

**As Passed by the House**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**Sub. H. B. No. 113**

**Representative Patton**

**Cosponsors: Representatives Hood, Riedel, Schaffer, West, Green, Sheehy, Miranda, O'Brien, Becker, Boyd, Brent, Brown, Carruthers, Crossman, Denson, Galonski, Ginter, Greenspan, Hambley, Hoops, Leland, Lepore-Hagan, Manning, G., Miller, A., Oelslager, Rogers, Smith, K., Smith, R., Stein, Upchurch**

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**A BILL**

To amend section 4513.612 of the Revised Code to  
prohibit a private towing service from employing  
or compensating spotters.

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

**Section 1.** That section 4513.612 of the Revised Code be  
amended to read as follows:

**Sec. 4513.612.** (A) As used in this section, "spotter"  
means a person whose task is to report the presence of  
unauthorized parked vehicles for purposes of towing, removal, or  
impounding. "Spotter" does not include a law enforcement officer  
as defined in section 2901.01 of the Revised Code who, in the  
performance of the officer's duties, is tasked with reporting  
the presence of such vehicles for purposes of towing, removal,  
or impounding.

"Spotter" does not include a private property owner, the  
owner's agent, or a towing company under contract with the owner  
in accordance with division (B) (3) of section 4513.601 of the

Revised Code, when all of the following apply: 17

(1) A private tow-away zone is located on the private 18  
property owner's property; 19

(2) The private property owner or the owner's agent 20  
requests the towing service to remove a motor vehicle from the 21  
private tow-away zone. 22

(B)(1) No private towing service shall knowingly offer or 23  
provide monetary compensation in exchange for the authorization 24  
to tow motor vehicles from a specified location or on behalf of 25  
the person to whom the towing service offered or provided the 26  
compensation. 27

(2) Division (A)(1) of this section does not prohibit a 28  
private towing service from negotiating or reducing towing and 29  
storage fees. 30

~~(B)~~(C) No private towing service shall knowingly employ 31  
or otherwise compensate or use a spotter. 32

(D) Whoever violates division ~~(A)~~(B) of this section is 33  
guilty of a minor misdemeanor. 34

(E) Whoever violates division (C) of this section is 35  
guilty of a misdemeanor of the third degree. 36

**Section 2.** That existing section 4513.612 of the Revised 37  
Code is hereby repealed. 38