## As Introduced

132nd General Assembly Regular Session 2017-2018

H. B. No. 208

**Representative Patton** 

## A BILL

To amend section 4511.093 of the Revised Code to	1
prohibit a local authority with a population of	2
200 or fewer from utilizing traffic law photo-	3
monitoring devices.	4

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

Section 1. That section 4511.093 of the Revised Code be	5
amended to read as follows:	6
Sec. 4511.093. (A) A local authority may utilize a traffic	7
law photo-monitoring device for the purpose of detecting traffic	8
law violations. If the local authority is a county or township,	9
the board of county commissioners or the board of township	10
trustees may adopt such resolutions as may be necessary to	11
enable the county or township to utilize traffic law photo-	12
monitoring devices.	13
(B) The use of a traffic law photo-monitoring device is	14
subject to the following conditions:	15
(1) A local authority shall use a traffic law photo-	16
monitoring device to detect and enforce traffic law violations	17
only if a law enforcement officer is present at the location of	18
the device at all times during the operation of the device and	19

if the local authority complies with sections 4511.094 and 20 4511.095 of the Revised Code. 21 (2) A law enforcement officer who is present at the 22 location of any traffic law photo-monitoring device and who 23 personally witnesses a traffic law violation may issue a ticket 24 for the violation. Such a ticket shall be issued in accordance 25 with section 2935.25 of the Revised Code and is not subject to 26 sections 4511.096 to 4511.0910 and section 4511.912 of the 27 Revised Code. 28 29 (3) If a traffic law photo-monitoring device records a traffic law violation and the law enforcement officer who was 30 present at the location of the traffic law photo-monitoring 31 device does not issue a ticket as provided under division (B)(2) 32 of this section, the local authority may only issue a ticket in 33 accordance with sections 4511.096 to 4511.0912 of the Revised 34 Code. 35 (4) No local authority with a population of two hundred or 36 fewer shall use a traffic law photo-monitoring device to detect 37 and enforce traffic law violations. 38 Section 2. That existing section 4511.093 of the Revised 39 Code is hereby repealed. 40

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