizations distributing~~ 8365  
~~information of this character. Requests for invitations are not~~ 8366  
~~valid and do not require action by the director unless renewed~~ 8367  
~~by the director, either annually or after such shorter period as~~ 8368  
~~the director may prescribe by a general rule.~~ 8369

~~The director shall include in an invitation to bidders a~~ 8370  
~~brief statement of the general character of the article that it~~ 8371  
~~is intended to purchase, the approximate quantity desired, and a~~ 8372  
~~statement of the time and place where bids will be received, and~~ 8373  
~~may relate to and describe as many different articles as the~~ 8374  
~~director thinks proper~~ may post multiple supplies, products, or 8375  
services in a single listing on the electronic procurement 8376  
system, it being the intent and purpose of this section to 8377

authorize the inclusion in a single ~~invitation-solicitation~~ of 8378  
as many different ~~articles-supplies, products, or services~~ as 8379  
the director desires to ~~invite bids upon purchase~~ at any given 8380  
time. ~~The director shall give invitations issued during each~~ 8381  
~~calendar year consecutive numbers, and ensure that the number~~ 8382  
~~assigned to each invitation appears on all copies thereof. In~~ 8383  
~~all cases where notice is required by this section, the director~~ 8384  
~~shall require sealed bids, on forms prescribed and furnished by~~ 8385  
~~the director.~~ The director shall not permit the modification of 8386  
bids after they have been opened. 8387

(B) The director may permit a state agency, the Ohio 8388  
turnpike and infrastructure commission, any political 8389  
subdivision, and any state university or college to participate 8390  
in contracts into which the director has entered for the 8391  
purchase of ~~machinery, materials,~~ supplies, products, or other 8392  
~~articlelesservices~~. The turnpike and infrastructure commission and 8393  
any political subdivision or state university or college 8394  
desiring to participate in such purchase contracts shall file 8395  
with the director a certified copy of the bylaws or rules of the 8396  
turnpike and infrastructure commission or the ordinance or 8397  
resolution of the legislative authority, board of trustees, or 8398  
other governing board requesting authorization to participate in 8399  
such contracts and agreeing to be bound by such terms and 8400  
conditions as the director prescribes. Purchases made by a state 8401  
agency, the turnpike and infrastructure commission, political 8402  
subdivisions, or state universities or colleges under this 8403  
division are exempt from any competitive bidding required by law 8404  
for the purchase of ~~machinery, materials,~~ supplies, products, or 8405  
~~other articlelesservices~~. 8406

(C) As used in this section: 8407



(1) "Competitive selection," "products," "purchase," 8408  
"services," and "supplies" have the same meanings as in section 8409  
125.01 of the Revised Code. 8410

(2) "Political subdivision" means any county, township, 8411  
municipal corporation, conservancy district, township park 8412  
district, park district created under Chapter 1545. of the 8413  
Revised Code, port authority, regional transit authority, 8414  
regional airport authority, regional water and sewer district, 8415  
county transit board, school district as defined in section 8416  
5513.04 of the Revised Code, regional planning commission formed 8417  
under section 713.21 of the Revised Code, regional council of 8418  
government formed under section 167.01 of the Revised Code, or 8419  
other association of local governments established pursuant to 8420  
an agreement under sections 307.14 to 307.19 of the Revised 8421  
Code. 8422

~~(2)~~(3) "State university or college" has the same meaning 8423  
as in division (A) (1) of section 3345.32 of the Revised Code. 8424

~~(3)~~(4) "Ohio turnpike and infrastructure commission" means 8425  
the commission created by section 5537.02 of the Revised Code. 8426

~~(4)~~(5) "State agency" means every organized body, office, 8427  
board, authority, commission, or agency established by the laws 8428  
of the state for the exercise of any governmental or quasi- 8429  
governmental function of state government, regardless of the 8430  
funding source for that entity, other than any state institution 8431  
of higher education, the office of the governor, lieutenant 8432  
governor, auditor of state, treasurer of state, secretary of 8433  
state, or attorney general, the general assembly, the courts or 8434  
any judicial agency, or any state retirement system or 8435  
retirement program established by or referenced in the Revised 8436  
Code. 8437

**Sec. 5515.01.** The director of transportation may upon 8438  
formal application being made to the director, grant a permit to 8439  
any individual, firm, or corporation to use or occupy such 8440  
portion of a road or highway on the state highway system as will 8441  
not incommode the traveling public. Such permits, when granted, 8442  
shall be upon the following conditions: 8443

(A) The director may issue a permit to any individual, 8444  
firm, or corporation for any use of a road or highway on the 8445  
state highway system that is consistent with applicable federal 8446  
law or federal regulations. 8447

(B) Such location shall be changed as prescribed by the 8448  
director when the director deems such change necessary for the 8449  
convenience of the traveling public, or in connection with or 8450  
contemplation of the construction, reconstruction, improvement, 8451  
relocating, maintenance, or repair of such road or highway. 8452

(C) The placing of objects or things shall be at a grade 8453  
and in accordance with such plans, specifications, or both, as 8454  
shall be first approved by the director. 8455

(D) The road or highway in all respects shall be fully 8456  
restored to its former condition of usefulness and at the 8457  
expense of such individual, firm, or corporation. 8458

(E) Such individual, firm, or corporation shall maintain 8459  
all objects and things in a proper manner, promptly repair all 8460  
damages resulting to such road or highway on account thereof, 8461  
and in event of failure to so repair such road or highway to pay 8462  
to the state all costs and expenses that may be expended by the 8463  
director in repairing any damage. 8464

(F) Such other conditions as may seem reasonable to the 8465  
director, but no condition shall be prescribed that imposes the 8466

payment of a money consideration for the privilege granted. 8467  
Nothing in this division prohibits the director from requiring 8468  
payment of money consideration for a lease, easement, license, 8469  
or other interest in a transportation facility under control of 8470  
the department of transportation. 8471

(G) Permits may be revoked by the director at any time for 8472  
a noncompliance with the conditions imposed. 8473

(H) As a condition precedent to the issuance of any permit 8474  
for telecommunications facilities or carbon capture and storage 8475  
pipelines, the director shall require the applicant to provide 8476  
proof it is party to a lease, easement, or license for the 8477  
construction, placement, or operation of such facility or 8478  
pipeline in or on a transportation facility. 8479

Except as otherwise provided in this section and section 8480  
5501.311 of the Revised Code, Chapters 5501., 5503., 5511., 8481  
5513., 5515., 5516., 5517., 5519., 5521., 5523., 5525., 5527., 8482  
5528., 5529., 5531., 5533., and 5535. of the Revised Code do not 8483  
prohibit telephone and electric light and power companies from 8484  
constructing, maintaining, and using telephone or electric light 8485  
and power lines along and upon such roads or highways under 8486  
section 4933.14 or other sections of the Revised Code, or to 8487  
affect existing rights of any such companies, or to require such 8488  
companies to obtain a permit from the director, except with 8489  
respect to the location of poles, wires, conduits, and other 8490  
equipment comprising lines on or beneath the surface of such 8491  
road or highways. 8492

This section does not prohibit steam or electric railroad 8493  
companies from constructing tracks across such roads or 8494  
highways, nor authorize the director to grant permission to any 8495  
company owning, operating, controlling, or managing a steam 8496

railroad or interurban railway in this state to build a new line 8497  
of railroad, or to change or alter the location of existing 8498  
tracks across any road or highway on the state highway system at 8499  
grade. No such company shall change the elevation of any of its 8500  
tracks across such road or highway except in accordance with 8501  
plans and specifications first approved by the director. 8502

This section does not relieve any individual, firm, or 8503  
corporation from the obligation of satisfying any claim or 8504  
demand of an owner of lands abutting on such road or highway on 8505  
the state highway system on account of placing in such road or 8506  
highway a burden in addition to public travel. 8507

(I) No person shall knowingly use or occupy a portion of a 8508  
road or highway on the state highway system if the director 8509  
revokes that person's permit under division (G) of this section. 8510

**Sec. 5515.02.** (A) As used in this section, "road" or 8511  
"highway" has the same meaning as in section 5501.01 of the 8512  
Revised Code and also includes any part of the right-of-way. 8513

(B) All individuals, firms, and corporations using or 8514  
occupying any part of a road or highway on the state highway 8515  
system with telegraph or telephone lines, steam, electrical, or 8516  
industrial railways, oil, gas, water, or other pipes, mains, 8517  
conduits, or any object or structure, other than by virtue of a 8518  
franchise or permit granted and in force, shall remove from the 8519  
bounds of the road or highway, their poles and wires connected 8520  
therewith, and any tracks, switches, spurs, or oil, gas, water, 8521  
or other pipes, mains, conduits, or other objects or structures, 8522  
when in the opinion of the director of transportation they 8523  
constitute obstructions, or they interfere or may interfere with 8524  
the contemplated construction, reconstruction, improvement, 8525  
maintenance, repair, or use by the traveling public of the roads 8526

or highways. 8527

(C) All individuals, firms, or corporations so occupying 8528  
any road or highway on the state highway system, under and by 8529  
virtue of a franchise or permit granted and in force, shall 8530  
relocate their properties and all parts thereof within the 8531  
bounds of the road or highway when in the opinion of the 8532  
director they constitute obstructions, or they interfere with or 8533  
may interfere with the contemplated construction, 8534  
reconstruction, improvement, maintenance, repair, or use of the 8535  
road or highway. The relocation within the bounds of the road or 8536  
highway shall be in the manner and to the extent prescribed by 8537  
the director. 8538

(D) If, in the opinion of the director, such individuals, 8539  
firms, or corporations have obstructed any road or highway on 8540  
the state highway system, or if any of their properties are so 8541  
located that they do or may interfere with the contemplated 8542  
construction, reconstruction, improvement, maintenance, repair, 8543  
or use of the road or highway, the director shall notify such 8544  
individual, firm, or corporation directing the removal of the 8545  
obstruction or properties, or the relocation of the properties. 8546  
If the individual, firm, or corporation does not within five 8547  
days from the service of the notice proceed to remove or 8548  
relocate the obstruction or properties and complete the removal 8549  
or relocation within a reasonable time, the director may remove 8550  
or relocate the same by employing the necessary labor, tools, 8551  
and equipment. Any notice required under this section shall be 8552  
made by personal service, certified mail, or express mail. 8553

(E) If, in the director's opinion, the obstruction or 8554  
properties present an immediate and serious threat to the safety 8555  
of the traveling public, the director may remove or relocate the 8556

obstruction or properties without prior notice. 8557

(F) When the director performs a removal or relocation 8558  
under this section, the costs and expenses shall be paid by the 8559  
director out of any appropriation of the department of 8560  
transportation available for the establishment, construction, 8561  
reconstruction, improvement, maintenance, or repair of highways, 8562  
and the amount thereof shall be certified to the attorney 8563  
general for collection by civil action. 8564

~~As used in this section, "road" or "highway" has the same~~ 8565  
~~meaning as in section 5501.01 of the Revised Code and also~~ 8566  
~~includes any part of the right of way.~~ 8567

(G) No person shall knowingly fail to remove or relocate 8568  
an obstruction or property when required to do so under this 8569  
section. 8570

**Sec. 5515.10.** (A) As used in this section: 8571

(1) "Telecommunications carrier" has the same meaning as 8572  
in section 4927.01 of the Revised Code. 8573

(2) "Telecommunications or utility structure" means any 8574  
facility, line, pipe, cable, or other equipment used by a 8575  
telecommunications carrier or utility provider to provide 8576  
service. 8577

(3) "Utility provider" means any entity described in 8578  
section 4905.03 of the Revised Code, regardless of whether the 8579  
entity is a public utility under section 4905.02 of the Revised 8580  
Code. 8581

(4) "Abandoned" does not include a change in ownership of 8582  
the telecommunications or utility structure. 8583

(B) The department of transportation shall make reasonable 8584

attempts to identify the owner of an abandoned 8585  
telecommunications or utility structure in, upon, under, or 8586  
otherwise occupying a road or highway of the state highway 8587  
system or right-of-way. 8588

(C) If all reasonable attempts to identify the owner under 8589  
division (A) of this section have failed, the department may 8590  
remove or cause the removal of the abandoned telecommunications 8591  
or utility structure. The department may retain a third party to 8592  
remove the abandoned telecommunications or utility structure. 8593

**Sec. 5515.99.** (A) Whoever violates section 5515.01 of the 8594  
Revised Code shall be fined not more than five hundred dollars 8595  
for a first offense; for a subsequent offense such person shall 8596  
be fined not more than two thousand five hundred dollars. 8597

(B) Whoever violates division (G) of section 5515.02 of 8598  
the Revised Code shall be fined not more than one hundred 8599  
dollars for each day that the person remains in violation of 8600  
that division. 8601

(C) Whoever violates section 5515.07 of the Revised Code 8602  
or any rule or regulation adopted pursuant to such section shall 8603  
be fined not more than one hundred dollars for a first offense; 8604  
for a subsequent offense such person shall be fined not more 8605  
than five hundred dollars. 8606

**Sec. 5517.012.** (A) As used in this section, "indefinite 8607  
delivery indefinite quantity contract" means a contract for an 8608  
unspecified quantity, within stated limits, of supplies or 8609  
services that will be delivered by the awarded bidder over a 8610  
defined period. 8611

(B) Notwithstanding section 5517.01 of the Revised Code, 8612  
the director of transportation may enter into indefinite 8613

delivery indefinite quantity construction contracts for highway 8614  
maintenance limited to guardrail, highway lighting, and traffic 8615  
signal maintenance. 8616

(C) The total value of a contract entered into under this 8617  
section shall not exceed two million dollars per project. 8618

(D) Each district of the department of transportation is 8619  
limited to two indefinite delivery indefinite quantity 8620  
construction contracts for highway maintenance at any given 8621  
time. 8622

(E) The duration of a contract entered into under this 8623  
section shall not exceed two years per project. 8624

(F) For purposes of entering into indefinite delivery 8625  
indefinite quantity contracts, the Director shall do all of the 8626  
following: 8627

(1) Prepare bidding documents; 8628

(2) Establish contract forms; 8629

(3) Determine contract terms and conditions, including the 8630  
following: 8631

(a) The maximum overall value of the contract that, 8632  
notwithstanding division (C) of this section, may include an 8633  
increase of two hundred thousand dollars or ten percent of the 8634  
advertised contract value, whichever is less; 8635

(b) The duration of the contract that, notwithstanding 8636  
division (E) of this section, may include a time extension of up 8637  
to one year if determined appropriate by the director; 8638

(c) The defined geographical area to which the contract 8639  
applies, which shall be not greater than the size of one 8640



district of the department. 8641

(4) Advertise and seek bids; 8642

(5) Award to the successful bidder; 8643

(6) Develop and implement an indefinite delivery 8644  
indefinite quantity process to provide the awarded bidder 8645  
adequate notice of requested supplies or services, the 8646  
anticipated quantities of supplies, and work location 8647  
information for each work order; 8648

(7) Establish any policies and procedures necessary to 8649  
fulfill the duties and obligations of the director under this 8650  
section. 8651

(G) Section 5525.01 of the Revised Code applies to 8652  
indefinite delivery indefinite quantity contracts. Section 8653  
5525.14 of the Revised Code does not apply to the procurement of 8654  
indefinite delivery indefinite quantity construction contracts. 8655

**Sec. 5517.02.** (A) Before undertaking the construction, 8656  
reconstruction by widening or resurfacing, or improvement of a 8657  
state highway, or a bridge or culvert thereon, or the 8658  
installation of a highway traffic control-signal on a state 8659  
highway, the director of transportation, except as provided in 8660  
section 5517.021 of the Revised Code, shall make an estimate of 8661  
the cost of the work using the force account project assessment 8662  
form developed by the auditor of state under section 117.16 of 8663  
the Revised Code. When a force account project assessment form 8664  
is required, the estimate shall include costs for subcontracted 8665  
work and any competitively bid component costs. 8666

(B) (1) After complying with division (A) of this section, 8667  
the director may proceed without competitive bidding with 8668  
maintenance or repair work by employing labor, purchasing 8669

materials, and furnishing equipment, if the total estimated cost 8670  
of the completed operation, or series of connected operations, 8671  
does not exceed the following, as adjusted under division (B) (2) 8672  
of this section: 8673

(a) Thirty thousand dollars per centerline mile of 8674  
highway, exclusive of structures and highway traffic ~~control~~- 8675  
signals; 8676

(b) Sixty thousand dollars for any single highway traffic 8677  
~~control~~-signal or any other single project. 8678

(2) On the first day of July of every odd-numbered year 8679  
beginning in 2015, the director shall increase the amounts 8680  
established in division (B) (1) of this section by an amount not 8681  
to exceed the lesser of three per cent, or the percentage amount 8682  
of any increase in the department of transportation's 8683  
construction cost index as annualized and totaled for the prior 8684  
two calendar years. The director shall publish the applicable 8685  
amounts on the department's internet web site. 8686

(C) The director may proceed by furnishing equipment, 8687  
purchasing materials, and employing labor in the erection of 8688  
temporary bridges or the making of temporary repairs to a 8689  
highway or bridge rendered necessary by flood, landslide, or 8690  
other extraordinary emergency. If the director determines 8691  
inability to complete such emergency work by force account, the 8692  
director may contract for any part of the work, with or without 8693  
advertising for bids, as the director considers for the best 8694  
interest of the department of transportation. 8695

(D) When a project proceeds by force account under this 8696  
section or section 5517.021 of the Revised Code, the department 8697  
of transportation shall perform the work in compliance with any 8698

project requirements and specifications that would have applied 8699  
if a contract for the work had been let by competitive bidding. 8700  
The department shall retain in the project record all records 8701  
documenting materials testing compliance, materials placement 8702  
compliance, actual personnel and equipment hours usage, and all 8703  
other documentation that would have been required if a contract 8704  
for the work had been let by competitive bidding. 8705

(E) The director shall proceed by competitive bidding to 8706  
let work to the lowest competent and responsible bidder after 8707  
advertisement as provided in section 5525.01 of the Revised Code 8708  
in both of the following situations: 8709

(1) When the scope of work exceeds the limits established 8710  
in section 5517.021 of the Revised Code; 8711

(2) When the estimated cost for a project, other than work 8712  
described in section 5517.021 of the Revised Code, exceeds the 8713  
amounts established in division (B) of this section, as 8714  
adjusted. 8715

**Sec. 5517.021.** (A) (1) The director of transportation may 8716  
proceed without competitive bidding by employing labor, 8717  
purchasing materials, and furnishing equipment to do any of the 8718  
following work: 8719

(a) Replace any single span bridge in its substantial 8720  
entirety or widen any single span bridge, including necessary 8721  
modifications to accommodate widening the existing substructure 8722  
and wing walls. The director shall proceed under division (A) (1) 8723  
(a) of this section only if the deck area of the new or widened 8724  
bridge does not exceed seven hundred square feet as measured 8725  
around the outside perimeter of the deck. 8726

(b) Replace the bearings, beams, and deck of any bridge on 8727

that bridge's existing foundation if the deck area of the 8728  
rehabilitated structure does not exceed eight hundred square 8729  
feet; 8730

(c) Construct or replace any single cell or multi-cell 8731  
culvert whose total waterway opening does not exceed fifty-two 8732  
square feet; 8733

(d) Pave or patch an asphalt surface if the operation does 8734  
not exceed one hundred twenty tons of asphalt per lane-mile of 8735  
roadway length, except that the department shall not perform a 8736  
continuous resurfacing operation under this section if the cost 8737  
of the work exceeds the amount established in division (B) (1) (a) 8738  
of section 5517.02 of the Revised Code, as adjusted; 8739

(e) Chip seal or fog seal an asphalt surface if both of 8740  
the following apply: 8741

(i) The operation does not exceed twenty-eight feet in 8742  
width, excluding turn lanes. 8743

(ii) Chip seal or fog seal operations statewide are not 8744  
more than two hundred cumulative centerline miles of asphalt 8745  
surface per year. 8746

(2) Work performed in accordance with division (A) (1) of 8747  
this section may include approach roadway work, extending not 8748  
more than one hundred fifty feet as measured from the back side 8749  
of the bridge abutment wall or outside edge of the culvert, as 8750  
applicable. The length of an approach guardrail shall be in 8751  
accordance with department of transportation design requirements 8752  
and shall not be included in the approach work size limitation. 8753

(B) The requirements of section 117.16 of the Revised Code 8754  
shall not apply to work described in division (A) of this 8755  
section and the work shall be exempt from audit for force 8756

account purposes except to determine compliance with the 8757  
applicable size or tonnage restrictions. 8758

Sec. 5517.08. (A) As used in this section, "start date" 8759  
means one of the following, as applicable: 8760

(1) The date that the department of transportation will 8761  
advertise for competitive bids related to the chip sealing or 8762  
fog sealing of an asphalt surface on a state highway project; 8763

(2) The date that the department will begin chip sealing 8764  
or fog sealing an asphalt surface on a state highway project 8765  
through force account in accordance with division (A) (1) (e) of 8766  
section 5517.021 of the Revised Code. 8767

(B) Not less than thirty days prior to the start date of a 8768  
chip sealing or fog sealing project, the director of 8769  
transportation shall notify the appropriate board of county 8770  
commissioners or board of township trustees of the sealing 8771  
project. 8772

Sec. 5521.01. The director of transportation, upon the 8773  
request by and the approval of the legislative authority of a 8774  
village, shall maintain, repair, and apply standard longitudinal 8775  
pavement marking lines as the director considers appropriate, or 8776  
may establish, construct, reconstruct, improve, or widen any 8777  
section of a state highway within the limits of a village. The 8778  
director also may erect regulatory and warning signs, as defined 8779  
in the manual adopted under section 4511.09 of the Revised Code, 8780  
on any section of a state highway within the limits of a 8781  
village. The director may establish, construct, reconstruct, 8782  
improve, widen, maintain, or repair any section of state highway 8783  
within the limits of a city, including the elimination of 8784  
railway grade crossings, and pay the entire or any part of the 8785

cost and expense thereof from state funds, but in all cases the 8786  
director first shall obtain the consent of the legislative 8787  
authority of the municipal corporation, except that the director 8788  
need not obtain the consent of the municipal corporation if the 8789  
existing highway being changed or the location of an additional 8790  
highway being established was not within the corporate limits of 8791  
the municipal corporation at the time the director determines 8792  
the establishment or change should be made, or if the director 8793  
is acting pursuant to section 5501.49 of the Revised Code. 8794

Any written agreement for street maintenance and repairs, 8795  
including maintenance and repairs of a state highway located 8796  
within a municipal corporation, that was entered into by the 8797  
Ohio department of highways is binding on any of its successors, 8798  
including the Ohio department of transportation. 8799

Except as provided in section 5501.49 of the Revised Code, 8800  
when in the opinion of the director there is urgent need to 8801  
establish a state highway, which is to be designated a federal 8802  
aid highway, or a federal aid interstate highway within a 8803  
municipal corporation or, in the opinion of the director, any 8804  
federal aid highway or interstate federal aid highway is in 8805  
urgent need of repair, reconstruction, widening, improvement, or 8806  
relocation, so as to accommodate the traveling public, the 8807  
director shall submit a written request to the legislative 8808  
authority of the municipal corporation for its consent to the 8809  
desired establishment or improvement. The legislative authority, 8810  
within sixty days after the written request has been received 8811  
from the director, either shall grant its consent to the 8812  
establishment or improvement or refuse consent by filing in 8813  
writing with the director a statement of its reasons for 8814  
refusing consent and any alternate proposals it considers 8815  
reasonable. If the legislative authority fails to act or refuses 8816

consent, the director, upon consideration of the reasons for 8817  
rejection, may make a resolution declaring the necessity of the 8818  
establishment or improvement, and then proceed in the same 8819  
manner as if consent had been given. A certified copy of the 8820  
resolution shall be served upon the municipal legislative 8821  
authority, which, within twenty days from the date of service, 8822  
may appeal to the court of common pleas of the county in which 8823  
the municipal corporation is situated, upon the reasonableness 8824  
and necessity of the action provided for in the resolution. In 8825  
the hearing upon appeal, the director shall introduce the record 8826  
of the director's proceedings, including the director's findings 8827  
with respect to factors referred to in section 5521.011 of the 8828  
Revised Code, and such other competent evidence as the director 8829  
desires in support of the director's resolution, and the 8830  
municipality likewise may introduce competent evidence opposing 8831  
the resolution, and findings. The court may affirm or revoke the 8832  
resolution. The decision of the common pleas court may be 8833  
appealed to the court of appeals and the supreme court as in 8834  
other cases. If the court affirms the resolution, the director 8835  
may proceed with the establishment or improvement with or 8836  
without the cooperation of the municipal corporation. Any such 8837  
municipal corporation may cooperate with the director in the 8838  
work and pay such portion of the cost as is agreed upon between 8839  
the municipal corporation and the director. The legislative 8840  
authority of any municipal corporation desiring to cooperate, by 8841  
resolution, may propose such cooperation to the director, and a 8842  
copy of the resolution, which shall set forth the proportion of 8843  
the cost and expense to be contributed by the municipal 8844  
corporation, shall be filed with the director. The director 8845  
shall cause to be prepared the necessary surveys, plans, 8846  
profiles, cross sections, estimates, and specifications and 8847  
shall file copies of them with the legislative authority of the 8848

municipal corporation. After the legislative authority has 8849  
approved the surveys, plans, profiles, cross sections, 8850  
estimates, and specifications, and after the municipal 8851  
corporation has provided the funds necessary to meet the portion 8852  
of the cost of the work assumed by it, the municipal corporation 8853  
shall enter into a contract with the state providing for payment 8854  
by the municipal corporation of the agreed portion of the cost. 8855  
The form of the contract shall be prescribed by the attorney 8856  
general, and such contracts shall be submitted to the director 8857  
and approved before the receipt of bids. Section 5705.41 of the 8858  
Revised Code applies to such contract to be made by the 8859  
municipal corporation, and a duplicate of the certificate of the 8860  
chief fiscal officer of the municipal corporation shall be filed 8861  
in the office of the director. That part of the cost of the work 8862  
assumed by the municipal corporation shall be paid from the 8863  
proceeds of taxes or special assessments, or both, or from the 8864  
proceeds of notes or bonds issued and sold in anticipation of 8865  
the collection of the taxes and assessments. For the purpose of 8866  
providing funds for the payment of that part of the cost of the 8867  
work assumed by the municipal corporation, the municipal 8868  
corporation has the same authority to make special assessments, 8869  
levy taxes, and issue bonds or notes, in anticipation of the 8870  
collection of the same, as it has with respect to improvements 8871  
constructed under the sole supervision and control of the 8872  
municipal corporation. All such assessments shall be made, taxes 8873  
levied, and bonds or notes issued and sold under such conditions 8874  
and restrictions as may be provided with respect to assessments, 8875  
taxes, bonds, or notes made, levied, issued, or sold in 8876  
connection with improvements of the same class and character 8877  
constructed under the sole supervision and control of the 8878  
municipal corporation. The improvement shall be constructed 8879  
under the sole supervision of the director. The proportion of 8880



the cost and expense payable by the municipal corporation shall 8881  
be paid by the proper officers thereof, upon the requisition of 8882  
the director, and at times during the progress of the work as 8883  
may be determined by the director or as may be otherwise 8884  
provided by law. 8885

**Sec. 5525.03.** (A) All prospective bidders other than 8886  
environmental remediators and specialty contractors for which 8887  
there are no classes of work provided for in the rules adopted 8888  
by the director of transportation shall apply for qualification 8889  
on forms prescribed and furnished by the director. The 8890  
application shall be accompanied by a certificate of compliance 8891  
with affirmative action programs issued pursuant to section 9.47 8892  
of the Revised Code and dated no earlier than one hundred eighty 8893  
days before the date fixed for the ~~opening of bids~~ award of the 8894  
contract for a particular project. 8895

(B) The director shall act upon an application for 8896  
qualification within thirty days after it is presented to the 8897  
director. Upon the receipt of any application for qualification, 8898  
the director shall examine the application to determine whether 8899  
the applicant is competent and responsible and possesses the 8900  
financial resources required by section 5525.04 of the Revised 8901  
Code. If the applicant is found to possess the qualifications 8902  
prescribed by sections 5525.02 to 5525.09 of the Revised Code 8903  
and by rules adopted by the director, including a certificate of 8904  
compliance with affirmative action programs, a certificate of 8905  
qualification shall be issued to the applicant, which shall be 8906  
valid for the period of one year or such shorter period of time 8907  
as the director prescribes, unless revoked by the director for 8908  
cause as defined by rules adopted by the director under section 8909  
5525.05 of the Revised Code. 8910

(C) The certificate of qualification shall contain a 8911  
statement fixing the aggregate amount of work, for any or all 8912  
owners, that the applicant may have under construction and 8913  
uncompleted at any one time and may contain a statement limiting 8914  
such bidder to the submission of bids upon a certain class of 8915  
work. Subject to any restriction as to amount or class of work 8916  
therein contained, the certificate of qualification shall 8917  
authorize its holder to bid on all work on which bids are taken 8918  
by the department of transportation during the period of time 8919  
therein specified. 8920

(D) An applicant who has received a certificate of 8921  
qualification and desires to amend the certificate by the dollar 8922  
amount or by the classes of work may submit to the director such 8923  
documentation as the director considers appropriate. The 8924  
director shall review the documentation submitted by the 8925  
applicant and, within fifteen days, shall either amend the 8926  
certificate of qualification or deny the request. If the 8927  
director denies the request to amend the certificate, the 8928  
applicant may appeal that decision to the director's 8929  
prequalification review board in accordance with section 5525.07 8930  
of the Revised Code. Two or more persons, partnerships, or 8931  
corporations may bid jointly on any one project, but only on 8932  
condition that prior to the time bids are taken on the project 8933  
the bidders make a joint application for qualification and 8934  
obtain a joint certificate qualification. 8935

(E) The director may debar from participating in future 8936  
contracts with the department any bidding company as well as any 8937  
partner of a partnership, or the officers and directors of an 8938  
association or corporation if the certificate of qualification 8939  
of the company, partnership, association, or corporation is 8940  
revoked or not renewed by the director. When the director 8941

reasonably believes that grounds for revocation and debarment 8942  
exist, the director shall send the bidding company and any 8943  
individual involved a notice of proposed revocation and 8944  
debarment indicating the grounds for such action as established 8945  
in rules adopted by the director under section 5525.05 of the 8946  
Revised Code and the procedure for requesting a hearing. The 8947  
notice and hearing shall be in accordance with Chapter 119. of 8948  
the Revised Code. If the bidding company or individual does not 8949  
respond with a request for a hearing in the manner specified in 8950  
Chapter 119. of the Revised Code, the director shall revoke the 8951  
certificate and issue the debarment decision without a hearing 8952  
and shall notify the bidding company or individual of the 8953  
decision by certified mail, return receipt requested. 8954

(F) The debarment period may be of any length determined 8955  
by the director and the director may modify or rescind the 8956  
debarment at any time. During the period of debarment, the 8957  
director shall not issue a certificate of qualification for any 8958  
company, partnership, association, or corporation affiliated 8959  
with a debarred individual. After the debarment period expires, 8960  
the bidding company or individual, and any partnership, 8961  
association, or corporation affiliated with the individual may 8962  
make an application for qualification if such entity or 8963  
individual is not otherwise debarred. 8964

**Sec. 5525.04.** No bidder shall be given a certificate of 8965  
qualification unless the bidder's financial statement and the 8966  
investigation made by the director of transportation show that 8967  
the bidder possesses net current assets or working capital 8968  
sufficient, in the judgment of the director, to render it 8969  
probable that the bidder can satisfactorily execute the bidder's 8970  
contracts and meet all contractual obligations. Any applicant 8971  
desiring a certificate of qualification in an amount of ~~five~~-ten 8972

million dollars or more shall submit on forms prescribed by the 8973  
director a financial audit prepared and attested as correct by 8974  
an independent certified public accountant. Any applicant 8975  
desiring a certificate of qualification in an amount that is 8976  
less than ~~five~~ten million dollars shall submit a financial 8977  
review on forms prescribed by the director. The aggregate amount 8978  
of work set forth in either type of certificate of qualification 8979  
shall not exceed ten times the applicant's net current assets or 8980  
working capital. At the time of ~~bidding~~award of the contract, a 8981  
bidder's qualification is determined by the bidder's 8982  
qualification amount minus all of the bidder's pending work. 8983

Applicants for qualification shall expressly authorize the 8984  
director to obtain any information that the director considers 8985  
pertinent, with respect to the financial worth, assets, and 8986  
liabilities of the applicant, from banks or other financial 8987  
institutions, surety companies, dealers in material, equipment, 8988  
or supplies, or other persons having business transactions with 8989  
the applicant. Applicants shall expressly authorize all such 8990  
financial institutions or other persons to furnish any such 8991  
information requested from them by the director. All information 8992  
filed with or furnished to the director by applicants or other 8993  
persons, in connection with the administration of sections 8994  
5525.02 to 5525.09 of the Revised Code, shall be kept in 8995  
confidence by the director and not revealed to any person, 8996  
except upon proper order of a court. Failure to submit the 8997  
required information or to expressly grant the director 8998  
authority to obtain the required information shall result in the 8999  
denial of a certificate of qualification. The director or the 9000  
director's subordinates shall have access to the books of 9001  
account and financial records of all applicants, unless the 9002  
financial statement furnished by any applicant is prepared and 9003

attested as correct by a certified public accountant. 9004

If an applicant for either type of certificate of 9005  
qualification is or has been an employer in this state the 9006  
application shall be accompanied by satisfactory evidence that 9007  
the applicant has complied with Chapter 4123. of the Revised 9008  
Code. 9009

The director may require all qualified bidders to file 9010  
financial statements at such intervals as the director 9011  
prescribes. Sections 5525.02 to 5525.09 of the Revised Code 9012  
shall be administered without reference to the residence of 9013  
applicants, and the rules of the director shall apply equally to 9014  
residents and nonresidents of this state. Sections 5525.02 to 9015  
5525.09 of the Revised Code, do not apply to the purchase of 9016  
material, equipment, or supplies. 9017

**Sec. 5525.08.** Except as otherwise provided in this 9018  
section, the director of transportation shall not consider any 9019  
bid filed with the director by any person who has not been 9020  
qualified to bid by the time the contract is awarded. ~~Bids from-~~ 9021  
~~unqualified bidders discovered by the director prior to the~~ 9022  
~~reading thereof to be from such persons shall be returned~~ 9023  
~~without being read.~~ If the director finds, subsequent to the 9024  
opening of bids, that facts exist that would disqualify the 9025  
lowest bidder, or that such bidder either is not competent and 9026  
responsible or has submitted a nonresponsive bid, the director 9027  
shall reject such bid, despite ~~the fact of any~~ prior 9028  
qualification of such bidder. No contract shall be awarded to 9029  
any bidder not qualified to bid thereon at the time ~~fixed for~~ 9030  
~~receiving bids~~ of awarding the contract, except that the director 9031  
may award contracts for environmental remediation and specialty 9032  
work not set out in the director's rules governing classes of 9033

work to bidders that are not qualified under sections 5525.02 to 9034  
5525.09 of the Revised Code. 9035

**Sec. 5525.14.** (A) Notwithstanding sections 125.01 to 9036  
125.11 of the Revised Code, the director of transportation, by 9037  
written instruction to the contractor, may increase the 9038  
quantities of any item specified or not specified in a 9039  
competitively bid construction contract but, except as provided 9040  
in division (B) of this section, the additional cost incurred by 9041  
the increase shall not exceed the lesser of one hundred thousand 9042  
dollars or five per cent of the total contract price. Any such 9043  
provision for increased quantities or extra work shall be made 9044  
in the form of a written change to the original contract and 9045  
does not require competitive bidding. 9046

(B) The ~~one hundred thousand dollar or five per cent~~ 9047  
~~restriction~~ monetary threshold established in division (A) of 9048  
this section does not apply to change orders or extra work 9049  
contracts when the total dollar amount of the increase is- 9050  
~~twenty-five~~ fifty thousand dollars or less, or to change orders 9051  
or extra work contracts resulting from any of the following: 9052

(1) An increase in the plan quantity that is determined 9053  
during the final measurement of an item of work. 9054

(2) Federally mandated requirements that did not exist at 9055  
the time of the original contract award. 9056

(3) Circumstances that would create a life-, safety-, or 9057  
health-threatening situation or would unduly delay the 9058  
completion of a project and increase its costs, but only if the 9059  
director makes a finding of such fact, declares an emergency, 9060  
and issues the finding. Extra work that the director contracts 9061  
for in these circumstances may include not only construction 9062

needed to complete a project, but also adjustments needed to 9063  
meet changed conditions, alterations in original plans, 9064  
unforeseen contingencies, or payments necessitated by contract 9065  
terminations or suspensions. 9066

All change orders or extra work contracts set forth in 9067  
division (B) of this section shall be reported to the 9068  
controlling board quarterly in writing. 9069

(C) The director, by written instruction to the 9070  
contractor, may decrease or cancel the quantity of any item 9071  
specified in a contract or portion of a contract and authorize 9072  
payment to the contractor for reasonable costs incurred to date. 9073

**Sec. 5525.16.** (A) Before entering into a contract, the 9074  
director of transportation shall require a contract performance 9075  
bond and a payment bond with sufficient sureties, as follows: 9076

(1) A contract performance bond in an amount equal to one 9077  
hundred per cent of the contract amount, conditioned, among 9078  
other things, that the contractor will perform the work upon the 9079  
terms proposed, within the time prescribed, ~~and in accordance~~ 9080  
with the plans and specifications, and will indemnify the state 9081  
against any damage that may result from any failure of the 9082  
contractor to so perform, ~~and, further, in case of a grade-~~ 9083  
~~separation will indemnify any railroad company involved against~~ 9084  
~~any damage that may result by reason of the negligence of the~~ 9085  
~~contractor in making the improvement.~~ 9086

(2) A payment bond in an amount equal to one hundred per 9087  
cent of the contract amount, conditioned for the payment by the 9088  
contractor and all subcontractors for labor or work performed or 9089  
materials furnished in connection with the work, improvement, or 9090  
project involved. 9091

(B) After entering into a contract and the initial 9092  
issuance of a contract performance bond and payment bond in 9093  
accordance with division (A) of this section, both of the 9094  
following apply, as applicable: 9095

(1) If the contract amount increases or decreases by forty 9096  
thousand dollars or more during the term of the contract, the 9097  
final bond amount shall be adjusted to account for the change 9098  
from the original contract value to the actual final contract 9099  
value. The director shall do all of the following: 9100

(a) Determine the final bond premium amount for the 9101  
contract performance bond and payment bond based on the actual 9102  
final contract value; 9103

(b) Finalize any bond premium adjustments after receiving 9104  
written consent from the affected sureties confirming that the 9105  
sureties increased or decreased the penal sums, as applicable; 9106

(c) Determine what, if any, additional payments or refunds 9107  
are necessary under the contract as a result of the adjusted 9108  
final bond premium amount. 9109

(2) A contractor shall provide the director with new 9110  
surety bonds, in the form and amount required by this section, 9111  
within twenty-one days of any of the following occurring to a 9112  
surety providing a surety bond for the project: 9113

(a) It is adjudged bankrupt or has made a general 9114  
assignment for the benefit of its creditors; 9115

(b) It has liquidated all assets or has made a general 9116  
assignment for the benefit of its creditors; 9117

(c) It is placed in receivership; 9118

(d) It petitions a state or federal court for protection 9119



from its creditors; 9120

(e) It allows its license to do business in this state to 9121  
lapse or to be revoked. 9122

(C) (1) In no case is the state liable for damages 9123  
sustained in the construction of any work, improvement, or 9124  
project under this chapter and Chapters 5501., 5503., 5511., 9125  
5513., 5515., 5516., 5517., 5519., 5521., 5523., 5527., 5528., 9126  
5529., 5531., 5533., and 5535. of the Revised Code. 9127

(2) This section does not require the director to take 9128  
bonds as described in division (A) or (B) of this section in 9129  
connection with any force account work, but the director may 9130  
require those bonds in connection with force account work. 9131

(3) If any bonds taken under this section are executed by 9132  
a surety company, the director may not approve such bonds unless 9133  
there is attached a certificate of the superintendent of 9134  
insurance that the company is authorized to transact business in 9135  
this state, and a copy of the power of attorney of the agent of 9136  
the company. The superintendent, upon request, shall issue to 9137  
any licensed agent of such company the certificate without 9138  
charge. 9139

(4) The bonds required to be taken under this section 9140  
shall be executed by the same surety, approved by the director 9141  
as to sufficiency of the sureties, and be in the form prescribed 9142  
by the attorney general. 9143

(D) Any person to whom any money is due for labor or work 9144  
performed or materials furnished in connection with a work, 9145  
improvement, or project, at any time after performing the labor 9146  
or furnishing the materials but not later than ninety days after 9147  
the acceptance of the work, improvement, or project by the 9148

director, may furnish to the sureties on the payment bond a 9149  
statement of the amount due the person. If the indebtedness is 9150  
not paid in full at the expiration of sixty days after the 9151  
statement is furnished, the person may commence an action in the 9152  
person's own name upon the bond as provided in sections 2307.06 9153  
and 2307.07 of the Revised Code. 9154

An action shall not be commenced against the sureties on a 9155  
payment bond until sixty days after the furnishing of the 9156  
statement described in this section or, notwithstanding section 9157  
2305.12 of the Revised Code, later than one year after the date 9158  
of the acceptance of the work, improvement, or project. 9159

(E) When the total contract amount is greater than five 9160  
hundred million dollars, the director may authorize either of 9161  
the following for purposes of meeting the requirements of 9162  
division (A) of this section: 9163

(1) The issuance of multiple contract performance bonds or 9164  
multiple contract payment bonds to meet the requirement that the 9165  
bonding amount equals one hundred per cent of the contract 9166  
amount; 9167

(2) The issuance of contract performance bonds and 9168  
contract payment bonds in succession to align with the phases of 9169  
the contract to meet the requirement that the bonding amount 9170  
equals one hundred per cent of the contract amount. 9171

(F) As used in this section: 9172

(1) "Improvement," "subcontractor," "material supplier," 9173  
and "materials" have the same meanings as in section 1311.01 of 9174  
the Revised Code, and "contractor" has the same meaning as 9175  
"original contractor" as defined in that section. 9176

(2) "Actual final contract value" is the final sum of 9177

money, excluding any bond premium adjustments, that is paid by 9178  
the department to the contractor as a result of the contractor 9179  
completing the agreed upon work. 9180

**Sec. 5537.02.** (A) There is hereby created a commission to 9181  
be known on and after July 1, 2013, as the "Ohio turnpike and 9182  
infrastructure commission." The commission is a body both 9183  
corporate and politic, constituting an instrumentality of the 9184  
state, and the exercise by it of the powers conferred by this 9185  
chapter in the construction, operation, and maintenance of the 9186  
Ohio turnpike system, and also in entering into agreements with 9187  
the department of transportation to pay the cost or a portion of 9188  
the costs of infrastructure projects, are and shall be held to 9189  
be essential governmental functions of the state, ~~but the~~ 9190  
~~commission shall not be immune from liability by reason thereof.~~ 9191  
Chapter 2744. of the Revised Code applies to the commission and 9192  
the commission is a political subdivision of the state for 9193  
purposes of that chapter. The commission is subject to all 9194  
provisions of law generally applicable to state agencies which 9195  
do not conflict with this chapter. 9196

(B) (1) The commission shall consist of ten members as 9197  
follows: 9198

(a) Six members appointed by the governor with the advice 9199  
and consent of the senate, no more than three of whom shall be 9200  
members of the same political party; 9201

(b) The director of transportation, or the director's 9202  
designee, who shall be a voting member, and the director of 9203  
budget and management, or the director's designee. The directors 9204  
or their designees, as applicable, shall serve as ex officio 9205  
members, without compensation; 9206

(c) One member of the senate, appointed by the president 9207  
of the senate, who shall represent either a district in which is 9208  
located or through which passes a portion of a turnpike project 9209  
that is part of the Ohio turnpike system or a district located 9210  
in the vicinity of a turnpike project that is part of the Ohio 9211  
turnpike system; 9212

(d) One member of the house of representatives, appointed 9213  
by the speaker of the house of representatives, who shall 9214  
represent either a district in which is located or through which 9215  
passes a portion of a turnpike project that is part of the Ohio 9216  
turnpike system or a district located in the vicinity of a 9217  
turnpike project that is part of the Ohio turnpike system. 9218

(2) The members appointed by the governor shall be 9219  
residents of the state, shall have been qualified electors 9220  
therein for a period of at least five years next preceding their 9221  
appointment. In making the appointments, the governor may 9222  
appoint persons who reside in different geographic areas of the 9223  
state, taking into consideration the various turnpike and 9224  
infrastructure projects in the state. Members appointed to the 9225  
commission prior to July 1, 2013, shall serve terms of eight 9226  
years commencing on the first day of July and ending on the 9227  
thirtieth day of June. Thereafter, members appointed by the 9228  
governor shall serve terms of five years commencing on the first 9229  
day of July and ending on the thirtieth day of June. Those 9230  
members appointed by the president of the senate or the speaker 9231  
of the house of representatives shall serve a term of the 9232  
remainder of the general assembly during which the senator or 9233  
representative is appointed. Each appointed member shall hold 9234  
office from the date of appointment until the end of the term 9235  
for which the member was appointed. If a commission member dies 9236  
or resigns, or if a senator or representative who is a member of 9237

the commission ceases to be a senator or representative, or if 9238  
an ex officio member ceases to hold the applicable office, the 9239  
vacancy shall be filled in the same manner as provided in 9240  
division (B) (1) of this section. Any member who fills a vacancy 9241  
occurring prior to the end of the term for which the member's 9242  
predecessor was appointed shall, if appointed by the governor, 9243  
hold office for the remainder of such term or, if appointed by 9244  
the president of the senate or the speaker of the house of 9245  
representatives, shall hold office for the remainder of the term 9246  
or for a shorter period of time as determined by the president 9247  
or the speaker. Any member appointed by the governor shall 9248  
continue in office subsequent to the expiration date of the 9249  
member's term until the member's successor takes office, or 9250  
until a period of sixty days has elapsed, whichever occurs 9251  
first. A member of the commission is eligible for reappointment. 9252  
Each member of the commission appointed by the governor, before 9253  
entering upon the member's duties, shall take an oath as 9254  
provided by Section 7 of Article XV, Ohio Constitution. The 9255  
governor, the president of the senate, or the speaker of the 9256  
house of representatives, may at any time remove their 9257  
respective appointees to the commission for misfeasance, 9258  
nonfeasance, or malfeasance in office. 9259

(3) (a) A member of the commission who is appointed by the 9260  
president of the senate or the speaker of the house of 9261  
representatives shall not participate in any vote of the 9262  
commission. Serving as an appointed member of the commission 9263  
under divisions (B) (1) (c), (1) (d), or (2) of this section does 9264  
not constitute grounds for resignation from the senate or the 9265  
house of representatives under section 101.26 of the Revised 9266  
Code. 9267

(b) The director of budget and management shall not 9268

participate in any vote of the commission. 9269

(C) The voting members of the commission shall elect one 9270  
of the voting members as chairperson and another as vice- 9271  
chairperson, and shall appoint a secretary-treasurer who need 9272  
not be a member of the commission. Four of the voting members of 9273  
the commission constitute a quorum, and the affirmative vote of 9274  
four voting members is necessary for any action taken by the 9275  
commission. No vacancy in the membership of the commission 9276  
impairs the rights of a quorum to exercise all the rights and 9277  
perform all the duties of the commission. 9278

(D) Each member of the commission appointed by the 9279  
governor shall give a surety bond to the commission in the penal 9280  
sum of twenty-five thousand dollars and the secretary-treasurer 9281  
shall give such a bond in at least the penal sum of fifty 9282  
thousand dollars. The commission may require any of its officers 9283  
or employees to file surety bonds including a blanket bond as 9284  
provided in section 3.06 of the Revised Code. Each such bond 9285  
shall be in favor of the commission and shall be conditioned 9286  
upon the faithful performance of the duties of the office, 9287  
executed by a surety company authorized to transact business in 9288  
this state, approved by the governor, and filed in the office of 9289  
the secretary of state. The costs of the surety bonds shall be 9290  
paid or reimbursed by the commission from revenues. Each member 9291  
of the commission appointed by the governor shall receive an 9292  
annual salary of five thousand dollars, payable in monthly 9293  
installments. Each member shall be reimbursed for the member's 9294  
actual expenses necessarily incurred in the performance of the 9295  
member's duties. All costs and expenses incurred by the 9296  
commission in carrying out this chapter shall be payable solely 9297  
from revenues and state taxes, and no liability or obligation 9298  
shall be incurred by the commission beyond the extent to which 9299

revenues have been provided for pursuant to this chapter. 9300

**Sec. 5571.01.** (A) A board of township trustees may 9301  
construct, reconstruct, resurface, or improve any public road or 9302  
part thereof under its jurisdiction, or any county road, 9303  
intercounty highway, or state highway within its township. In 9304  
the case of a county road, the plans and specifications for the 9305  
proposed improvement first shall be submitted to the board of 9306  
county commissioners of the county and receive its approval. In 9307  
the case of an intercounty or state highway, the plans and 9308  
specifications first shall be submitted to the director of 9309  
transportation and receive the director's approval. The board of 9310  
township trustees may widen, straighten, or change the direction 9311  
of any part of a road in connection with the proceedings for its 9312  
improvement. 9313

(B) The board of township trustees may construct, improve, 9314  
maintain, or repair the berm of any road under its jurisdiction, 9315  
in order to provide a hard surface or other improved approach to 9316  
rural mail boxes located on public highways. 9317

(C) A board of township trustees, in conformity with the 9318  
manual and uniform system of traffic control devices adopted 9319  
under section 4511.09 of the Revised Code, may erect and 9320  
maintain at intersecting roads, at least one of which is a 9321  
township road, suitable signposts showing the names and numbers 9322  
of the roads. The cost of the signs shall be paid from the 9323  
township road fund. 9324

(D) Subject to division (F) of this section, a board of 9325  
township trustees, in conformity with the manual and uniform 9326  
system of traffic control devices adopted under section 4511.09 9327  
of the Revised Code, may erect and maintain at intersecting 9328  
roads, at least one of which is a township road, suitable 9329

signposts showing the direction and distance to any nearby 9330  
municipal corporation. The costs of the signs shall be paid from 9331  
the township road fund. 9332

(E) Subject to divisions (F) and (G) of this section, a 9333  
board of township trustees may purchase or lease and erect and 9334  
maintain at intersecting roads, at least one of which is a 9335  
township road, suitable traffic control devices and highway 9336  
traffic ~~control~~-signals. The traffic control devices and highway 9337  
traffic ~~control~~-signals and their placement and maintenance 9338  
shall conform with the manual and specifications adopted under 9339  
section 4511.09 of the Revised Code. In purchasing or leasing 9340  
and erecting and maintaining the traffic control devices and 9341  
highway traffic ~~control~~-signals, the board may expend any moneys 9342  
that are available to it that legally may be expended for that 9343  
purpose. 9344

(F) If one of the intersecting highways as provided in 9345  
divisions (D) and (E) of this section is a state highway, both 9346  
of the following apply: 9347

(1) No signpost showing the direction and distance to any 9348  
nearby municipal corporation shall be placed at or near the 9349  
intersection, and no traffic control device or highway traffic 9350  
~~control~~-signal shall be erected at the intersection, without 9351  
prior permission of the director as required by section 4511.10 9352  
of the Revised Code. 9353

(2) The department of transportation shall maintain any 9354  
highway traffic ~~control~~-signal erected by the board of township 9355  
trustees at that intersection. 9356

(G) If one of the intersecting roads as provided in 9357  
division (E) of this section is a county road, a board of 9358



township trustees shall not erect a traffic control device or 9359  
highway traffic control signal at the intersection without prior 9360  
permission of the county engineer of the county in which the 9361  
intersection is located. 9362

(H) No contract for the construction or repair of a 9363  
bridge, the entire cost of which construction or repair exceeds 9364  
fifty thousand dollars, shall be entered into by the township 9365  
unless the plans are first approved by the director. 9366

**Sec. 5747.502.** (A) As used in this section: 9367

(1) ~~"Local authority" and "traffic"~~ "Traffic law photo- 9368  
monitoring device" ~~have~~ has the same ~~meanings~~ meaning as in 9369  
section 4511.092 of the Revised Code. 9370

(2) "School zone" has the same meaning as in section 9371  
4511.21 of the Revised Code. 9372

(3) "Transportation district" means a territorial district 9373  
established by the director of transportation under section 9374  
5501.14 of the Revised Code. 9375

(4) "District deputy director" means the person appointed 9376  
and assigned by the director of transportation under section 9377  
5501.14 of the Revised Code to administer the activities of a 9378  
transportation district. 9379

(5) "Gross amount" means the entire amount of traffic 9380  
camera fines and fees paid by a driver. 9381

(6) "Local government fund adjustment" or "LGF adjustment" 9382  
means the sum of: 9383

(a) The gross amount of all traffic camera fines collected 9384  
by a local authority during the preceding fiscal year, as 9385  
reported under division (B)(1) of this section, if such a report 9386

is required; plus 9387

(b) The residual adjustment computed for the local 9388  
authority under division (B) (4) of this section, if such an 9389  
adjustment applies. 9390

(7) "Local government fund payments" or "LGF payments" 9391  
means the payments a local authority would receive under 9392  
sections ~~5747.502~~5747.503, 5747.51, and 5747.53, and division 9393  
(C) of section 5747.50 of the Revised Code, as applicable, if 9394  
not for the reductions required by divisions (C) and (D) of this 9395  
section. 9396

(8) "Residual adjustment" means the most recent LGF 9397  
adjustment computed for a local authority under division (B) (2) 9398  
or (3) of this section minus the sum of the reductions applied 9399  
after that computation under division (C) of this section to the 9400  
local authority's LGF payments. 9401

(9) "Traffic camera fines" means civil fines for any 9402  
violation of any local ordinance or resolution that are based 9403  
upon evidence recorded by a traffic law photo-monitoring device. 9404

(10) "Qualifying village" has the same meaning as in 9405  
section 5747.503 of the Revised Code. 9406

(11) "Local authority" means a municipal corporation, 9407  
county, or township. 9408

(B) (1) Annually, on or before the thirty-first day of 9409  
July, any local authority that directly or indirectly collected 9410  
traffic camera fines during the preceding fiscal year shall file 9411  
a report with the tax commissioner that includes a detailed 9412  
statement of the gross amount of all traffic camera fines the 9413  
local authority collected during that period and the gross 9414  
amount of such fines that the local authority collected for 9415

violations that occurred within a school zone. 9416

(2) Annually, on or before the tenth day of August, the 9417  
commissioner shall compute a local government fund adjustment 9418  
for each local authority that files a report under division (B) 9419  
(1) of this section or with respect to which a residual 9420  
adjustment applies. Subject to division (B) (3) of this section, 9421  
the LGF adjustment shall be used by the commissioner to 9422  
determine the amount of the reductions required under division 9423  
(C) of this section for each of the next twelve months, starting 9424  
with the month in which the LGF adjustment is computed. After 9425  
those twelve months, the LGF adjustment ceases to apply and, if 9426  
an LGF adjustment continues to be required, the amount of the 9427  
reductions required under division (C) of this section shall be 9428  
determined based on an updated LGF adjustment computed under 9429  
this division. 9430

(3) Upon receipt of a report described by division (B) (1) 9431  
of this section that is not timely filed, the commissioner shall 9432  
do both of the following: 9433

(a) If one or more payments to the local authority has 9434  
been withheld under division (D) of this section because of the 9435  
local authority's failure to file the report, notify the county 9436  
auditor and county treasurer of the appropriate county that the 9437  
report has been received and that, subject to division (C) of 9438  
this section, payments to the local authority from the undivided 9439  
local government fund are to resume. 9440

(b) Compute the local authority's LGF adjustment using the 9441  
information in the report. An LGF adjustment computed under this 9442  
division shall be used by the commissioner to determine the 9443  
amount of the reductions required under division (C) of this 9444  
section starting with the next required reduction. The LGF 9445

adjustment ceases to apply on the thirty-first day of the 9446  
ensuing July, following which, if an LGF adjustment continues to 9447  
be required, the amount of the reductions required under 9448  
division (C) of this section shall be determined based on an 9449  
updated LGF adjustment computed under division (B) (2) of this 9450  
section. 9451

(4) Annually, on or before the tenth day of August, the 9452  
commissioner shall compute a residual adjustment for each local 9453  
authority whose LGF adjustment for the preceding year exceeds 9454  
the amount by which the local authority's LGF payments were 9455  
reduced during that year under division (C) of this section. The 9456  
residual adjustment shall be used to compute the LGF adjustment 9457  
for the ensuing year under division (B) (2) of this section. 9458

(C) The commissioner shall do the following, as 9459  
applicable, respecting any local authority to which an LGF 9460  
adjustment computed under division (B) of this section applies: 9461

(1) If the local authority is a municipal corporation with 9462  
a population of one thousand or more, reduce payments to the 9463  
municipal corporation under division (C) of section 5747.50 of 9464  
the Revised Code by one-twelfth of the LGF adjustment. If one- 9465  
twelfth of the LGF adjustment exceeds the amount of money the 9466  
municipal corporation would otherwise receive under division (C) 9467  
of section 5747.50 of the Revised Code, the commissioner also 9468  
shall reduce payments to the appropriate county undivided local 9469  
government fund under division (B) of section 5747.50 of the 9470  
Revised Code by an amount equal to the lesser of (a) one-twelfth 9471  
of the excess, or (b) the amount of the payment the municipal 9472  
corporation would otherwise receive from the fund under section 9473  
5747.51 or 5747.53 of the Revised Code. 9474

(2) If the local authority is a township or qualifying 9475

village, reduce the supplemental payments to the appropriate 9476  
county undivided local government fund under section 5747.503 of 9477  
the Revised Code by the lesser of one-twelfth of the LGF 9478  
adjustment, or the amount of money the township or qualifying 9479  
village would otherwise receive under that section. If one- 9480  
twelfth of the LGF adjustment exceeds the amount of money the 9481  
township or qualifying village would otherwise receive under 9482  
section 5747.503 of the Revised Code, the commissioner also 9483  
shall reduce payments to the appropriate county undivided local 9484  
government fund under division (B) of section 5747.50 of the 9485  
Revised Code by an amount equal to the lesser of (a) one-twelfth 9486  
of the excess, or (b) the amount of the payment the township or 9487  
qualifying village would otherwise receive from the fund under 9488  
section 5747.51 or 5747.53 of the Revised Code. 9489

(3) If the local authority is a county, reduce payments to 9490  
the appropriate county undivided local government fund under 9491  
division (B) of section 5747.50 of the Revised Code by an amount 9492  
equal to the lesser of (a) one-twelfth of the LGF adjustment, or 9493  
(b) the amount of the payment the county would otherwise receive 9494  
from the fund under section 5747.51 or 5747.53 of the Revised 9495  
Code. 9496

(4) For any local authority, on or before the tenth day of 9497  
each month a reduction is made under division (C)(1), (2), or 9498  
(3) of this section, make a payment to the local authority in an 9499  
amount equal to the lesser of (a) one-twelfth of the gross 9500  
amount of traffic camera fines the local authority collected in 9501  
the preceding fiscal year for violations that occurred within a 9502  
school zone, as indicated on the report filed by the local 9503  
authority pursuant to division (B)(1) of this section, or (b) 9504  
the amount by which the local authority's LGF payments were 9505  
reduced that month pursuant to division (C)(1), (2), or (3) of 9506

this section. Payments received by a local authority under this 9507  
division shall be used by the local authority for school safety 9508  
purposes. 9509

(D) Upon discovery, based on information in the 9510  
commissioner's possession, that a local authority required to 9511  
file a report under division (B)(1) of this section has failed 9512  
to do so, the commissioner shall do the following, as 9513  
applicable: 9514

(1) If the local authority is a municipal corporation with 9515  
a population of one thousand or more, cease providing for 9516  
payments to the municipal corporation under section 5747.50 of 9517  
the Revised Code beginning with the next required payment and 9518  
until such time as the report is received by the commissioner; 9519

(2) If the local authority is a township or qualifying 9520  
village, reduce the supplemental payments to the appropriate 9521  
county undivided local government fund under section 5747.503 of 9522  
the Revised Code by an amount equal to the amount of such 9523  
payments the local authority would otherwise receive under that 9524  
section, beginning with the next required payment and until such 9525  
time as the report is received by the commissioner; 9526

(3) For any local authority, reduce payments to the 9527  
appropriate county undivided local government fund under 9528  
division (B) of section 5747.50 of the Revised Code by an amount 9529  
equal to the amount of such payments the local authority would 9530  
otherwise receive under section 5747.51 or 5747.53 of the 9531  
Revised Code, beginning with the next required payment and until 9532  
such time as the report is received by the commissioner; 9533

(4) For any local authority, notify the county auditor and 9534  
county treasurer that such payments are to cease until the 9535

commissioner notifies the auditor and treasurer under division 9536  
(E) of this section that the payments are to resume. 9537

(E) The commissioner shall notify the county auditor and 9538  
county treasurer on or before the day the commissioner first 9539  
reduces a county undivided local government fund payment to that 9540  
county under division (C) of this section. The notice shall 9541  
include the full amount of the reduction, a list of the local 9542  
authorities to which the reduction applies, and the amount of 9543  
reduction attributed to each such local authority. The 9544  
commissioner shall send an updated notice to the county auditor 9545  
and county treasurer any time the amount the reduction 9546  
attributed to any local authority changes. 9547

A county treasurer that receives a notice from the 9548  
commissioner under this division or division (B) (3) (a) or (D) (4) 9549  
of this section shall reduce, cease, or resume payments from the 9550  
undivided local government fund to the local authority that is 9551  
the subject of the notice as specified by the commissioner in 9552  
the notice. Unless otherwise specified in the notice, the 9553  
payments shall be reduced, ceased, or resumed beginning with the 9554  
next required payment. 9555

(F) There is hereby created in the state treasury the Ohio 9556  
highway and transportation safety fund. On or before the tenth 9557  
day of each month, the commissioner shall deposit in the fund an 9558  
amount equal to the total amount by which payments to local 9559  
authorities were reduced or ceased under division (C) or (D) of 9560  
this section minus the total amount of payments made under 9561  
division (C) (4) of this section. The amount deposited with 9562  
respect to a local authority shall be credited to an account to 9563  
be created in the fund for the transportation district in which 9564  
that local authority is located. If the local authority is 9565

located within more than one transportation district, the amount 9566  
credited to the account of each such transportation district 9567  
shall be prorated on the basis of the number of centerline miles 9568  
of public roads and highways in both the local authority and the 9569  
respective districts. Amounts credited to a transportation 9570  
district's account shall be used by the department of 9571  
transportation and the district deputy director exclusively to 9572  
enhance public safety on public roads and highways within that 9573  
transportation district. 9574

**Section 101.02.** That existing sections 101.27, 117.12, 9575  
154.01, 306.30, 306.35, 306.43, 717.02, 1548.061, 2935.03, 9576  
3503.11, 3704.14, 4501.01, 4503.10, 4503.102, 4503.103, 4503.21, 9577  
4505.08, 4506.01, 4506.09, 4506.11, 4507.01, 4507.061, 4507.13, 9578  
4507.21, 4507.52, 4508.02, 4511.01, 4511.031, 4511.09, 4511.091, 9579  
4511.092, 4511.093, 4511.094, 4511.11, 4511.13, 4511.131, 9580  
4511.132, 4511.18, 4511.204, 4511.21, 4511.211, 4511.214, 9581  
4511.432, 4511.46, 4511.48, 4511.512, 4511.61, 4511.62, 4511.64, 9582  
4511.65, 4511.68, 4511.701, 4511.712, 4511.76, 4513.071, 9583  
4513.38, 4513.41, 4517.02, 4517.24, 4519.401, 4955.50, 4955.51, 9584  
5501.20, 5501.41, 5501.441, 5512.07, 5513.01, 5515.01, 5515.02, 9585  
5515.99, 5517.02, 5517.021, 5521.01, 5525.03, 5525.04, 5525.08, 9586  
5525.14, 5525.16, 5537.02, 5571.01, and 5747.502 of the Revised 9587  
Code are hereby repealed. 9588

**Section 105.01.** That sections 4506.072, 4507.021, 9589  
4507.063, 4507.511, 4511.351, 4511.491, and 5501.60 of the 9590  
Revised Code are hereby repealed. 9591

**Section 201.10.** Except as otherwise provided in this act, 9592  
all appropriation items in this act are appropriated out of any 9593  
moneys in the state treasury to the credit of the designated 9594  
fund that are not otherwise appropriated. For all appropriations 9595



made in this act, the amounts in the first column are for fiscal 9596  
year 2026 and the amounts in the second column are for fiscal 9597  
year 2027. 9598

**Section 203.10.**

9599

9600

1	2	3	4	5
A	DOT DEPARTMENT OF TRANSPORTATION			
B	Highway Operating Fund Group			
C	2120 772426	Highway Infrastructure Bank - Federal	\$5,750,500	\$5,750,500
D	2120 772427	Highway Infrastructure Bank - State	\$15,099,500	\$15,099,500
E	2130 772431	Roadway Infrastructure Bank - State	\$3,750,000	\$3,750,000
F	2130 777477	Aviation Infrastructure Bank - State	\$2,400,000	\$2,400,000
G	5XI0 772504	Ohio Highway Transportation Safety	\$13,500,000	\$7,000,000
H	7002 770003	Transportation Facilities Lease Rental Bond Payments	\$23,000,000	\$23,000,000
I	7002 771411	Planning and Research - State	\$34,583,813	\$35,352,350
J	7002 771412	Planning and Research -	\$57,095,074	\$57,095,074

		Federal		
K	7002 772421	Highway Construction - State	\$1,166,495,043	\$849,676,092
L	7002 772422	Highway Construction - Federal	\$1,950,000,000	\$1,950,000,000
M	7002 772424	Highway Construction - Other	\$83,500,000	\$83,500,000
N	7002 772437	Major New State Infrastructure Bond Debt Service - State	\$18,500,000	\$18,500,000
O	7002 772438	Major New State Infrastructure Bond Debt Service - Federal	\$132,500,000	\$132,500,000
P	7002 773431	Highway Maintenance - State	\$701,557,065	\$681,557,065
Q	7002 775452	Public Transportation - Federal	\$63,120,485	\$63,276,002
R	7002 775454	Public Transportation - Other	\$3,570,000	\$3,570,000
S	7002 776462	Grade Crossings - Federal	\$14,068,961	\$14,068,961
T	7002 777472	Airport Improvements - Federal	\$405,000	\$405,000
U	7002 777475	Aviation Administration	\$6,973,124	\$7,106,246

V	7002	779491	Administration - State	\$118,136,702	\$120,735,709
W			Highway Operating Fund Group Total	\$4,414,005,267	\$4,074,342,499
X			Dedicated Purpose Fund Group		
Y	4N40	776664	Rail Transportation - Other	\$2,210,047	\$2,237,389
Z	5W90	777615	County Airport 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 - Bonds	\$210,000,000	\$210,000,000
AD	7045	772428	Highway Infrastructure 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	\$4,836,835,314	\$4,497,199,888

<b>Section 203.20.</b>	TRANSPORTATION FACILITIES LEASE RENTAL	9601
	BOND PAYMENTS	9602

The foregoing appropriation item 770003, Transportation	9603
Facilities Lease Rental Bond Payments, shall be used to meet all	9604
payments during the period from July 1, 2025, through June 30,	9605
2027, pursuant to the leases and agreements for facilities made	9606
under Chapter 154. of the Revised Code. These appropriations are	9607
the source of funds pledged for bond service charges on related	9608

obligations issued under Chapter 154. of the Revised Code. 9609

Should the appropriation in appropriation item 770003, 9610  
Transportation Facilities Lease Rental Bond Payments, exceed the 9611  
associated debt service payments in either fiscal year of the 9612  
biennium ending June 30, 2027, the balance may be transferred to 9613  
appropriation item 772421, Highway Construction - State, or 9614  
773431, Highway Maintenance - State, upon the written request of 9615  
the Director of Transportation and with the approval of the 9616  
Director of Budget and Management. The transfers are hereby 9617  
appropriated and shall be reported to the Controlling Board. 9618

**Section 203.25. PLANNING AND RESEARCH - STATE** 9619

Of the foregoing appropriation item 771411, Planning and 9620  
Research - State, up to \$1,500,000 in FY 2026 shall be used to 9621  
conduct a feasibility study for the creation of an Interstate 9622  
Route 73 corridor connecting the municipal corporation of Toledo 9623  
to the municipal corporation of Chesapeake in accordance with 9624  
Section 755.50 of this act. 9625

Of the foregoing appropriation item 771411, Planning and 9626  
Research - State, up to \$500,000 in fiscal year 2026 shall be 9627  
used to conduct a study of the Department's pavement-selection 9628  
process in accordance with Section 755.20 of this act. 9629

Of the foregoing appropriation item 771411, Planning and 9630  
Research - State, up to \$500,000 in FY 2026 shall be used by the 9631  
Department of Transportation and Ohio Turnpike and 9632  
Infrastructure Commission to establish a joint plan regarding 9633  
the feasibility of connecting U.S. Route 23 to Interstate Route 9634  
71 in accordance with Section 755.60 of this act. 9635

**Section 203.30. ROADS FOR DNR, METROPOLITAN PARKS,** 9636  
**EXPOSITIONS COMMISSION, AND HISTORY CONNECTION** 9637

(A) Notwithstanding section 5511.06 of the Revised Code, 9638  
in each fiscal year of the biennium ending June 30, 2027, the 9639  
Director of Transportation shall determine portions of the 9640  
foregoing appropriation item 772421, Highway Construction - 9641  
State, which shall be used for the construction, reconstruction, 9642  
or maintenance of public access roads, including support 9643  
features, to and within state facilities owned or operated by 9644  
the Department of Natural Resources. 9645

(B) Notwithstanding section 5511.06 of the Revised Code, 9646  
of the foregoing appropriation item 772421, Highway Construction 9647  
- State, \$2,562,000 in each fiscal year shall be used for the 9648  
construction, reconstruction, or maintenance of park drives or 9649  
park roads within the boundaries of metropolitan parks. 9650

(C) Notwithstanding section 5511.06 of the Revised Code, 9651  
of the foregoing appropriation item 772421, Highway Construction 9652  
- State, \$500,000 in each fiscal year shall be used for the 9653  
construction, reconstruction, or maintenance of park drives or 9654  
park roads within the boundaries of state parks and wildlife 9655  
areas greater than 10,000 contiguous acres that were purchased 9656  
in a single, or series, of transactions, and \$500,000 in each 9657  
fiscal year shall be used for construction, reconstruction, or 9658  
maintenance of drives and roads leading to such state parks and 9659  
wildlife areas. 9660

(D) The Department of Transportation may use the foregoing 9661  
appropriation item 772421, Highway Construction - State, to 9662  
perform: 9663

(1) Related road work on behalf of the Ohio Expositions 9664  
Commission at the state fairgrounds, including reconstruction or 9665  
maintenance of public access roads and support features to and 9666  
within fairgrounds facilities, as requested by the Commission 9667

and approved by the Director of Transportation; and 9668

(2) Related road work on behalf of the Ohio History 9669  
Connection, including reconstruction or maintenance of public 9670  
access roads and support features to and within Ohio History 9671  
Connection facilities, as requested by the Ohio History 9672  
Connection and approved by the Director of Transportation. 9673

**Section 203.40. TRANSPORTATION IMPROVEMENT DISTRICTS** 9674

(A) Of the foregoing appropriation item 772421, Highway 9675  
Construction - State, \$9,000,000 in each fiscal year shall be 9676  
made available for distribution by the Director of 9677  
Transportation to Transportation Improvement Districts that have 9678  
facilitated funding for the cost of a project or projects in 9679  
conjunction with and through other governmental agencies. 9680

(B) A Transportation Improvement District shall submit 9681  
requests for project funding to the Director of Transportation 9682  
by a day determined by the Director. The Department shall notify 9683  
the Transportation Improvement District whether the Department 9684  
has approved or disapproved the project funding request within 9685  
ninety days after the day the request was submitted by the 9686  
Transportation Improvement District. 9687

(C) Any funding provided to a Transportation Improvement 9688  
District specified in this section shall not be used for the 9689  
purposes of administrative costs or administrative staffing and 9690  
must be used to fund a specific project or projects within that 9691  
District's area. The total amount of a specific project's cost 9692  
shall not be fully funded by the amount of funds provided under 9693  
this section. The total amount of funding provided for each 9694  
project is limited to \$500,000 per fiscal year. Transportation 9695  
Improvement Districts that are co-sponsoring a specific project 9696

may individually apply for up to \$500,000 for that project per 9697  
fiscal year. 9698

(D) Funding provided under this section may be used for 9699  
preliminary engineering, detailed design, right-of-way 9700  
acquisition, and construction of the specific project and such 9701  
other project costs that are defined in section 5540.01 of the 9702  
Revised Code and approved by the Director of Transportation. 9703  
Upon receipt of a copy of an invoice for work performed on the 9704  
specific project, the Director shall reimburse a Transportation 9705  
Improvement District for the expenditures described above, 9706  
subject to the requirements of this section. 9707

(E) A Transportation Improvement District that is 9708  
requesting funds under this section shall register with the 9709  
Director of Transportation. The Director shall register a 9710  
Transportation Improvement District only if the district has a 9711  
specific, eligible project and may cancel the registration of a 9712  
Transportation Improvement District that is not eligible to 9713  
receive funds under this section. The Director shall not provide 9714  
funds to any Transportation Improvement District under this 9715  
section if the district is not registered. 9716

(F) For the purposes of this section: 9717

(1) "Project" has the same meaning as in division (C) of 9718  
section 5540.01 of the Revised Code. 9719

(2) "Governmental agency" has the same meaning as in 9720  
division (B) of section 5540.01 of the Revised Code. 9721

(3) "Cost" has the same meaning as in division (D) of 9722  
section 5540.01 of the Revised Code. 9723

**Section 203.43. HIGHWAY CONSTRUCTION - FEDERAL 9724**

Of the foregoing appropriation item 772422, Highway 9725  
Construction - Federal, \$33,000,000 in each fiscal year shall be 9726  
used to support public transportation statewide through the 9727  
Federal Highway Administration (FHWA) flexible funding program. 9728

**WORKFORCE MOBILITY PARTNERSHIP PROGRAM** 9729

Of the foregoing appropriation item 772422, Highway 9730  
Construction - Federal, \$13,500,000 in each fiscal year shall be 9731  
used to administer the Ohio Workforce Mobility Partnership 9732  
Program. 9733

**Section 203.45. REGIONAL TRANSPORTATION PLANNING** 9734  
**ORGANIZATIONS** 9735

Of the foregoing appropriation item 772422, Highway 9736  
Construction - Federal, \$3,000,000 in each fiscal year shall be 9737  
used by Regional Transportation Planning Organizations to 9738  
conduct a rural transportation planning grant program. 9739

**Section 203.47. BRENT SPENCE BRIDGE CORRIDOR PROJECT** 9740

All spending related to the Brent Spence Bridge Corridor 9741  
Project shall be documented in the Ohio Administrative Knowledge 9742  
System (OAKS) and made visible in the Ohio State and Local 9743  
Government Expenditure Database pursuant to section 113.71 of 9744  
the Revised Code. 9745

**Section 203.49. RAIL SAFETY CROSSING MATCH** 9746

An amount equal to the unexpended, unencumbered balance of 9747  
appropriation item 776505, Rail Safety Crossing Match, at the 9748  
end of fiscal year 2025 is hereby reappropriated for the same 9749  
purpose in fiscal year 2026. 9750

**Section 203.50. BOND ISSUANCE AUTHORIZATION** 9751



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

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

**Section 203.60.** APPROPRIATION TRANSFERS, APPROPRIATION  
INCREASES, AND CASH TRANSFERS

(A) TRANSFERS OF HIGHWAY OPERATING FUND APPROPRIATIONS:  
EMERGENCIES, INCLEMENT WEATHER, AND FEDERAL FUNDING CHANGES

The Director of Transportation may request the Controlling  
Board to approve transfers between Highway Operating Fund (Fund  
7002) appropriations for planning and research (appropriation  
items 771411 and 771412), highway construction and debt service  
(appropriation items 772421, 772422, 772424, 772425, 772437,  
772438, 772603, 772604, 772605, and 770003), highway maintenance  
(appropriation item 773431), public transportation - federal

(appropriation item 775452), rail grade crossings (appropriation 9782  
item 776462), aviation (appropriation item 777475), airport 9783  
improvement (appropriation item 777472), and administration 9784  
(appropriation item 779491). The Director of Transportation may 9785  
not seek requests of appropriation transfers out of debt service 9786  
appropriation items unless the Director determines that the 9787  
appropriated amounts exceed the actual and projected debt 9788  
service requirements. 9789

This transfer request authorization is intended to provide 9790  
for emergency situations or for the purchase of goods and 9791  
services relating to dangerous inclement weather that arise 9792  
during the biennium ending June 30, 2027. It also is intended to 9793  
allow the Department to adjust to circumstances affecting the 9794  
obligation and expenditure of federal funds. 9795

(B) TRANSFERS OF FEDERAL AND LOCAL FUNDED APPROPRIATIONS: 9796  
HIGHWAY, PLANNING, TRANSIT, RAIL, AND AVIATION 9797

The Director of Transportation may request the Controlling 9798  
Board to approve the transfer of appropriations between 9799  
appropriation items 772422, Highway Construction - Federal, 9800  
771412, Planning and Research - Federal, 775452, Public 9801  
Transportation - Federal, 775454, Public Transportation - Other, 9802  
776475, Federal Rail Administration, 776462, Grade Crossing - 9803  
Federal, and 777472, Airport Improvements - Federal. 9804

(C) TRANSFERS OF APPROPRIATIONS AND CASH: STATE 9805  
INFRASTRUCTURE BANK 9806

The Director of Transportation may request the Controlling 9807  
Board to approve the transfer of appropriations and cash of the 9808  
Infrastructure Bank funds created in section 5531.09 of the 9809  
Revised Code, including transfers between fiscal years 2026 and 9810

2027. 9811

The Director of Transportation may request the Controlling 9812  
Board to approve the transfer of appropriations and cash from 9813  
the Highway Operating Fund (Fund 7002) to the Infrastructure 9814  
Bank funds created in section 5531.09 of the Revised Code. The 9815  
Director of Budget and Management may transfer from the 9816  
Infrastructure Bank funds to Fund 7002 up to the amounts 9817  
originally transferred to the Infrastructure Bank funds under 9818  
this section. However, the Director may not make transfers 9819  
between modes or transfers between different funding sources. 9820

(D) TRANSFERS OF APPROPRIATIONS AND CASH: TOLLING FUNDS 9821

The Director of Transportation may request the Controlling 9822  
Board to approve the transfer of appropriations and cash of the 9823  
Ohio Toll Fund and any subaccounts created in section 5531.14 of 9824  
the Revised Code, including transfers between fiscal years 2026 9825  
and 2027. 9826

(E) INCREASING APPROPRIATIONS: STATE FUNDS 9827

In the event that receipts or unexpended balances credited 9828  
to the Highway Operating Fund (Fund 7002) exceed the estimates 9829  
upon which the appropriations have been made in this act, upon 9830  
the request of the Director of Transportation, the Controlling 9831  
Board may approve expenditures, in excess of the amounts 9832  
appropriated, from the Highway Operating Fund in the manner 9833  
prescribed in section 131.35 of the Revised Code. The amounts 9834  
approved by the Controlling Board under this division are hereby 9835  
appropriated. 9836

(F) INCREASING APPROPRIATIONS: FEDERAL AND LOCAL FUNDS 9837

In the event that receipts or unexpended balances credited 9838  
to the Highway Operating Fund (Fund 7002) or apportionments or 9839

allocations made available from the federal and local 9840  
governments exceed the estimates upon which the appropriations 9841  
have been made in this act, upon the request of the Director of 9842  
Transportation, the Controlling Board may approve expenditures, 9843  
in excess of the amounts appropriated, from the Highway 9844  
Operating Fund in the manner prescribed in section 131.35 of the 9845  
Revised Code. The amounts approved by the Controlling Board 9846  
under this division are hereby appropriated. 9847

(G) TRANSFERS OF CASH BETWEEN THE HIGHWAY OPERATING FUND 9848  
AND THE HIGHWAY CAPITAL IMPROVEMENT FUND 9849

Upon the request of the Director of Transportation, and 9850  
subject to Controlling Board approval, the Director of Budget 9851  
and Management may transfer cash from the Highway Operating Fund 9852  
(Fund 7002) to the Highway Capital Improvement Fund (Fund 7042) 9853  
created in section 5528.53 of the Revised Code. The Director of 9854  
Budget and Management may transfer cash from Fund 7042 to Fund 9855  
7002 up to the amount of cash previously transferred to Fund 9856  
7042 under this section. 9857

(H) DEPUTY INSPECTOR GENERAL FOR ODOT FUNDING 9858

On July 1 and January 1 of each year in the biennium 9859  
ending June 30, 2027, or as soon as possible thereafter, 9860  
respectively, the Director of Budget and Management shall 9861  
transfer \$200,000 cash, for each semiannual period, from the 9862  
Highway Operating Fund (Fund 7002) to the Deputy Inspector 9863  
General for ODOT Fund (Fund 5FA0). 9864

The Inspector General, with the consent of the Director of 9865  
Budget and Management, may request the Controlling Board to 9866  
approve additional transfers of cash and expenditures in excess 9867  
of the amount appropriated under appropriation item 965603, 9868

Deputy Inspector General for ODOT, if additional amounts are 9869  
necessary. The amounts approved by the Controlling Board are 9870  
hereby appropriated. 9871

(I) LIQUIDATION OF UNFORESEEN LIABILITIES 9872

Any appropriation made from the Highway Operating Fund 9873  
(Fund 7002) not otherwise restricted by law is available to 9874  
liquidate unforeseen liabilities arising from contractual 9875  
agreements of prior years when the prior year encumbrance is 9876  
insufficient. 9877

(J) ELECTRIC VEHICLE EXPENDITURES 9878

The Director of Transportation shall request Controlling 9879  
Board approval for any expenditure of funds received under the 9880  
federal "Infrastructure Investment and Jobs Act," Pub. L. No. 9881  
117-58, that are to be used for the construction or maintenance 9882  
of electric vehicle charging stations. Any such expenditures 9883  
approved by the Controlling Board are hereby appropriated. 9884

**Section 203.65. REAPPROPRIATIONS** 9885

In each year of the biennium ending June 30, 2027, the 9886  
Director of Budget and Management may request the Controlling 9887  
Board to approve the expenditure of any remaining unencumbered 9888  
balances of prior years' appropriations to the Highway Operating 9889  
Fund (Fund 7002), the Highway Capital Improvement Fund (Fund 9890  
7042), and the Infrastructure Bank funds created in section 9891  
5531.09 of the Revised Code for the same purpose in the 9892  
following fiscal year. The amounts approved by the Controlling 9893  
Board are hereby reappropriated. 9894

Prior to the Director of Budget and Management's seeking 9895  
approval of the Controlling Board, the Director of 9896  
Transportation shall develop a reappropriation request plan that 9897

identifies the appropriate fund and appropriation item of the 9898  
reappropriation, and the reappropriation request amount and 9899  
submit the plan to the Director of Budget and Management for 9900  
evaluation. The Director of Budget and Management may request 9901  
additional information necessary for evaluating the 9902  
reappropriation request plan, and the Director of Transportation 9903  
shall provide the requested information to the Director of 9904  
Budget and Management. Based on the information provided by the 9905  
Director of Transportation, the Director of Budget and 9906  
Management shall determine amounts to be reappropriated by fund 9907  
and appropriation item to submit to the Controlling Board for 9908  
its approval. 9909

Any balances of prior years' unencumbered appropriations 9910  
to the Highway Operating Fund (Fund 7002), the Highway Capital 9911  
Improvement Fund (Fund 7042), and the Infrastructure Bank funds 9912  
created in section 5531.09 of the Revised Code for which 9913  
reappropriations are requested and approved are subject to the 9914  
availability of revenue in the funds. 9915

**Section 203.70. MAINTENANCE OF INTERSTATE HIGHWAYS** 9916

The Department of Transportation has the responsibility to 9917  
maintain all interstate highways in the state. The Director of 9918  
Transportation may enter into an agreement with a political 9919  
subdivision to allow the political subdivision to remove snow 9920  
and ice and maintain, repair, improve, or provide lighting upon 9921  
interstate highways that are located within the boundaries of 9922  
the political subdivision, in a manner adequate to meet the 9923  
requirements of federal law. 9924

When agreed in writing by the Director of Transportation 9925  
and the legislative authority of a political subdivision and 9926  
notwithstanding sections 125.01 and 125.11 of the Revised Code, 9927

the Department of Transportation may reimburse a political 9928  
subdivision for all or any part of the costs, as provided by 9929  
such agreement, incurred by the political subdivision in 9930  
maintaining, repairing, lighting, and removing snow and ice from 9931  
the interstate system. 9932

**Section 203.80. PUBLIC TRANSPORTATION HIGHWAY PURPOSE** 9933  
GRANTS 9934

The Director of Transportation may use revenues from the 9935  
state motor vehicle fuel tax to match approved federal grants 9936  
awarded to the Department of Transportation, regional transit 9937  
authorities, or eligible public transportation systems, for 9938  
public transportation highway purposes, or to support local or 9939  
state-funded projects for public transportation highway 9940  
purposes. 9941

Public transportation highway purposes include (1) the 9942  
construction or repair of high-occupancy vehicle traffic lanes, 9943  
(2) the acquisition or construction of park-and-ride facilities, 9944  
(3) the acquisition or construction of public transportation 9945  
vehicle loops, (4) the construction or repair of bridges used by 9946  
public transportation vehicles or that are the responsibility of 9947  
a regional transit authority or other public transportation 9948  
system, or (5) other similar construction that is designated as 9949  
an eligible public transportation highway purpose. Motor vehicle 9950  
fuel tax revenues may not be used for operating assistance or 9951  
for the purchase of vehicles, equipment, or maintenance 9952  
facilities. 9953

**Section 203.90. AGREEMENTS WITH FEDERAL AGENCIES FOR** 9954  
ENVIRONMENTAL REVIEW PURPOSES 9955

The Director of Transportation may enter into agreements 9956

as provided in this section with the United States or any 9957  
department or agency of the United States, including, but not 9958  
limited to, the United States Army Corps of Engineers, the 9959  
United States Forest Service, the United States Environmental 9960  
Protection Agency, and the United States Fish and Wildlife 9961  
Service. An agreement entered into pursuant to this section 9962  
shall be solely for the purpose of dedicating staff to the 9963  
expeditious and timely review of environmentally related 9964  
documents submitted by the Director of Transportation, as 9965  
necessary for the approval of federal permits. 9966

The agreements may include provisions for advance payment 9967  
by the Director of Transportation for labor and all other 9968  
identifiable costs of the United States or any department or 9969  
agency of the United States providing the services, as may be 9970  
estimated by the United States, or the department or agency of 9971  
the United States. 9972

The Director shall submit a request to the Controlling 9973  
Board indicating the amount of the agreement, the services to be 9974  
performed by the United States or the department or agency of 9975  
the United States, and the circumstances giving rise to the 9976  
agreement. 9977

**Section 207.10.** 9978  
9979

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** 9980

The foregoing appropriation item 195629, Roadwork 9981  
Development, shall be used for road improvements associated with 9982  
economic development opportunities that will retain or attract 9983  
businesses for Ohio, including the construction, reconstruction, 9984  
maintenance, or repair of public roads that provide access to a 9985  
public airport or are located within a public airport. "Road 9986  
improvements" are improvements to public roadway facilities 9987  
located on, or serving or capable of serving, a project site, 9988  
and include the construction, reconstruction, maintenance or 9989  
repair of public roads that provide access to a public airport 9990  
or are located within a public airport. The appropriation item 9991  
may be used in conjunction with any other state funds 9992  
appropriated for infrastructure improvements. 9993

The Director of Budget and Management, pursuant to a plan 9994  
submitted by the Director of Development or as otherwise 9995  
determined by the Director of Budget and Management, shall set a 9996  
cash transfer schedule to meet the cash needs of the Roadwork 9997  
Development Fund (Fund 4W00) used by the Department of 9998  
Development, less any other available cash. The Director of 9999  
Budget and Management shall transfer such cash amounts from the 10000  
Highway Operating Fund (Fund 7002) to Fund 4W00 at such times as 10001  
determined by the transfer schedule. 10002

The Director of Transportation, under the direction of the 10003  
Director of Development, shall provide these funds in accordance 10004  
with all guidelines and requirements established for other 10005

Department of Development programs, including Controlling Board	10006
review and approval, as well as the requirements for usage of	10007
motor vehicle fuel tax revenue prescribed in Section 5a of	10008
Article XII, Ohio Constitution. Should the Department of	10009
Development require the assistance of the Department of	10010
Transportation to bring a project to completion, the Department	10011
of Transportation shall use its authority under Title 55 of the	10012
Revised Code to provide such assistance and may enter into	10013
contracts on behalf of the Department of Development.	10014

**Section 209.10.**

10015  
10016

	1	2	3	4	5
A	PWC PUBLIC WORKS COMMISSION				
B	Dedicated Purpose Fund Group				
C	7052	150402	Local Transportation Improvement Program - Operating	\$324,768	\$330,375
D	7052	150701	Local Transportation Improvement Program	\$62,000,000	\$67,000,000
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**

10017

All capital appropriations from the Local Transportation	10018
Improvement Program Fund (Fund 7052) in H.B. 23 of the 135th	10019
General Assembly remaining unencumbered as of June 30, 2025, may	10020
be reappropriated for use during the period July 1, 2025,	10021

through June 30, 2026, for the same purpose. 10022

Notwithstanding division (B) of section 127.14 of the 10023  
Revised Code, all capital appropriations and reappropriations 10024  
from the Local Transportation Improvement Program Fund (Fund 10025  
7052) in this act remaining unencumbered as of June 30, 2026, 10026  
are reappropriated for use during the period July 1, 2026, 10027  
through June 30, 2027, for the same purposes, subject to the 10028  
availability of revenue as determined by the Director of the 10029  
Public Works Commission. 10030

TEMPORARY TRANSFERS 10031

Notwithstanding section 127.14 of the Revised Code, the 10032  
Director of Budget and Management may transfer cash from the 10033  
Local Transportation Improvement Fund (Fund 7052) to the State 10034  
Capital Improvement Fund (Fund 7038) and the Clean Ohio 10035  
Conservation Fund (Fund 7056). The Director of Budget and 10036  
Management may approve temporary cash transfers if such 10037  
transfers are needed for capital outlays for which notes or 10038  
bonds will be issued. When there is a sufficient cash balance in 10039  
the fund that receives a cash transfer under this section, the 10040  
Director of Budget and Management shall transfer cash from that 10041  
fund to Fund 7052 in order to repay Fund 7052 for the amount of 10042  
the temporary cash transfers made under this section. Any 10043  
transfers executed under this section shall be reported to the 10044  
Controlling Board within thirty days of the transfer. 10045

**Section 221.10.** 10046  
10047

1 2 3 4 5

B Revenue Distribution Fund Group

C	7060	110652	Gasoline Excise Tax Fund	\$413,400,000	\$421,900,000
			- Municipal		

D	7060	110653	Gasoline Excise Tax Fund	\$214,000,000	\$218,400,000
			- Township		

E	7060	110654	Gasoline Excise Tax Fund	\$359,800,000	\$367,200,000
			- County		

F	TOTAL Revenue Distribution Fund Group			\$987,200,000	\$1,007,500,000
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G	TOTAL ALL BUDGET FUND GROUPS			\$987,200,000	\$1,007,500,000
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The foregoing appropriation item, 110652 Gasoline Excise	10048
Tax Fund - Municipal, shall be used to make payments to	10049
municipalities under sections 5735.051 and 5735.27 of the	10050
Revised Code. The foregoing appropriation item, 110653 Gasoline	10051
Excise Tax Fund - Township, shall be used to make payments to	10052
townships under those sections. The foregoing appropriation	10053
item, 110654 Gasoline Excise Tax Fund - County, shall be used to	10054
make payments to counties under those sections. The foregoing	10055
appropriation item, 110654 Gasoline Excise Tax Fund - County,	10056
shall also be used to make payments to the Ohio Turnpike and	10057
Infrastructure Commission under section 5735.051 of the Revised	10058
Code.	10059

Appropriation items in Section 221.10 of this act shall be	10060
used for the purpose of administering and distributing the	10061
designated revenue distribution fund according to the Revised	10062
Code. If it is determined that additional appropriations are	10063
necessary for this purpose, such amounts are hereby	10064

appropriated. 10065

**Section 501.10. LIMITATION ON USE OF CAPITAL** 10066  
APPROPRIATIONS 10067

The capital appropriations made in this act for buildings 10068  
or structures, including remodeling and renovations, are limited 10069  
to: 10070

(A) Acquisition of real property or interests in real 10071  
property; 10072

(B) Buildings and structures, which includes construction, 10073  
demolition, complete heating and cooling, lighting and lighting 10074  
fixtures, and all necessary utilities, ventilating, plumbing, 10075  
sprinkling, water, and sewer systems, when such systems are 10076  
authorized or necessary; 10077

(C) Architectural, engineering, and professional services 10078  
expenses directly related to the projects; 10079

(D) Machinery that is a part of structures at the time of 10080  
initial acquisition or construction; 10081

(E) Acquisition, development, and deployment of new 10082  
computer systems, including the redevelopment or integration of 10083  
existing and new computer systems, but excluding regular or 10084  
ongoing maintenance or support agreements; 10085

(F) Furniture, fixtures, or equipment that meets all the 10086  
following criteria: 10087

(1) Is essential in bringing the facility up to its 10088  
intended use or is necessary for the functioning of the 10089  
particular facility or project; 10090

(2) Has a unit cost, and not the individual parts of a 10091

unit, of about \$100 or more; and 10092

(3) Has a useful life of five years or more. 10093

Furniture, fixtures, or equipment that is not an integral 10094  
part of or directly related to the basic purpose or function of 10095  
a project for which moneys are appropriated shall not be paid 10096  
from these appropriations. 10097

**Section 503.10. STATE ARBITRAGE REBATE AUTHORIZATION** 10098

If it is determined that a payment is necessary in the 10099  
amount computed at the time to represent the portion of 10100  
investment income to be rebated or amounts in lieu of or in 10101  
addition to any rebate amount to be paid to the federal 10102  
government in order to maintain the exclusion from gross income 10103  
for federal income tax purposes of interest on those state 10104  
obligations under section 148(f) of the Internal Revenue Code, 10105  
such amount is hereby appropriated from those funds designated 10106  
by or pursuant to the applicable proceedings authorizing the 10107  
issuance of state obligations. 10108

Payments for this purpose shall be approved and vouchered 10109  
by the Office of Budget and Management. 10110

**Section 509.10. AUTHORIZATION FOR TREASURER OF STATE AND** 10111  
**OBM TO EFFECTUATE CERTAIN LEASE RENTAL PAYMENTS** 10112

The Office of Budget and Management shall process payments 10113  
from lease rental payment appropriation items during the period 10114  
from July 1, 2025, to June 30, 2027, pursuant to the lease and 10115  
other agreements relating to bonds or notes issued under Section 10116  
2i of Article VIII of the Ohio Constitution and Chapter 154. of 10117  
the Revised Code, and acts of the General Assembly. Payments 10118  
shall be made upon certification by the Treasurer of State of 10119  
the dates and amounts due on those dates. 10120

**Section 509.20.** LEASE AND DEBT SERVICE PAYMENTS 10121

Certain appropriations are in this act for the purpose of 10122  
paying debt service and financing costs on general obligation 10123  
bonds or notes of the state and for the purpose of making lease 10124  
rental and other payments under leases and agreements relating 10125  
to bonds or notes issued under the Ohio Constitution, Revised 10126  
Code, and acts of the General Assembly. If it is determined that 10127  
additional appropriations are necessary for this purpose, such 10128  
amounts are hereby appropriated. 10129

**Section 511.10.** The Indian Lake Advocacy Group shall not 10130  
spend any funds granted to it from the One Time Strategic 10131  
Community Investments Fund (Fund 5AY1) unless the expenditures 10132  
directly benefit the current needs of Indian Lake water quality, 10133  
infestations, dredging, or creation of enhanced waterways and 10134  
erosion control. Beginning on the effective date of this 10135  
section, the Group shall apply for and receive approval from the 10136  
Ohio Department of Natural Resources prior to making any 10137  
expenditures of granted funds. 10138

**Section 620.10.** That Section 755.20 of H.B. 23 of the 10139  
135th General Assembly be amended to read as follows: 10140

**Sec. 755.20.** (A) As used in this section: 10141

(1) "Economically significant employment center" means a 10142  
single site, multiple adjoining sites, or a business park where 10143  
the employers located at the site or park employ not less than 10144  
two hundred fifty full-time employees who work onsite. 10145

(2) "Rural or urban transit authorities" means regional 10146  
transit authorities that are established pursuant to sections 10147  
306.30 to 306.53 of the Revised Code and that serve either a 10148  
rural population, an urban population, or both populations. 10149

(B) ~~There is hereby established the~~ The Ohio Workforce 10150  
Mobility Partnership Program is continued for fiscal years 2026 10151  
and 2027. The Department of Transportation shall administer the 10152  
Program. Under the Program, one or more boards of trustees of 10153  
rural or urban transit authorities may either singularly or 10154  
jointly apply for competitive grant funding for individual or 10155  
collaborative projects. All grant funding shall be spent in 10156  
accordance with division (C) of this section. 10157

(C) Any boards of trustees awarded grants under this 10158  
section shall use the grant funding for purposes of transporting 10159  
resident workforce members between the service territories of 10160  
the joint rural or urban transit authorities. The boards shall 10161  
also use the grant money to focus on transportation that 10162  
supports the employment needs of economically significant 10163  
employment centers located within or near the service 10164  
territories of the rural or urban transit authorities. Such 10165  
support shall include efforts to easily, efficiently, and 10166  
economically transport a resident workforce that either lives 10167  
within a service territory that has little or no public transit 10168  
service to an employment center or lives within one service 10169  
territory but is employed full-time within another service 10170  
territory. 10171

(D) The Director of Transportation shall establish any 10172  
procedures and requirements necessary to administer this 10173  
section, including grant application, evaluation of 10174  
applications, and award processes, and any conditions for the 10175  
expenditure of grant funding awarded under the Program. 10176

~~(E) This section expires two years after its effective~~ 10177  
~~date.~~ 10178

**Section 620.11.** That existing Section 755.20 of H.B. 23 of 10179



the 135th General Assembly is hereby repealed. 10180

**Section 620.30.** That Sections 200.20, 200.30 (as amended 10181  
by S.B. 54 of the 135th General Assembly), 243.10, and 243.20 of 10182  
H.B. 2 of the 135th General Assembly be amended to read as 10183  
follows: 10184

**Sec. 200.20.** 10185  
10186

1	2	3	4	5
A	OBM OFFICE OF BUDGET AND MANAGEMENT			
B	Dedicated Purpose Fund Group			
C	5AY1 042509 One Time Strategic Community	\$0	<del>\$717,800,000</del>	
	Investments		<u>\$714,300,000</u>	
D	TOTAL DPF Dedicated Purpose Fund Group	\$0	<del>\$717,800,000</del>	
			<u>\$714,300,000</u>	
E	TOTAL ALL BUDGET FUND GROUPS	\$0	<del>\$717,800,000</del>	
			<u>\$714,300,000</u>	

**Sec. 200.30.** ONE TIME STRATEGIC COMMUNITY INVESTMENTS 10187

On June 28, 2024, or as soon as possible thereafter, the 10188  
Director of Budget and Management shall transfer \$17,800,000 10189  
cash from the General Revenue Fund to the One Time Strategic 10190  
Community Investments Fund (Fund 5AY1). 10191

The foregoing appropriation item 042509, One Time 10192  
Strategic Community Investments, shall be used by the Office of 10193  
Budget and Management to provide grants for the projects listed 10194

in this section in the amounts listed. Prior to disbursing a 10195  
grant to a recipient, the Office of Budget and Management shall 10196  
enter into a grant agreement with the recipient. As part of the 10197  
grant agreement, the recipient shall agree to complete a final 10198  
report, in a form and manner to be prescribed by the Office of 10199  
Budget and Management, detailing how the recipient used the 10200  
grant and submit the report to the Office of Budget and 10201  
Management. 10202

An amount equal to the unexpended, unencumbered balance of 10203  
the foregoing appropriation item 042509, One Time Strategic 10204  
Community Investments, at the end of fiscal year 2025 is hereby 10205  
reappropriated for the same purpose in fiscal year 2026. 10206  
10207

	1	2
A	Project	Amount
B	Adams County Fairgrounds Improvements	\$400,000
C	Adams County Welcome Center	\$350,000
D	Adams County Community Foundation	\$200,000
E	West Union Wastewater Plant Improvements	\$200,000
F	Lima Veterans Memorial Hall Improvements	\$10,000,000
G	Allen County Airport Fuel Farm	\$1,000,000
H	Rhodes State Advanced Manufacturing Equipment and Lab	\$440,000
I	Allen County Child Support Enforcement Agency	\$375,000

	Facility	
J	Heir Force Community School Land Acquisition	\$250,000
K	Temple Christian School Building Expansion	\$250,000
L	Boys and Girls Club of Lima	\$100,000
M	Ashland County Fair	\$1,100,000
N	Cinnamon Lake Sewer District Lift Station	\$1,000,000
O	Charles Mill Marina Houseboat and Path Renovation	\$910,000
P	Hugo Young Theatre	\$248,554
Q	Davy McClure Outdoor Education Shelter	\$200,000
R	Ashland County Fire Training Facility	\$200,000
S	Hickory Street Sanitary Sewer Lift Station	\$76,000
T	Rowsborg Community Center	\$30,000
U	Hayesville Pedestrian Walkway	\$25,000
V	SPIRE Institute	\$1,000,000
W	Ashtabula Juvenile Court Improvements	\$800,000
X	Boys and Girls Club of Ashtabula	\$132,274
Y	Country Neighbor Program	\$101,600
Z	VFW Roof Repairs Geneva Post 6846	\$99,037

AA	Ashtabula Arts Center Restroom Project	\$45,000
AB	Athens Regional Training Center	\$2,500,000
AC	The Appalachian Center for Economic Networks Food Sector Accelerator Project	\$700,000
AD	Nelsonville-York Elementary School (NYES) Playground Renovation	\$250,000
AE	York Township VFD Project	\$250,000
AF	City of Nelsonville Dog Park	\$139,731
AG	Boys and Girls Club of Athens	\$100,000
AH	Buchtel Village Park Project	\$100,000
AI	Edna Brooks Domestic Violence Shelter	\$36,800
AJ	Village of Waynesfield Veteran's Park Enhancement	\$352,950
AK	Saint Mary's Reservoir Mill	\$250,000
AL	New Bremen Public Library Renovation	\$200,000
AM	YMCA Auglaize-Mercer Recreation Complex	\$200,000
AN	Barton VFD Station	\$1,000,000
AO	Belmont Volunteer Fire Department New Station	\$1,000,000
AP	The Sargus Center Revitalization and Sustainability Initiative	\$500,000

AQ	Mead Township Hall and Garage Project	\$300,000
AR	VFW Roof Repairs Powhatan Point Post 5565	\$24,900
AS	Future Plans Sanctuary	\$3,000,000
AT	Brown County Junior Fair Covered Horse Arena	\$400,000
AU	Water Infrastructure Bramel Mobile Home Park	\$400,000
AV	Millikin Interchange Improvements	\$8,500,000
AW	Madison Township Firehouse Improvements	\$1,750,000
AX	BCRTA Outdoor Workforce Training	\$1,000,000
AY	Riversedge Amphitheater Expansion	\$1,000,000
AZ	Shuler Benninghofen Mixed-Use Project	\$1,000,000
BA	VOA MetroPark Museum Grand Entrance	\$1,000,000
BB	Oxford Student Safety Project	\$800,000
BC	Liberty Playground Replacement Project	\$500,000
BD	Madison Township Park Revitalization	\$500,000
BE	Welding Lab Program Expansion in Fairfield Township	\$450,000
BF	Monroe Plaza South Project	\$400,000
BG	Hamilton YWCA Domestic Violence Project	\$400,000
BH	World Class Clubs: Repairing Community	\$225,000

	Gymnasium	
BI	Boys and Girls Club of West Chester/Liberty	\$218,796
BJ	VFW Roof Repairs West Chester Post 7696	\$15,560
BK	Carroll County Annex Building Rehab	\$500,000
BL	Seven Ranges Scout Reservation Facility Upgrades	\$500,000
BM	Dellroy Village Storm Drain and Street Repair	\$250,000
BN	Carroll County Agricultural Service Center	\$200,000
BO	Minerva Downtown Revitalization Project	\$200,000
BP	Dellroy Village Offices/Garage Renovations	\$195,250
BQ	Champaign Aviation Museum Improvements	\$20,000
BR	Champion City Sports and Wellness Center	\$4,000,000
BS	A.B. Graham Memorial	\$750,000
BT	Champion Center Arena Improvements	\$250,000
BU	Goshen Fire Department Station 18 Rebuild	\$2,500,000
BV	Felicity Veterans Village Housing Project	\$1,000,000
BW	Milford Five Points Landing	\$400,000
BX	Union Township Community Splash Pad	\$268,125
BY	Nisbet Park Amphitheater	\$250,000

BZ	Moscow Ohio River Stabilization, Phase III	\$240,000
CA	Williamsburg Township Emergency Services Upgrades	\$150,000
CB	Owensville Historical Society Museum	\$132,000
CC	Williamsburg Community Park Trail Extension	\$86,770
CD	VFW Roof Repairs Loveland Post 5354	\$28,505
CE	VFW Roof Repairs New Richmond Post 6770	\$20,894
CF	Boys and Girls Club of Clermont	\$18,921
CG	Wilmington Runway Reopening and Improvements	\$3,500,000
CH	Doan-Walnut-Short Street Water Main	\$500,000
CI	Columbiana County Annex/Drug Task Force Building	\$2,900,000
CJ	Utica Shale Academy Improvements	\$2,500,000
CK	East Palestine Village Safety Complex	\$1,000,000
CL	Hanover Township Fire and Emergency Medical Services Expansion Initiative	\$250,000
CM	Lepper Restoration Project	\$175,000
CN	City of Coshocton Fire Training Tower	\$1,000,000
CO	Coshocton Skip's Landing and Downtown Revitalization	\$750,000

CP	City of Coshocton Roscoe Cemetery Improvements	\$460,000
CQ	City of Coshocton Pickleball Court Upgrades	\$300,000
CR	City of Coshocton Water Plant Electrical Upgrades	\$300,000
CS	City of Coshocton Town Hall Roof Project	\$240,000
CT	City of Coshocton Emergency Generator Project	\$200,000
CU	Coshocton County Library Masonry Project	\$48,000
CV	Maplecrest Community Center	\$500,000
CW	The Galion Depot Canopy Restoration Project	\$200,000
CX	The New Washington Veteran's Memorial Park Project	\$34,460
CY	Cuyahoga County Northcoast Connector	\$20,000,000
CZ	Bedrock Riverfront Development	\$8,000,000
DA	Rock and Roll Hall of Fame Museum Expansion and Renovation Project	\$7,000,000
DB	Cleveland Port Bulk Terminal Modernization	\$5,000,000
DC	<del>Flats River Development</del>	<del>\$3,500,000</del>
DD	West Side Market in Cleveland	\$2,400,000
DE	Cahoon Park	\$2,000,000



DF	Cleveland Zoo Primate Forest	\$2,000,000
DG	Irishtown Bend Park	\$2,000,000
DH	Valor Acres Brecksville Veterans Affairs Hospital Site Redevelopment	\$2,000,000
DI	Blue Abyss	\$1,800,000
DJ	Two Foundation Building Purchase and Renovation	\$1,625,000
DK	Park Synagogue	\$1,500,000
DL	The Music Settlement - Gries House Redevelopment	\$1,500,000
DM	Brook Park Community Center Restoration	\$1,000,000
DN	Cleveland Women's Soccer Stadium	\$1,000,000
DO	Electric Building Renovation	\$1,000,000
DP	Independence Selig Drive Emergency Access	\$1,000,000
DQ	Shaker Heights Doan Brook Park	\$1,000,000
DR	YMCA of Greater Cleveland - New Facility Construction	\$1,000,000
DS	Argonaut Project - Advancing Aviation and Maritime Pipeline	\$800,000
DT	Birthing Beautiful Communities Birth Center	\$800,000

DU	Connecting the Circle	\$800,000
DV	Glenville YMCA	\$800,000
DW	Saint Edwards High School Sustainable Urban Agriculture	\$800,000
DX	Cleveland Public Square Improvements	\$750,000
DY	University Heights Municipal Sewer Project	\$700,000
DZ	University Hospitals Breast Center - Parma	\$700,000
EA	Cleveland Habitat Building Project	\$507,500
EB	Cleveland Airport NEOFIX	\$500,000
EC	Euclid Public Library Green Branch Improvements	\$500,000
ED	Hospice of the Western Reserve Center for Community Engagement and Hospice Care	\$500,000
EE	JumpStart Northern Ohio Operations	\$500,000
EF	Ohio Aerospace Institute Sensitive Information Research Facility	\$500,000
EG	Rocky River Fire Station Improvements	\$500,000
EH	Saint Casimir Parish Improvements	\$500,000
EI	Seven Hills Fire Department	\$500,000
EJ	Vocational Guidance Services Renovation	\$500,000

	Cleveland Facility	
EK	YWCA of Greater Cleveland	\$500,000
EL	Boys and Girls Club of Broadway in Cuyahoga County	\$485,005
EM	Maltz Museum of Jewish Heritage	\$480,000
EN	Richmond Heights Salt Bin	\$450,000
EO	Magnolia Clubhouse	\$400,000
EP	Middleburg Heights Central Park Phase 1	\$400,000
EQ	Cleveland Institute of Art - Interactive Media Lab	\$365,000
ER	Greenstone Lifeline Connection Improvements	\$327,867
ES	Chagrin Valley Volunteer Fire Station	\$300,000
ET	Berea City Hall and Police Station Upgrades	\$250,000
EU	Jenning's Center for Older Adults	\$250,000
EV	Journey Center for Safety and Healing/Domestic Violence Shelter	\$200,000
EW	Lyndhurst Community Center Audio Visual Project	\$200,000
EX	MetroHealth Emergency Department Refresh	\$200,000
EY	Northeast Ohio Music Arts Development Hub	\$200,000

EZ	Olmsted Falls Visibility Project	\$200,000
FA	Camp Cheerful Reimagined	\$175,000
FB	VFW Roof Repairs Solon Post 1863	\$88,787
FC	VFW Roof Repairs Parma Post 1974	\$28,633
FD	VFW Roof Repairs Cleveland Post 2533	\$17,208
FE	Western Ohio Regional Fire Training Facility	\$750,000
FF	Eldora Speedway Public Safety Upgrades	\$400,000
FG	Historic Bear's Mill Infrastructure Restoration	\$275,000
FH	The Darke County Fish and Game Association	\$120,000
FI	Ney/Washington Township Fire Department Building	\$300,000
FJ	Veterans Memorial Park at Latty's Grove Rehabilitation Project	\$200,000
FK	Little Brown Jug Grandstand Renovation	\$2,500,000
FL	Sunbury Ohio-to-Erie Trail Expansion	\$1,250,000
FM	Boardman Arts Park Improvements Whimsy Venue	\$1,000,000
FN	Stockhands Horses for Healing, Capital Improvement Project	\$908,000
FO	Dempsey Wildlife and Education Renovation	\$600,000

FP	Delaware County Bicentennial Barn Renovation	\$500,000
FQ	Powell Adventure Park Expansion	\$480,000
FR	"Smuirfield" Golf Project	\$225,000
FS	Ohio Fallen Heroes Memorial	\$70,000
FT	VFW Roof Repairs Sunbury Post 8736	\$58,440
FU	Worenstaff Memorial Public Library Renovation	\$34,000
FV	The Landing in Erie County	\$3,000,000
FW	Battery Park Coastal Improvements	\$1,000,000
FX	NW Ohio Water Quality Improvements/Cold Creek Foundation	\$800,000
FY	Camp Timberlane Infrastructure Improvements	\$600,000
FZ	Kelley's Island East Lakeshore Shoreline Protection	\$400,000
GA	Erie County Fairgrounds Infrastructure Improvements	\$250,000
GB	Erie County Jail Surveillance Upgrades	\$200,000
GC	Huron Boat Basin and Amphitheater Capital Improvement Project	\$200,000
GD	Sawmill Creek Wastewater Treatment Plant Expansion	\$200,000

GE	Violet Township Event Center	\$2,100,000
GF	Gateway Mixed Use District	\$2,000,000
GG	Government Services Building Acquisition and Renovation	\$2,000,000
GH	Wendel Pool Dehumidification System Replacement	\$550,000
GI	Walnut Township Flood Mitigation	\$500,000
GJ	Pickerington Covered Bridge Rehabilitation	\$350,000
GK	Pickerington Connects	\$234,410
GL	Elmwood Playground	\$225,000
GM	Expanding Horizons - Meals on Wheels Senior Services Center	\$200,000
GN	Historic Lancaster Bell and Clock Tower	\$150,000
GO	Sycamore Creek Park Pond Restoration	\$125,000
GP	Wagnalls Memorial Window Project	\$50,000
GQ	American Legion Post 283 Improvements	\$20,000
GR	Rushville Union Lions Club Accessible Parking	\$5,500
GS	Jeffersonville Rattlesnake Water System Improvements	\$1,000,000
GT	Wayne Township Firehouse Community Shelter	\$175,000

GU	The Ohio Center for Advanced Technologies	\$20,000,000
GV	Columbus Symphony Orchestra - Music for All	\$18,500,000
GW	Downtown Columbus Capital Line	\$10,000,000
GX	Heritage Trail Expansion	\$8,000,000
GY	John Glenn International Airport Improvements	\$7,500,000
GZ	OP Chaney Grain Elevator Restoration	\$2,800,000
HA	Downtown Security Command Center	\$1,500,000
HB	Unverferth House Revitalization and Expansion Campaign	\$1,500,000
HC	Historic Dublin Riverfront Revitalization	\$1,230,000
HD	Heartland Music Incubator	\$1,000,000
HE	Norwich Township Fire Department Station 84	\$1,000,000
HF	Westland Mall Renovations	\$1,000,000
HG	Hilliard First Responders Park	\$800,500
HH	Green Lawn Cemetery Chapel	\$750,000
HI	Heinzerling Facility Improvements	\$750,000
HJ	Whitehall Police Department Emergency Facility	\$605,220
HK	Knoll View Place	\$600,000

HL	Tolles Cybersecurity Lab Renovation	\$600,000
HM	Edison Welding Institute Renovations	\$500,000
HN	Elevate Northland	\$500,000
HO	LifeTown Kindness Center	\$500,000
HP	National Center for Urban Solutions Facility	\$500,000
HQ	Scioto Rise Place	\$500,000
HR	Dublin Brand Road Pedestrian Tunnel Flood Mitigation	\$468,000
HS	OZEM Gardner House Rehabilitation	\$375,000
HT	Somali Community Link Center	\$350,000
HU	The Refuge	\$250,000
HV	Grandview Heights Fire EMS Police Facility	\$200,000
HW	Grandview Heights McKinley Field Park	\$200,000
HX	Tawnya Salyer Memorial Statue	\$200,000
HY	Columbus Urban League Career Connect Hub	\$150,000
HZ	Boys and Girls Club of J. Ashburn	\$138,585
IA	VFW Roof Repairs Reynoldsburg Post 9473	\$32,695
IB	Building the Future of 4-H Camp Palmer	\$1,825,000
IC	Community Event and Recreational Facility	\$500,000



	Renovation in Wauseon	
ID	Fulton County Fairgrounds Arts and Craft Building	\$80,000
IE	Gallia County Council on Aging New Facility	\$2,500,000
IF	Reservoir Enhancement Project	\$2,250,000
IG	Gallia County Sheriff Office Renovation	\$225,000
IH	Hambden Fire Station Project	\$2,000,000
II	Montville Fire Station Construction	\$1,250,000
IJ	Chardon Fire Department Equipment Project	\$1,000,000
IK	Burton Berkshire Local Schools Career Pathways Program	\$915,037
IL	Geauga County Fair	\$500,000
IM	Russell Township Community Building	\$370,905
IN	Chester Township Police Department Building Renovation	\$348,875
IO	Chardon Memorial Stadium Restroom and Concession Project	\$250,000
IP	Geauga County Safety Center Parking Lot	\$250,000
IQ	Salt Dome Structural Repairs	\$155,000
IR	St. Mary School Playground Enhancements	\$4,000

IS	Cedarville Opera House	\$12,000,000
IT	Clifton Union School Improvements	\$3,900,000
IU	Future Development of Wright-Patterson	\$3,500,000
IV	Clifton Opera House	\$1,900,000
IW	Skyway SCIF Center	\$1,000,000
IX	Spring House Park: Phase One	\$1,000,000
IY	WSU: Archive Facility Upgrades	\$500,000
IZ	OhioMeansJobs Greene County Improving Accessibility Project	\$175,000
JA	Ohio Veterans' Children's Home Expansion and Upgrade, Phase 1	\$150,000
JB	Cambridge YMCA	\$3,000,000
JC	Route 40 East Sewer Extension	\$1,000,000
JD	Cambridge Fire Department Renovations	\$560,000
JE	Old Washington Community VFD Station	\$250,000
JF	Hamilton County Convention Center District Development	\$46,000,000
JG	University of Cincinnati Health	\$16,750,000
JH	Xavier University College of Osteopathic Medicine	\$9,750,000

JI	Riverbend 2.0	\$8,000,000
JJ	Blue Line Foundation HQ and Regional Training Center	\$1,000,000
JK	605 Plum Convention Center Garage Renovation	\$945,771
JL	Boys and Girls Club of Taft	\$300,978
JM	Boys and Girls Club of East Hamilton	\$194,722
JN	Boys and Girls Club of Sheakley	\$58,529
JO	Findlay YMCA	\$1,250,000
JP	Hancock County Fair	\$500,000
JQ	Hancock County Park District	\$250,000
JR	Owens State Community College CDL Facilities	\$250,000
JS	Ada War Memorial Park	\$500,000
JT	Hardin County Fair	\$500,000
JU	Kenton Fire Department	\$500,000
JV	Ohio Northern University HealthWise Mobile Health Clinic	\$500,000
JW	Pump House Funding - Rodney Hensel	\$200,000
JX	Hardin County Veterans Memorial Park District	\$50,000
JY	Alger Baseball Field	\$40,000

JZ	Harrison County Fairground Replacement and Enhancement	\$720,000
KA	Regional Safety Center at Tappan Lake	\$650,000
KB	Jewett Fire and Emergency Equipment Storage Building	\$325,000
KC	Village of Bowerston VFD	\$205,000
KD	Village of Bowerston Maintenance Building	\$100,000
KE	Napoleon Public Library Improvements	\$1,000,000
KF	The Henry County Community Event Center Office Addition	\$1,000,000
KG	Corn City Regional Fire District New Fire Station	\$500,000
KH	Napoleon Water Tower Upgrades	\$135,000
KI	Core Networking Equipment at The Center for Child and Family Advocacy (CCFA) in Henry County	\$72,000
KJ	Malinta Community Historical Society Site Project	\$45,000
KK	Highland County Engineer Truck Barn	\$1,000,000
KL	Camp Wyandot Historic Camper Cabin Project	\$50,000
KM	Union Furnace / Starr Township Improvements	\$35,000

KN	Agricultural Society Millersburg Expo	\$750,000
KO	Safe Harbor Ohio	\$500,000
KP	Winesburg Park Improvements	\$250,000
KQ	West Holmes Local Schools Robotics Program	\$22,000
KR	Norwalk Theater Restoration	\$2,000,000
KS	Norwalk Public Library Rehab	\$400,000
KT	Feichtner Memorial Building Improvements	\$250,000
KU	Huron County Transfer Station Scale Replacement	\$202,000
KV	Jackson County Memorial Building Renovation	\$2,500,000
KW	City of Jackson Park and Trail Revitalization	\$1,000,000
KX	Jackson County Courthouse Building and Grounds Renovation	\$600,000
KY	Blamer Park Renovation	\$392,038
KZ	Wellston Food Pantry Turn-Key Renovation	\$200,000
LA	Wellston Fire Department Training Academy	\$175,000
LB	Jefferson County Agricultural Society Small Animal Barn	\$35,000
LC	Mount Vernon Police Station	\$2,000,000

LD	Fredericktown Water Infrastructure Improvements	\$750,000
LE	Family Fun Grounds in Knox County	\$125,000
LF	Willoughby Osborne Park Shoreline Protection	\$2,000,000
LG	Uptown Mentor Revitalization	\$1,500,000
LH	ISTEM Painesville Township Haden Facility and Crowns Project	\$1,000,000
LI	Mentor Fire Station	\$1,000,000
LJ	University Hospitals TriPoint Breast Center - Painesville	\$938,750
LK	Concord Township Waterline Extension Project	\$500,000
LL	Lake Erie College Center for Health Sciences	\$500,000
LM	Lake Metro Parks Lakefront Trail	\$500,000
LN	Kirtland Public Library Roof Project	\$340,625
LO	Mentor on the Lake - Lake Overlook	\$300,000
LP	Rabbit Run Theater Improvements	\$100,000
LQ	VFW Roof Repairs Mentor Post 9295	\$35,478
LR	Resources for Restoring Lives and Providing Safety and Security	\$15,328
LS	Wayne National Forest Welcome Center	\$5,000,000

LT	Coal Grove Village Riverfront Park	\$1,250,000
LU	Lawrence County School Communications	\$750,000
LV	Necco Center Improvements	\$375,000
LW	Boys and Girls Club of Portsmouth	\$100,000
LX	Buckeye Lake North Shore Park and Pier	\$8,500,000
LY	Memorial Health Systems Education and Event Center	\$3,000,000
LZ	Johnstown - Mink Street Water Infrastructure	\$500,000
MA	Newark Towne Center Project	\$1,854,000
MB	Buckeye Valley Family YMCA Pataskala Childcare Center	\$200,000
MC	Mary Ann Township Fire Department	\$66,000
MD	Hanover Hains Hill Drive Drainage Improvements	\$52,000
ME	Junior Achievement - Regional Satellite Learning Center	\$50,000
MF	Boys and Girls Club of Newark	\$46,195
MG	Indian Lake Advocacy Group	\$5,000,000
MH	Logan County Sewer District Flat Branch Upgrades	\$1,500,000

MI	Bellefontaine Calvary Christian School	\$250,000
MJ	Indian Lake Pickleball	\$150,000
MK	Lorain County Community College Desich Entrepreneurship Center 3rd Floor Microelectronics Training Hub	\$2,500,000
ML	Lorain County Fairs	\$2,500,000
MM	Boys and Girls Club of Elyria South	\$1,000,000
MN	Lorain County PACE Site Modifications	\$1,000,000
MO	The Nord Center Capital Improvement Project	\$1,000,000
MP	French Creek Sports Complex	\$925,000
MQ	Lorain County Administrative Building	\$750,000
MR	North Ridgeville Cypress Avenue Project	\$700,000
MS	Sheffield Lake Field House Rec Complex	\$600,000
MT	Black River Landing Amphitheater	\$500,000
MU	Haven Center Emergency Shelter / Neighborhood Alliance	\$500,000
MV	Vocational Guidance Services (VGS) Project - Lorain	\$500,000
MW	Lorain County Health and Dental Facility	\$375,000
MX	Elyria Public Library West River Branch	\$300,000



MY	Lorain Hispanic Veterans Memorial	\$300,000
MZ	Lorain County Kennel Project	\$250,000
NA	El Centro Facility Improvements	\$200,000
NB	Good Knights Bed Building Center	\$150,000
NC	Sheffield Village Colorado Avenue Side Path	\$150,000
ND	Carlisle Township Hall Project	\$100,000
NE	VFW Roof Repairs Wellington Post 6941	\$12,276
NF	Lucas County Seawall and River Edge Reconstruction Project	\$3,000,000
NG	Toledo Innovation Center	\$3,000,000
NH	Inclusive Multigenerational Community and Recreation Center (IMCRC)	\$2,900,000
NI	Virginia Stranahan Trail and Senior Affordable Housing/Senior Center Development	\$2,700,000
NJ	Eugene F. Kranz Toledo Express Airport Terminal Renovation Project	\$2,000,000
NK	Toledo YWCA Domestic Shelter Project	\$2,000,000
NL	Toledo Zoo Reptile House	\$1,740,000
NM	Toledo Fire and Rescue Department Facility Repairs	\$1,600,000

NN	Ottawa Park Revitalization Phase 1	\$950,000
NO	Imagination Station; Toledo Science Center World of Discovery Exhibit	\$750,000
NP	Homer Hanham Boys and Girls Club Renovation	\$650,000
NQ	Toledo Seagate Food Bank	\$650,000
NR	Pre-Medical and Health Science Academy at Mercy College	\$500,000
NS	Toledo School for the Performing Arts Replacement Windows	\$500,000
NT	Sylvania Township Safety Training and Grounds Improvement	\$485,000
NU	Toledo Safe Haven Ronald McDonald Facility	\$300,000
NV	Whitney Manor	\$300,000
NW	Toledo Hensville Entertainment District	\$250,000
NX	Ottawa Hills Walk Path Project	\$175,000
NY	Glass City Mural Wall Lighting (Toledo)	\$100,000
NZ	Lucas County Sheriff Substation Renovation	\$100,000
OA	Toledo Broadway Commercial Redevelopment Project	\$100,000
OB	Madison County Airport Improvements	\$35,938

OC	Animal Charity of Ohio Infrastructure Expansion	\$1,500,000
OD	Community Learning Center	\$1,000,000
OE	West Branch Regional Community Education and Wellness Training Center in Mahoning County	\$875,000
OF	Mahoning Valley Historical Society Expansion and Improvement	\$750,000
OG	Campbell Access and Safety Project	\$660,000
OH	Mahoning County Veterans Center	\$650,000
OI	Salem Airpark Improvements	\$600,000
OJ	Youngstown Area Jewish Federation Building Expansion	\$501,389
OK	Mahoning Valley Regional Multi-Jurisdictional Infrastructure Initiative	\$450,000
OL	Boys and Girls Club of Youngstown	\$300,000
OM	Youngstown Playhouse Roof	\$238,000
ON	Sheridan Road Multi-Use Trail	\$185,000
OO	Boys and Girls Club of Oak Hill	\$159,131
OP	City of Struthers Mauthe Park Splash Pad	\$103,150
OQ	Rich Center for Autism Building for Tomorrow Phase 2	\$100,000

OR	OCCHA Renovado Capital Campaign	\$93,500
OS	Canfield Police Department Drone Program	\$60,000
OT	War Vet Museum Facility and Program Improvement Project	\$60,000
OU	Austintown 9-11 Memorial Park	\$50,000
OV	VFW Roof Repairs Ellsworth Post 9571	\$14,480
OW	Marion Harding Performing Arts Center	\$500,000
OX	Marion Soldiers and Sailors Memorial Chapel	\$450,000
OY	George W. King Mansion - Etowah	\$300,000
OZ	Boys and Girls Club of Oak Street	\$277,170
PA	Terradise Nature Center Interpretive Center	\$200,000
PB	Women's History Resource Center Phase II	\$185,000
PC	City of Wadsworth Brickyard Athletic Complex and Fixler Reservation	\$2,500,000
PD	Lake Medina	\$1,500,000
PE	Akron Childrens Medina Health Center	\$1,400,000
PF	Medina County Career Center Modular Fire Training Tower	\$1,000,000
PG	Oenslager Nature Center	\$500,000

PH	City of Medina Multi-Use Uptown Loop Phase 1	\$396,000
PI	Medina County Radio System - Seville Tower	\$450,000
PJ	Medina County Sheriff Office Jail Safety Enhancement	\$200,000
PK	Equine Assisted Mental Health Community Campus	\$200,000
PL	Majestic Equine Connections	\$200,000
PM	Main Street Medina Facade Improvement	\$150,000
PN	Medina County Achievement Center Renovation and Innovative Vocational Training Building	\$100,000
PO	Serenite Restaurant and Culinary Institute Roof/Gutter Repair	\$65,000
PP	Main Street Medina South Town Gateway	\$62,000
PQ	VFW Roof Repairs Medina Post 5137	\$60,898
PR	Homer Township Tornado Siren Project	\$36,834
PS	Chippewa Lake Area Emergency Siren	\$35,000
PT	Ohio University Airport Improvements	\$2,500,000
PU	Meigs County Transportation Hub	\$1,500,000
PV	Racine Entertainment District	\$1,500,000
PW	1872 Hall Complex	\$250,000

PX	Meigs County Fair	\$250,000
PY	Fort Recovery Water Tower	\$600,000
PZ	Troy Great Miami River Recreation Connectivity Project	\$2,000,000
QA	Troy-Miami County Public Library Improvements	\$500,000
QB	Bethel Township VFD Improvements	\$400,000
QC	Graysville and Community VFD Improvements	\$250,000
QD	Bethel Community Center Improvements	\$183,000
QE	Woodsfield Government and Community Center	\$100,000
QF	Midway Community and Senior Citizens	\$70,000
QG	Laings Community Center	\$23,000
QH	VFW Roof Repairs Sardis Post 9930	\$19,836
QI	Miami Chapel Inspire Zone Youth Workforce Development Center - Boys & Girls Club	\$3,000,000
QJ	Dayton Aviation Heritage Site (Wright Factory)	\$2,000,000
QK	Dayton International Airport Concourse B	\$2,000,000
QL	Future Development of Wright-Patterson	\$1,500,000
QM	Healthy Family Market / Dayton Children's Pediatric Center	\$1,500,000

QN	Tri-Cities North Regional Wastewater Authority	\$1,500,000
QO	Kettering Business Park	\$1,250,000
QP	West Carrollton River District and Whitewater Park	\$500,000
QQ	Countryside Park Revitalization	\$1,000,000
QR	Ronald McDonald House of Dayton	\$1,000,000
QS	Schuster Center	\$1,000,000
QT	Union Ring Road Completion Project - Phase II	\$1,000,000
QU	Uptown Centerville Connectivity and Development Improvements	\$1,000,000
QV	Harrison Township Police Headquarters Renovation	\$950,000
QW	Saint Vincent de Paul Community Donation Intake Facility	\$800,000
QX	Saint Vincent de Paul Social Services Emergency Shelter for Men	\$500,000
QY	Homefull Housing, Food and Jobs Center	\$750,000
QZ	Jefferson Township Community Improvements	\$600,000
RA	BOLT Innovation Center	\$500,000
RB	Centerville Schools Safety Access	\$500,000

RC	Dayton Dream Center Transitional Housing	\$500,000
RD	East End Whole Family Services Hub Facility Expansion and Renovation in Dayton	\$500,000
RE	Union Ring Road Completion Project - Phase III	\$500,000
RF	Robinette Park	\$400,000
RG	Homefull's Healthy Start Child Care & Early Learning Center West Dayton	\$350,000
RH	Dayton Airshow	\$300,000
RI	Germantown Covered Bridge	\$275,000
RJ	Dayton Clothes that Work! Facility Improvements	\$250,000
RK	Flyghtwood Sports Life and Leadership Campus	\$250,000
RL	Grant Park Accessibility Improvements	\$250,000
RM	K-12 Gallery and TEJAS Acquisition Project	\$250,000
RN	Miami Township Public Works	\$250,000
RO	Old North Dayton Park Expansion Project	\$250,000
RP	Catholic Social Services Supervised Visitation Center	\$200,000
RQ	Dayton Alvis, Inc.	\$195,149



RR	Boys and Girls Club of Dayton	\$154,851
RS	Preservation of Dayton Woman's Club Historic Mansion	\$100,000
RT	West Memory Gardens Flood Mitigation Project	\$75,000
RU	German Township Channel Maintenance	\$60,000
RV	Miamisburg Historical Society Improvements	\$40,000
RW	Pennsville Volunteer Fire Department - New Building Construction	\$1,500,000
RX	Historic Preservation, Job Creation, and Healthcare Expansion at the Stanbery Building (McConnelssville)	\$500,000
RY	Malta/McConnelssville Equipment Project	\$325,000
RZ	Chesterhill VFD Station	\$250,000
SA	Morgan County Emergency Communications Center	\$250,000
SB	Morgan County Fair	\$250,000
SC	Reinersville Volunteer Fire Department	\$50,000
SD	Flying Horse Farms Renovation and Updates to Facilities	\$350,000
SE	Morrow County Engineers Facility	\$250,000
SF	Morrow County Health Department Renovations	\$250,000

SG	Water Filter Installation for Legacy Phosphorus Fields	\$500,000
SH	The Wilds Giraffe Barn and Innovative Guest Lodging	\$2,500,000
SI	Avondale Youth Center HVAC Upgrade	\$450,000
SJ	The Tribe Athletic Complex Track	\$1,000,000
SK	Ottawa County Workforce Hub and Center for Career Advancement	\$1,250,000
SL	Skills Academy in Ottawa County	\$250,000
SM	Ottawa County Fairgrounds Upgrades	\$200,000
SN	Put-In-Bay Downtown Promenade Renovation	\$200,000
SO	Genoa Civic Theatre Improvements	\$100,000
SP	Paulding County Agricultural Society Racetrack Lighting Improvement	\$41,000
SQ	Antwerp Rotary Basketball Court	\$40,000
SR	Perry County Community Access and Workforce Training	\$500,000
SS	Reading Township Volunteer Fire Department	\$1,250,000
ST	Thornville AMVETS 51	\$80,000
SU	South Bloomfield Corridor Improvements	\$1,500,000

SV	Ohio Christian University for Science	\$500,000
SW	Pickaway County Library	\$250,000
SX	Memorial Hall Window Replacement Project	\$200,000
SY	Pike Emergency Operations Backup Power Project	\$750,000
SZ	Ravenna Health Center	\$1,500,000
TA	Serenity House Residential Facility	\$700,000
TB	Happy Trails Farm Animal Sanctuary Welcome Center	\$500,000
TC	Kent Safety Town	\$250,000
TD	Shalersville Park	\$225,000
TE	Freedom Township Historical Society Historical Museum	\$105,000
TF	Buchert Park Improvements	\$51,000
TG	Portage County Children's Advantage HVAC	\$40,000
TH	Windham Historical Society	\$27,950
TI	Preble County Fairgrounds Stall Barns	\$700,000
TJ	Preble Gratis Well Reconstruction	\$50,000
TK	Fort Jennings Park Pedestrian Bridge and Park Improvements	\$350,000

TL	The Ottoville Park Community Wellness and Recreation Enhancement Project	\$213,000
TM	Womens Policy and Resource Center	\$100,000
TN	Buckeye Park Improvements	\$40,000
TO	Mansfield Christian School Improvements	\$1,500,000
TP	Avita Comprehensive Cancer Center	\$1,150,000
TQ	Plymouth Fire Department Building Replacement	\$600,000
TR	Mansfield Theater "Road to 100" Renovation	\$500,000
TS	YMCA-North Central Ohio Sports Complex	\$500,000
TT	Main Street Plaza Improvement Project	\$250,000
TU	Richland County Agricultural Society	\$100,000
TV	VFW Roof Repairs Mansfield Post 3494	\$27,964
TW	Ohio Genealogical Society Archives Security	\$10,000
TX	Hopewell Regional Visitor Center	\$5,000,000
TY	Union Township Fire Department Project	\$175,000
TZ	Fremont Downtown Revitalization	\$1,350,000
UA	Hayes Presidential Library Improvements	\$300,000
UB	Fremont Water Access Emergency Response	\$150,000
UC	Shawnee State University College of Health	\$5,000,000

	and Human Services	
UD	Appalachian Youth Behavioral Health Services Expansion	\$2,000,000
UE	Scioto County Safety Operations Center	\$696,000
UF	Scioto County Fairgrounds	\$600,000
UG	Green Township Garage	\$500,000
UH	Installer Technician Registered Apprenticeship in Scioto County	\$323,150
UI	Portsmouth Courtroom Renovations	\$240,000
UJ	Bloom-Vernon Local Schools Lighting	\$51,600
UK	Seneca County Agricultural Center	\$370,000
UL	Fostoria Learning Center Security	\$352,000
UM	Seneca County Museum Interior Revitalization	\$190,000
UN	Bettsville Emergency Medical Services Renovation	\$150,000
UO	Attica-Venice Township Joint Cemetery Mausoleum	\$93,742
UP	Court Street Streetscape Project	\$50,000
UQ	Ritz Theatre Marquee Renovation	\$30,000
UR	Fort Loramie Industrial Park	\$724,000

US	Midwest Regional ESC Resilient Heights Improvements	\$600,000
UT	Shelby County Community Workforce Training Center	\$500,000
UU	Boys and Girls Club of Massillon	\$193,904
UV	VFW Roof Repairs Louisville Post 7490	\$42,970
UW	Hall of Fame Village	\$9,763,126
UX	Pro Football Hall of Fame Modernization	\$7,000,000
UY	Stark County Juvenile Detention System Demolition	\$64,200
UZ	Cascade Plaza	\$5,000,000
VA	New Franklin Sewer Project	\$3,800,000
VB	Akron-Canton Airport West Side Development for Aeronautic Activity	\$3,200,000
VC	Cuyahoga Falls Regional Fire Training Complex	\$3,000,000
VD	Akron Art Museum - Center for Digital Discovery	\$2,000,000
VE	Akron Zoo Veterinary Hospital	\$1,750,000
VF	Akron Community Health Center Addiction One Campus Expansion	\$1,250,000
VG	Barberton City Hall and Justice Center	\$1,000,000

VH	Summit County Mobile Medical Project	\$1,000,000
VI	Boston Heights Safety Center	\$986,831
VJ	Middle School Trades Education Center in Summit County	\$750,000
VK	Hudson Inclusive Playground	\$680,000
VL	Summit County Fairgrounds New Agriculture Center	\$600,000
VM	Macedonia Service Center	\$500,000
VN	Child Guidance and Family Solutions - Multi- Campus	\$450,000
VO	Boys and Girls Club - Steve Wise	\$440,913
VP	Akron Urban League Building Improvements	\$400,000
VQ	Legacy Building Project Improvements	\$400,000
VR	Bath North Fork Preserve Improvements	\$170,000
VS	Copley Road Trail East	\$150,000
VT	G.A.R. Hall Rehabilitation	\$150,000
VU	Stark State Oil and Natural Gas Job Training Equipment	\$100,000
VV	Stow First Responders Memorial	\$95,863
VW	Special Education Cornerstone Community	\$76,393

	School	
VX	Boston Township Hall ADA Upgrades	\$50,000
VY	Cortland Safety Service Complex / Training Facility	\$2,150,000
VZ	West Warren Industrial Park Traffic and Fire Suppression Improvements	\$1,500,000
WA	Holy Trinity Orthodox Christian Academy and Preschool	\$1,000,000
WB	Eastwood Field Renovations	\$500,000
WC	Trumbull County Fairgrounds Grandstand Renovation	\$500,000
WD	Cortland's Outdoor Education & Event Space	\$350,000
WE	Bloomfield Regional Emergency Medical Services Renovation Project	\$345,000
WF	Mosquito Lake State Park Water Improvements	\$330,350
WG	Camp Sugarbush Infrastructure Improvements	\$300,000
WH	John F. Kennedy Renovation Project	\$300,000
WI	Hubbard Outpost Sanitary Sewer Project	\$175,000
WJ	Liberty Township Fencing Project	\$100,000
WK	Victory Christian School Renovation	\$100,000



WL	Tuscarawas County Facilities Investments in Health, Safety, and Election Security	\$2,500,000
WM	Tuscarawas County Engineer Building	\$1,350,000
WN	Cleveland Clinic Union Hospital Cancer Center	\$1,000,000
WO	Fire, EMT, Law Enforcement Burn Building	\$500,000
WP	Norma Johnson Center Improvements (Red Barn and Brandywine)	\$250,000
WQ	Dover Public Library Roof Replacement Project	\$85,731
WR	Transportation Research Center, Inc. Impact Lab Upgrades	\$24,000,000
WS	Richwood Pickleball	\$218,000
WT	Leesburg Township Walking Trail and Playground Project	\$162,545
WU	The Village of Richwood Fairgrounds	\$49,849
WV	Northwest State Community College Van Wert Campus Renovation	\$1,000,000
WW	Van Wert Regional Airport Runway Project	\$600,000
WX	VFW Roof Repairs Van Wert Post 5803	\$41,754
WY	Middle Point Memorial Park	\$25,000
WZ	Moser Park Concession Stand Replacement	\$19,860

XA	Wilkesville Township Outdoor Warning Siren	\$35,000
XB	Cincinnati Open Tennis Tournament	\$27,500,000
XC	Warren County Ion Exchange Project	\$200,000
XD	Waynesville and Maineville Girl Scout Camp Improvements	\$200,000
XE	VFW Roof Repairs Mason Post 9622	\$9,969
XF	Mid Ohio Valley Aquatic Center	\$750,000
XG	Decatur Township Building Construction	\$350,000
XH	Boys and Girls Club of Marietta	\$213,909
XI	Marietta Saint Mary of the Assumption Roof Project	\$150,000
XJ	Betsy Mills Drainage Project	\$79,000
XK	Marietta College Womens Softball Complex	\$50,000
XL	VFW Roof Repairs New Matamoras Post 6387	\$13,740
XM	Shreve Wastewater Treatment Plant System Improvements	\$1,750,000
XN	Wooster Community Hospital Improvements	\$1,000,000
XO	Wayne County Agricultural Society, Inc.	\$415,000
XP	Wayne County Airport Hangar Construction Project	\$350,000

XQ	Wayne County Emergency Vehicle Drivers Training Course	\$300,000
XR	Boys and Girls Club of Orrville	\$280,318
XS	Boys and Girls Club of Edgewood	\$186,771
XT	Foodsphere Commercial Kitchen/Food Marketplace	\$100,000
XU	Edgerton Community Center	\$425,000
XV	Installation of Elevator to North Annex Building in Williams County	\$187,076
XW	Wabash Cannonball Trail: Design Engineering	\$153,500
XX	Wood County Engineer Garage and Maintenance Facility (Bowling Green)	\$1,000,000
XY	Wood County Educational Service Center	\$750,000
XZ	Positive Community Connections Center Project (Bowling Green)	\$600,000
YA	Wood County Committee on Aging	\$500,000
YB	City of Perrysburg	\$200,000
YC	North Baltimore Public Library Emergency Repairs	\$100,000
YD	Wood County Public Library Heating Project	\$100,000
YE	Upper Sandusky Midway Industrial Park	\$400,000

YF VFW Roof Repairs Carey Post 3759 \$20,712

**Sec. 243.10.**

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A PWC PUBLIC WORKS COMMISSION

B State Capital Improvements Fund (Fund 7038)

C C15000 Local Public Infrastructure ~~\$400,000,000~~

\$415,000,000

D State Capital Improvements Fund (Fund 7038) Total ~~\$400,000,000~~

\$415,000,000

E State Capital Improvements Revolving Loan Fund (Fund 7040)

F C15030 Revolving Loan \$100,000,000

G State Capital Improvements Revolving Loan Fund (Fund  
7040) Total \$100,000,000

H Clean Ohio Conservation Fund (Fund 7056)

I C15060 Clean Ohio Conservation \$75,300,000

J Clean Ohio Conservation Fund (Fund 7056) Total \$75,300,000

K TOTAL ALL FUNDS ~~\$575,300,000~~

\$590,300,000

LOCAL PUBLIC INFRASTRUCTURE

10210

Capital appropriations in ~~this act~~ H.B. 2 of the 135th 10211  
General Assembly made from the State Capital Improvements Fund 10212  
(Fund 7038) shall be used in accordance with sections 164.01 to 10213  
164.12 of the Revised Code. The Director of the Public Works 10214  
Commission may certify to the Director of Budget and Management 10215  
that a need exists to appropriate investment earnings to be used 10216  
in accordance with sections 164.01 to 164.12 of the Revised 10217  
Code. If the Director of Budget and Management determines 10218  
pursuant to division (D) of section 164.08 and section 164.12 of 10219  
the Revised Code that investment earnings are available to 10220  
support additional appropriations, such amounts are hereby 10221  
appropriated. 10222

If the Public Works Commission receives refunds due to 10223  
project overpayments that are discovered during a post-project 10224  
audit, the Director of the Public Works Commission may certify 10225  
to the Director of Budget and Management that refunds have been 10226  
received. In certifying the refunds, the Director of the Public 10227  
Works Commission shall provide the Director of Budget and 10228  
Management information on the project refunds. The certification 10229  
shall detail by project the source and amount of project 10230  
overpayments received and include any supporting documentation 10231  
required or requested by the Director of Budget and Management. 10232  
Upon receipt of the certification, the Director of Budget and 10233  
Management shall determine if the project refunds are necessary 10234  
to support existing appropriations. If the project refunds are 10235  
available to support additional appropriations, these amounts 10236  
are hereby appropriated to appropriation item C15000, Local 10237  
Public Infrastructure/State CIP. 10238

Of the foregoing appropriation item C15000, Local Public 10239  
Infrastructure, \$15,000,000 under the Emergency Program shall be 10240  
used to provide grants to communities to assist with road-slip 10241

<u>emergency projects on nonstate roads or locally maintained</u>	10242
<u>routes and portions of interstates.</u>	10243
REVOLVING LOAN	10244
Capital appropriations in <del>this act</del> <u>H.B. 2 of the 135th</u>	10245
<u>General Assembly</u> made from the State Capital Improvements	10246
Revolving Loan Fund (Fund 7040) shall be used in accordance with	10247
sections 164.01 to 164.12 of the Revised Code.	10248
If the Public Works Commission receives refunds due to	10249
project overpayments that are discovered during a post-project	10250
audit, the Director of the Public Works Commission may certify	10251
to the Director of Budget and Management that refunds have been	10252
received. In certifying the refunds, the Director of the Public	10253
Works Commission shall provide the Director of Budget and	10254
Management information on the project refunds. The certification	10255
shall detail by project the source and amount of project	10256
overpayments received and include any supporting documentation	10257
required or requested by the Director of Budget and Management.	10258
Upon receipt of the certification, the Director of Budget and	10259
Management shall determine if the project refunds are necessary	10260
to support existing appropriations. If the project refunds are	10261
available to support additional appropriations, these amounts	10262
are hereby appropriated to appropriation item C15030, Revolving	10263
Loan.	10264
CLEAN OHIO CONSERVATION GRANT REPAYMENTS	10265
Capital appropriations in <del>this act</del> <u>H.B. 2 of the 135th</u>	10266
<u>General Assembly</u> made from the Clean Ohio Conservation Fund	10267
(Fund 7056) shall be used in accordance with sections 164.20 to	10268
164.27 of the Revised Code.	10269
Any amount in grant repayments received by the Public	10270

Works Commission and deposited into the Clean Ohio Conservation 10271  
Fund pursuant to section 164.261 of the Revised Code is hereby 10272  
appropriated through the foregoing appropriation item C15060, 10273  
Clean Ohio Conservation. 10274

**Sec. 243.20.** The Ohio Public Facilities Commission is 10275  
hereby authorized to issue and sell, in accordance with Sections 10276  
2p and 2s of Article VIII, Ohio Constitution, and Chapter 151. 10277  
and particularly sections 151.01 and 151.08 of the Revised Code, 10278  
original obligations, in an aggregate principal amount not to 10279  
exceed ~~\$215,000,000~~ \$230,000,000 in addition to the original 10280  
obligations heretofore authorized by prior acts of the General 10281  
Assembly. These authorized obligations shall be issued, subject 10282  
to applicable constitutional and statutory limitations, as 10283  
needed to provide sufficient moneys to the credit of the State 10284  
Capital Improvements Fund (Fund 7038) to pay costs of capital 10285  
improvement projects of local subdivisions. 10286

**Section 620.31.** That existing Sections 200.20, 200.30 (as 10287  
amended by S.B. 54 of the 135th General Assembly), 243.10, and 10288  
243.20 of H.B. 2 of the 135th General Assembly are hereby 10289  
repealed. 10290

**Section 701.10.** The member elected House Assistant Speaker 10291  
Pro Tempore shall receive the compensation set in division (A) 10292  
(4) of section 101.27 of the Revised Code for calendar year 2025 10293  
at a prorated amount commensurate with the period of time the 10294  
member serves in the position. This amount is in addition to 10295  
other amounts to which the member is entitled under section 10296  
101.27 of the Revised Code, such as a committee supplement. 10297

**Section 737.10.** Sections 3704.14, 4503.10, 4503.102, and 10298  
4503.103 of the Revised Code, as amended by this act, shall be 10299  
known as the E-Check Ease Act. 10300

**Section 749.10.** (A) Not later than December 31, 2028, the  
Public Utilities Commission shall complete a review of train  
derailments in Ohio using statistics from the Federal Railroad  
Administration to identify derailments due to bearing or axle  
failure over the three years proceeding from the effective date  
of this section.

(B) The commission shall send a copy of the review  
described in division (A) of this section to the following:

(1) The Governor;

(2) The President of the Senate;

(3) The Speaker of the House of Representatives;

(4) The minority leaders of both the Senate and the House  
of Representatives.

**Section 755.10.** (A) The Director of Transportation, in  
consultation with the Northeast Ohio Areawide Coordinating  
Agency, shall continue conducting a study, initiated in  
September 2024, to develop a traffic congestion management  
strategic plan. However, at the Director's discretion, the  
Northeast Ohio Areawide Coordinating Agency may lead the study.  
The study shall examine the area along Interstate Route 71  
between the following boundaries:

(1) To the north, U.S. Route 42;

(2) To the south, State Route 303;

(3) To the west, U.S. Route 42;

(4) To the east, West 130th Street.

(B) (1) Not later than December 31, 2026, the Director or,  
as applicable, the Northeast Ohio Areawide Coordinating Agency



shall complete the study and submit a report of the study's 10328  
findings to all of the following: 10329

(a) The Governor; 10330

(b) The Speaker of the House of Representatives; 10331

(c) The President of the Senate; 10332

(d) The chairpersons of the committees of the House of 10333  
Representatives and the Senate pertaining to transportation; 10334

(e) The chief executive officer and the legislative 10335  
authority of the municipal corporations of Strongsville, North 10336  
Royalton, and Brunswick. 10337

(2) The Director or, as applicable, the Northeast Ohio 10338  
Areawide Coordinating Agency may include in the report solutions 10339  
to mitigate and strategically manage any traffic congestion 10340  
concerns found during the study. 10341

**Section 755.20.** (A) (1) Upon recommendation under division 10342  
(D) of this section, the Department of Transportation shall 10343  
contract with a neutral third-party entity to conduct a study of 10344  
the Department's pavement-selection process. The study shall 10345  
include all of the following: 10346

(a) Life-cycle cost analysis, user delay analysis, 10347  
construct ability, and environmental factors related to asphalt 10348  
and concrete pavements; 10349

(b) An examination of subbase design methods, including 10350  
stabilized bases in pavement design criteria, the long-term 10351  
effects of cement-treated bases, and the beneficial qualities of 10352  
lime, chemical, or geotextile soil reinforcement; 10353

(c) The design and construction of durable and low- 10354

maintenance pavement materials that contribute to improved 10355  
roadway resilience, reduced life-cycle costs, and environmental 10356  
benefits, such as materials involving one hundred per cent 10357  
recycled asphalt product and materials involving sustainable and 10358  
performance-enhancing elements, including pelletized ground tire 10359  
rubber. 10360

(2) The Department shall hold the contract with the 10361  
neutral third-party entity, and the contract shall be submitted 10362  
to the Controlling Board for approval. The Controlling Board 10363  
shall approve or disapprove the contract in the same manner in 10364  
which contracts entered into under Chapter 5526. of the Revised 10365  
Code are approved or disapproved. The entity shall be an 10366  
individual or an academic, research, or professional association 10367  
with an expertise in pavement-selection decisions and shall not 10368  
be a research center for concrete or asphalt pavement. 10369

(3) The study conducted by the neutral third-party entity 10370  
shall compare and contrast the Department's pavement-selection 10371  
process with those of other states and with model selection 10372  
processes as described by the American Association of State 10373  
Highway and Transportation Officials and the Federal Highway 10374  
Administration. 10375

(B) The Director of Transportation shall appoint an 10376  
advisory council to recommend the neutral third-party entity, 10377  
approve the entity's scope of study, and issue a final report 10378  
with recommendations in accordance with division (D) of this 10379  
section. The advisory council shall consist of the following 10380  
members: 10381

(1) The Director of Transportation, who shall act as 10382  
Chairperson of the council; 10383

(2) A member of the Ohio Society of Certified Public	10384
Accountants;	10385
(3) A member of a statewide business organization	10386
representing major corporate entities from a list of three names	10387
recommended by the Speaker of the House of Representatives;	10388
(4) A member of the Ohio Society of Professional	10389
Engineers;	10390
(5) A member of a business organization representing small	10391
or independent businesses from a list of three names recommended	10392
by the President of the Senate;	10393
(6) A representative of Ohio Concrete;	10394
(7) A representative of Flexible Pavements of Ohio.	10395
(C) Members of the advisory council representing the Ohio	10396
Society of Certified Public Accountants, the Ohio Society of	10397
Professional Engineers, the small or independent businesses, and	10398
the major corporate entities shall have no conflict of interest	10399
with the position. For purposes of this section, "conflict of	10400
interest" means taking any action that violates any provision of	10401
Chapter 102. or 2921. of the Revised Code.	10402
(D) The Director shall appoint the advisory council no	10403
later than July 31, 2025. The advisory council shall recommend	10404
the neutral third-party entity to the Director and shall	10405
determine the scope of the study to be conducted by the entity	10406
not later than September 1, 2025. Once appointed, the advisory	10407
council shall meet, at a minimum, every thirty days to direct	10408
and monitor the work of the neutral third-party entity,	10409
including responding to any questions raised by the neutral	10410
third-party entity. The council shall publish a schedule of	10411
meetings and provide adequate public notice of these meetings.	10412

The meetings are subject to applicable public meeting requirements. 10413  
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The advisory council shall issue a final report with recommendations concerning the Department's pavement selection process to the Director. The report and recommendations shall take into account the study conducted by the neutral third-party entity. The advisory council shall allow a comment period of not less than thirty days before it issues the final report. The advisory council shall issue the report on or before June 30, 2026. Upon issuing its final report, the advisory council ceases to exist. 10415  
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**Section 755.40.** (A) Not later than October 1, 2025, the Director of Transportation shall establish the Road Safety Pilot Program to assess speed compliance in construction zones. The pilot program shall operate for one year after that date. 10424  
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(B) The Director shall ensure that the Road Safety Pilot Program includes both of the following in one or more construction zones: 10428  
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(1) Speed monitoring devices with flashing lights that display the speed at which a motor vehicle operator is traveling in a construction zone; 10431  
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(2) Any other methods determined by the Department that have the effect of reducing the speed at which motor vehicle operators travel in a construction zone, including lane changes, rumble strips, and single lanes. However, for purposes of the program, the Department shall not use any device that would result in an individual being issued a citation, summons, or ticket by any entity other than a peace officer who is physically present at the time of an offense. 10434  
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(C) The Director shall post signs in each construction zone that is utilized under the Pilot Program that indicate that the construction zone is being monitored for speed for purposes of the Pilot Program.

(D) The Director may contract with a third party to implement the Pilot Program.

(E) Nothing in this section shall otherwise impact or impede the enforcement of any violation of any law. An operator of a motor vehicle shall not be cited for any violation of law based solely on information derived from speed cameras used in accordance with this section.

(F) Not later than three months after the termination of the pilot program, the Director shall submit to the President of the Senate, the Speaker of the House of Representatives, and the Governor a report regarding the results of the Road Safety Pilot Program. The report shall include data summarizing instances of excessive speed in construction zones that are included in the pilot program.

**Section 755.50.** The Director of Transportation shall conduct a feasibility study for the creation of an Interstate Route 73 corridor connecting the municipal corporation of Toledo to the municipal corporation of Chesapeake, primarily alongside current United States Route 23. The purpose of the new corridor is to better connect Interstate Route 74, Interstate Route 75, and the states of Michigan, Ohio, West Virginia, Virginia, North Carolina, and South Carolina along one continuous interstate route.

The feasibility study shall examine how to alleviate congestion along United States Route 23, the economic impacts of

a new interstate corridor, safety concerns, connectivity issues, 10471  
and methods for coordinating with the other states and the 10472  
United States Department of Transportation for the creation of 10473  
the corridor. 10474

The Director shall complete the feasibility study not 10475  
later than December 31, 2026. 10476

**Section 755.60.** (A) The Department of Transportation and 10477  
the Ohio Turnpike and Infrastructure Commission shall work 10478  
together to create a joint plan regarding the feasibility of 10479  
connecting U.S. Route 23 to Interstate Route 71 by doing one of 10480  
the following: 10481

(1) Expanding State Route 229 in northern Delaware County; 10482

(2) Expanding another similar state route or other highway 10483  
in northern Delaware County; 10484

(3) Creating a new freeway between U.S. Route 23 and 10485  
Interstate Route 71 in northern Delaware County; 10486

(4) Creating a toll road between U.S. Route 23 and 10487  
Interstate Route 71 in northern Delaware County. 10488

(B) As part of the plan, related to the options specified 10489  
in divisions (A) (3) and (4) of this section, the Department and 10490  
Commission shall prepare a preliminary engineering report that 10491  
determines the most feasible routes for the new freeway or toll 10492  
road. As part of the report, the Department and Commission shall 10493  
determine five potential alignments for the freeway or toll road 10494  
and specify which alignment is the preferred route. 10495

(C) The plan shall be completed not later than three 10496  
months after the effective date of this section. 10497

(D) As part of the plan, the Department and the Commission 10498

shall determine whether construction would be best conducted by 10499  
the Department or the Commission. If construction is best 10500  
conducted by the Commission, the plan also shall include whether 10501  
the Commission's statutory authority is sufficient to make the 10502  
project a turnpike project. 10503

(E) The Department and Commission shall submit their plan 10504  
to the President of the Senate, the Speaker of the House of 10505  
Representatives, the Minority Leaders of both the Senate and the 10506  
House of Representatives, and the chairpersons of the respective 10507  
committees of the House of Representatives and Senate 10508  
responsible for transportation related matters. 10509

**Section 755.70.** Beginning July 1, 2025, until June 30, 10510  
2027, the Department of Transportation may close a rest area 10511  
that is under the Department's control and jurisdiction as 10512  
established under section 5515.07 of the Revised Code only if 10513  
the rest area's parking lot remains available for commercial 10514  
motor vehicles as defined in section 4506.01 of the Revised 10515  
Code. 10516

**Section 755.80.** The Ohio Turnpike and Infrastructure 10517  
Commission shall conduct a feasibility study for the creation of 10518  
an interchange allowing access on and off of the Ohio Turnpike 10519  
at approximately mile marker one hundred near the municipal 10520  
corporation of Clyde in Sandusky County. The Commission shall 10521  
assess the approximate cost, any barriers to establishing the 10522  
interchange, and the benefits to the local community resulting 10523  
from more immediate access to the Ohio Turnpike. 10524

The Commission shall complete the feasibility study not 10525  
later than December 31, 2026. 10526

**Section 757.10.** MOTOR FUEL TAX DISTRIBUTIONS TO HIGHWAY 10527

OPERATING FUND	10528
On the last day of each month in the biennium ending June 30, 2027, before making any of the distributions specified in section 5735.051 of the Revised Code but after any transfers to the tax refund fund as required by that section and section 5703.052 of the Revised Code, the Treasurer of State shall deposit the first two per cent of the amount of motor fuel tax received for the preceding calendar month to the credit of the Highway Operating Fund (Fund 7002).	10529 10530 10531 10532 10533 10534 10535 10536
<b>Section 757.20. MOTOR FUEL DEALER REFUNDS</b>	10537
Notwithstanding Chapter 5735. of the Revised Code, the following apply for the period of July 1, 2025, to June 30, 2027:	10538 10539 10540
(A) For the discount under section 5735.06 of the Revised Code, if the monthly report is timely filed and the tax is timely paid, one per cent of the total number of gallons of motor fuel received by the motor fuel dealer within the state during the preceding calendar month, less the total number of gallons deducted under divisions (B)(1)(a) and (b) of section 5735.06 of the Revised Code, less one-half of one per cent of the total number of gallons of motor fuel that were sold to a retail dealer during the preceding calendar month.	10541 10542 10543 10544 10545 10546 10547 10548 10549
(B) For the semiannual periods ending December 31, 2025, June 30, 2026, December 31, 2026, and June 30, 2027, the refund provided to retail dealers under section 5735.141 of the Revised Code shall be one-half of one per cent of the Ohio motor fuel taxes paid on fuel purchased during those semiannual periods.	10550 10551 10552 10553 10554
<b>Section 757.30. MONTHLY TRANSFERS TO GASOLINE EXCISE TAX FUND</b>	10555 10556



The Director of Budget and Management shall transfer cash 10557  
in equal monthly increments totaling \$179,054,124 in fiscal year 10558  
2026 and in equal monthly increments totaling \$187,584,952 in 10559  
fiscal year 2027 from the Highway Operating Fund (Fund 7002) to 10560  
the Gasoline Excise Tax Fund (Fund 7060). The monthly amounts 10561  
transferred under this section shall be distributed as follows: 10562

(A) 42.86 per cent shall be distributed among the 10563  
municipal corporations within the state under division (A) (2) (b) 10564  
(i) of section 5735.051 of the Revised Code; 10565

(B) 37.14 per cent shall be distributed among the counties 10566  
within the state under division (A) (2) (b) (ii) of section 10567  
5735.051 of the Revised Code; and 10568

(C) 20 per cent shall be distributed among the townships 10569  
within the state under division (A) (2) (b) (iii) of section 10570  
5735.051 of the Revised Code. 10571

**Section 801.10.** PROVISIONS OF LAW GENERALLY APPLICABLE TO 10572  
APPROPRIATIONS 10573

Law contained in the main operating appropriations act of 10574  
the 136th General Assembly that is generally applicable to the 10575  
appropriations made in the main operating appropriations act 10576  
also is generally applicable to the appropriations made in this 10577  
act. 10578

**Section 805.10.** SEVERABILITY 10579

The items of law contained in this act, and their 10580  
applications, are severable. If any item of law contained in 10581  
this act, or if any application of any item of law contained in 10582  
this act, is held invalid, the invalidity does not affect other 10583  
items of law contained in this act and their applications that 10584  
can be given effect without the invalid item or application. 10585

**Section 810.10.** An item of law, other than an amending,  
enacting, or repealing clause, that composes the whole or part  
of an uncodified section contained in this act has no effect  
after June 30, 2027, unless its context clearly indicates  
otherwise.

**Section 820.10.** APPROPRIATIONS AND REFERENDUM

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

An appropriation of money made in this act is not subject  
to the referendum insofar as a contemplated expenditure  
authorized thereby is wholly to meet a current expense within  
the meaning of Ohio Constitution, Article II, Section 1d and  
section 1.471 of the Revised Code. To that extent, the  
appropriation takes effect immediately when this act becomes  
law. Conversely, the appropriation is subject to the referendum  
insofar as a contemplated expenditure authorized thereby is  
wholly or partly not to meet a current expense within the  
meaning of Ohio Constitution, Article II, Section 1d. To that  
extent, the appropriation takes effect on the ninety-first day  
after this act is filed with the Secretary of State.

**Section 820.20.** The amendment, enactment, or repeal by  
this act of the sections listed below is exempt from the  
referendum under Ohio Constitution, Article II, section 1d and  
section 1.471 of the Revised Code and therefore takes effect  
immediately when this act becomes law or, if a later effective  
date is specified below, on that date.

Section 101.27 of the Revised Code and Section 701.10 of  
this act.

Section 511.10 of this act.	10615
Sections 200.20 and 200.30 of H.B. 2 of the 135th General Assembly.	10616 10617
<b>Section 820.30.</b> LAWS AND REFERENDUM	10618
Except as otherwise provided in this act, the amendment, enactment, or repeal by this act of a section of law is subject to the referendum under Ohio Constitution, Article II, Section 1c and therefore takes effect on the ninety-first day after this act is filed with the Secretary of State or, if a later effective date is specified below, on that date.	10619 10620 10621 10622 10623 10624
<b>Section 820.40.</b> Sections 4503.183, 4505.072, 4505.08, 4513.071, 4513.38, and 4513.41 of the Revised Code, as amended or enacted by this act, take effect one hundred eighty days after the effective date of this section.	10625 10626 10627 10628
<b>Section 820.50.</b> Sections 117.12 and 117.56 of the Revised Code, as amended or enacted by this act, take effect October 1, 2025.	10629 10630 10631
<b>Section 830.10.</b> The General Assembly, applying the principle stated in division (B) of section 1.52 of the Revised Code that amendments are to be harmonized if reasonably capable of simultaneous operation, finds that the following sections, presented in this act as composites of the sections as amended by the acts indicated, are the resulting versions of the sections in effect prior to the effective date of the sections as presented in this act:	10632 10633 10634 10635 10636 10637 10638 10639
Section 4511.61 of the Revised Code as amended by both H.B. 26 and H.B. 95 of the 132nd General Assembly.	10640 10641
Section 4511.132 of the Revised Code as amended by H.B. 9,	10642

H.B. 26, H.B. 95, and H.B. 250, all of the 132nd General	10643
Assembly.	10644