

**As Introduced**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**H. B. No. 787**

**Representative Wiggam**

**Cosponsors: Representatives Kick, Romanchuk, Fraizer, Perales**

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**A BILL**

To amend sections 311.30, 505.541, 509.04, 3501.29, 1  
3781.111, 4503.10, 4503.12, 4503.44, 4511.69, 2  
4517.01, 4517.12, 4521.01, 4521.02, 4731.481, 3  
and 4734.161 and to enact sections 4503.441, 4  
4503.442, 4503.443, 4503.444, 4503.445, 5  
4503.446, 4503.447, 4503.448, 4511.691, 6  
4511.692, 4511.693, 4511.694, 4511.695, 7  
4511.696, 4511.697, 4511.698, and 4511.699 of 8  
the Revised Code to make changes to the laws 9  
governing accessible parking. 10

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

**Section 1.** That sections 4503.44, 4511.69, 4521.01, 11  
4521.02, 4731.481, and 4734.161 be amended and sections 12  
4503.441, 4503.442, 4503.443, 4503.444, 4503.445, 4503.446, 13  
4503.447, 4503.448, 4511.691, 4511.692, 4511.693, 4511.694, 14  
4511.695, 4511.696, 4511.697, 4511.698, and 4511.699 of the 15  
Revised Code be enacted to read as follows: 16

**Sec. 4503.44.** ~~(A) As used in this section and in section~~ 17  
~~4511.69~~ sections 4503.44 to 4503.448 of the Revised Code: 18

~~(1)~~ (A) "Person with a disability that limits or impairs the ability to walk" means any person who, as determined by a health care provider, meets any of the following criteria:

~~(a)~~ (1) Cannot walk two hundred feet without stopping to rest;

~~(b)~~ (2) Cannot walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device;

~~(c)~~ (3) Is restricted by a lung disease to such an extent that the person's forced (respiratory) expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty millimeters of mercury on room air at rest;

~~(d)~~ (4) Uses portable oxygen;

~~(e)~~ (5) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American heart association;

~~(f)~~ (6) Is severely limited in the ability to walk due to an arthritic, neurological, or orthopedic condition;

~~(g)~~ (7) Is blind, legally blind, or severely visually impaired.

~~(2)~~ (B) "Organization" means any private organization or corporation, or any governmental board, agency, department, division, or office, that, as part of its business or program, transports persons with disabilities that limit or impair the ability to walk on a regular basis in a motor vehicle that has not been altered for the purpose of providing it with special

equipment for use by persons with disabilities. ~~This definition~~ 47  
~~does not apply to division (I) of this section.~~ 48

~~(3)~~ (C) "Health care provider" means a physician, 49  
physician assistant, advanced practice registered nurse, 50  
optometrist, or chiropractor as defined in this section except 51  
that an optometrist shall only make determinations as to 52  
division ~~(A) (1) (g)~~ (A) (7) of this section. 53

~~(4)~~ (D) "Physician" means a person licensed to practice 54  
medicine or surgery or osteopathic medicine and surgery under 55  
Chapter 4731. of the Revised Code. 56

~~(5)~~ (E) "Chiropractor" means a person licensed to practice 57  
chiropractic under Chapter 4734. of the Revised Code. 58

~~(6)~~ (F) "Advanced practice registered nurse" means a 59  
certified nurse practitioner, clinical nurse specialist, 60  
certified registered nurse anesthetist, or certified nurse- 61  
midwife who holds a certificate of authority issued by the board 62  
of nursing under Chapter 4723. of the Revised Code. 63

~~(7)~~ (G) "Physician assistant" means a person who is 64  
licensed as a physician assistant under Chapter 4730. of the 65  
Revised Code. 66

~~(8)~~ (H) "Optometrist" means a person licensed to engage in 67  
the practice of optometry under Chapter 4725. of the Revised 68  
Code. 69

(I) "Accessible license plate" means a license plate 70  
issued to a person or organization under sections 4503.41 and 71  
4503.441 of the Revised Code. 72

(J) "Removable windshield placard" means a removable 73  
windshield placard issued to a person or organization under 74

section 4503.442 of the Revised Code and includes a temporary 75  
removable windshield placard, unless otherwise specified. 76

~~(B)(1) An organization, or a person with a disability that~~ 77  
~~limits or impairs the ability to walk, may apply for the~~ 78  
~~registration of any motor vehicle the organization or person~~ 79  
~~owns or leases. When a motor vehicle has been altered for the~~ 80  
~~purpose of providing it with special equipment for a person with~~ 81  
~~a disability that limits or impairs the ability to walk, but is~~ 82  
~~owned or leased by someone other than such a person, the owner~~ 83  
~~or lessee may apply to the registrar or a deputy registrar for~~ 84  
~~registration under this section. The application for~~ 85  
~~registration of a motor vehicle owned or leased by a person with~~ 86  
~~a disability that limits or impairs the ability to walk shall be~~ 87  
~~accompanied by a signed statement from the applicant's health~~ 88  
~~care provider certifying that the applicant meets at least one~~ 89  
~~of the criteria contained in division (A)(1) of this section and~~ 90  
~~that the disability is expected to continue for more than six~~ 91  
~~consecutive months. The application for registration of a motor~~ 92  
~~vehicle that has been altered for the purpose of providing it~~ 93  
~~with special equipment for a person with a disability that~~ 94  
~~limits or impairs the ability to walk but is owned by someone~~ 95  
~~other than such a person shall be accompanied by such~~ 96  
~~documentary evidence of vehicle alterations as the registrar may~~ 97  
~~require by rule.~~ 98

~~(2) When an organization, a person with a disability that~~ 99  
~~limits or impairs the ability to walk, or a person who does not~~ 100  
~~have a disability that limits or impairs the ability to walk but~~ 101  
~~owns a motor vehicle that has been altered for the purpose of~~ 102  
~~providing it with special equipment for a person with a~~ 103  
~~disability that limits or impairs the ability to walk first~~ 104  
~~submits an application for registration of a motor vehicle under~~ 105

~~this section and every fifth year thereafter, the organization- 106  
or person shall submit a signed statement from the applicant's- 107  
health care provider, a completed application, and any required- 108  
documentary evidence of vehicle alterations as provided in- 109  
division (B) (1) of this section, and also a power of attorney- 110  
from the owner of the motor vehicle if the applicant leases the- 111  
vehicle. Upon submission of these items, the registrar or deputy- 112  
registrar shall issue to the applicant appropriate vehicle- 113  
registration and a set of license plates and validation- 114  
stickers, or validation stickers alone when required by section- 115  
4503.191 of the Revised Code. In addition to the letters and- 116  
numbers ordinarily inscribed thereon, the license plates shall- 117  
be imprinted with the international symbol of access. The- 118  
license plates and validation stickers shall be issued upon- 119  
payment of the regular license fee as prescribed under section- 120  
4503.04 of the Revised Code and any motor vehicle tax levied- 121  
under Chapter 4504. of the Revised Code, and the payment of a- 122  
service fee equal to the amount specified in division (D) or (G)- 123  
of section 4503.10 of the Revised Code.- 124~~

~~(C) (1) A person with a disability that limits or impairs- 125  
the ability to walk may apply to the registrar of motor vehicles- 126  
for a removable windshield placard by completing and signing an- 127  
application provided by the registrar. The person shall include- 128  
with the application a prescription from the person's health- 129  
care provider prescribing such a placard for the person based- 130  
upon a determination that the person meets at least one of the- 131  
criteria contained in division (A) (1) of this section. The- 132  
health care provider shall state on the prescription the length- 133  
of time the health care provider expects the applicant to have- 134  
the disability that limits or impairs the person's ability to- 135  
walk.- 136~~

~~In addition to one placard or one or more sets of license  
plates, a person with a disability that limits or impairs the  
ability to walk is entitled to one additional placard, but only  
if the person applies separately for the additional placard,  
states the reasons why the additional placard is needed, and the  
registrar, in the registrar's discretion determines that good  
and justifiable cause exists to approve the request for the  
additional placard.~~ 137  
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~~(2) An organization may apply to the registrar of motor  
vehicles for a removable windshield placard by completing and  
signing an application provided by the registrar. The  
organization shall comply with any procedures the registrar  
establishes by rule. The organization shall include with the  
application documentary evidence that the registrar requires by  
rule showing that the organization regularly transports persons  
with disabilities that limit or impair the ability to walk.~~ 145  
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~~(3) Upon receipt of a completed and signed application for  
a removable windshield placard, the accompanying documents  
required under division (C) (1) or (2) of this section, and  
payment of a service fee equal to the amount specified in  
division (D) or (G) of section 4503.10 of the Revised Code, the  
registrar or deputy registrar shall issue to the applicant a  
removable windshield placard, which shall bear the date of  
expiration on both sides of the placard and shall be valid until  
expired, revoked, or surrendered. Every removable windshield  
placard expires as described in division (C) (4) of this section,  
but in no case shall a removable windshield placard be valid for  
a period of less than sixty days. Removable windshield placards  
shall be renewable upon application as provided in division (C)  
(1) or (2) of this section and upon payment of a service fee  
equal to the amount specified in division (D) or (G) of section~~ 153  
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~~4503.10 of the Revised Code for the renewal of a removable- 168  
windshield placard. The registrar shall provide the application- 169  
form and shall determine the information to be included thereon. 170  
The registrar also shall determine the form and size of the 171  
removable windshield placard, the material of which it is to be 172  
made, and any other information to be included thereon, and 173  
shall adopt rules relating to the issuance, expiration, 174  
revocation, surrender, and proper display of such placards. Any 175  
placard issued after October 14, 1999, shall be manufactured in- 176  
a manner that allows the expiration date of the placard to be 177  
indicated on it through the punching, drilling, boring, or 178  
creation by any other means of holes in the placard. 179~~

~~(4) At the time a removable windshield placard is issued 180  
to a person with a disability that limits or impairs the ability 181  
to walk, the registrar or deputy registrar shall enter into the 182  
records of the bureau of motor vehicles the last date on which 183  
the person will have that disability, as indicated on the 184  
accompanying prescription. Not less than thirty days prior to 185  
that date and all removable windshield placard renewal dates, 186  
the bureau shall send a renewal notice to that person at the 187  
person's last known address as shown in the records of the 188  
bureau, informing the person that the person's removable 189  
windshield placard will expire on the indicated date not to 190  
exceed five years from the date of issuance, and that the person 191  
is required to renew the placard by submitting to the registrar 192  
or a deputy registrar another prescription, as described in 193  
division (C) (1) or (2) of this section, and by complying with 194  
the renewal provisions prescribed in division (C) (3) of this 195  
section. If such a prescription is not received by the registrar 196  
or a deputy registrar by that date, the placard issued to that 197  
person expires and no longer is valid, and this fact shall be 198~~

~~recorded in the records of the bureau.~~ 199

~~(5) At least once every year, on a date determined by the registrar, the bureau shall examine the records of the office of vital statistics, located within the department of health, that pertain to deceased persons, and also the bureau's records of all persons who have been issued removable windshield placards and temporary removable windshield placards. If the records of the office of vital statistics indicate that a person to whom a removable windshield placard or temporary removable windshield placard has been issued is deceased, the bureau shall cancel that placard, and note the cancellation in its records.~~ 200  
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~~The office of vital statistics shall make available to the bureau all information necessary to enable the bureau to comply with division (C) (5) of this section.~~ 210  
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~~(6) Nothing in this section shall be construed to require a person or organization to apply for a removable windshield placard or special license plates if the special license plates issued to the person or organization under prior law have not expired or been surrendered or revoked.~~ 213  
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~~(D) (1) (a) A person with a disability that limits or impairs the ability to walk may apply to the registrar or a deputy registrar for a temporary removable windshield placard. The application for a temporary removable windshield placard shall be accompanied by a prescription from the applicant's health care provider prescribing such a placard for the applicant, provided that the applicant meets at least one of the criteria contained in division (A) (1) of this section and that the disability is expected to continue for six consecutive months or less. The health care provider shall state on the prescription the length of time the health care provider expects~~ 218  
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~~the applicant to have the disability that limits or impairs the  
applicant's ability to walk, which cannot exceed six months from  
the date of the prescription. Upon receipt of an application for  
a temporary removable windshield placard, presentation of the  
prescription from the applicant's health care provider, and  
payment of a service fee equal to the amount specified in  
division (D) or (G) of section 4503.10 of the Revised Code, the  
registrar or deputy registrar shall issue to the applicant a  
temporary removable windshield placard.~~

~~(b) Any active-duty member of the armed forces of the  
United States, including the reserve components of the armed  
forces and the national guard, who has an illness or injury that  
limits or impairs the ability to walk may apply to the registrar  
or a deputy registrar for a temporary removable windshield  
placard. With the application, the person shall present evidence  
of the person's active-duty status and the illness or injury.  
Evidence of the illness or injury may include a current  
department of defense convalescent leave statement, any  
department of defense document indicating that the person  
currently has an ill or injured casualty status or has limited  
duties, or a prescription from any health care provider  
prescribing the placard for the applicant. Upon receipt of the  
application and the necessary evidence, the registrar or deputy  
registrar shall issue the applicant the temporary removable  
windshield placard without the payment of any service fee.~~

~~(2) The temporary removable windshield placard shall be of  
the same size and form as the removable windshield placard,  
shall be printed in white on a red-colored background, and shall  
bear the word "temporary" in letters of such size as the  
registrar shall prescribe. A temporary removable windshield  
placard also shall bear the date of expiration on the front and~~

~~back of the placard, and shall be valid until expired,~~ 260  
~~surrendered, or revoked, but in no case shall such a placard be~~ 261  
~~valid for a period of less than sixty days. The registrar shall~~ 262  
~~provide the application form and shall determine the information~~ 263  
~~to be included on it, provided that the registrar shall not~~ 264  
~~require a health care provider's prescription or certification~~ 265  
~~for a person applying under division (D) (1) (b) of this section.~~ 266  
~~The registrar also shall determine the material of which the~~ 267  
~~temporary removable windshield placard is to be made and any~~ 268  
~~other information to be included on the placard and shall adopt~~ 269  
~~rules relating to the issuance, expiration, surrender,~~ 270  
~~revocation, and proper display of those placards. Any temporary~~ 271  
~~removable windshield placard issued after October 14, 1999,~~ 272  
~~shall be manufactured in a manner that allows for the expiration~~ 273  
~~date of the placard to be indicated on it through the punching,~~ 274  
~~drilling, boring, or creation by any other means of holes in the~~ 275  
~~placard.~~ 276

~~(E) If an applicant for a removable windshield placard is~~ 277  
~~a veteran of the armed forces of the United States whose~~ 278  
~~disability, as defined in division (A) (1) of this section, is~~ 279  
~~service connected, the registrar or deputy registrar, upon~~ 280  
~~receipt of the application, presentation of a signed statement~~ 281  
~~from the applicant's health care provider certifying the~~ 282  
~~applicant's disability, and presentation of such documentary~~ 283  
~~evidence from the department of veterans affairs that the~~ 284  
~~disability of the applicant meets at least one of the criteria~~ 285  
~~identified in division (A) (1) of this section and is service~~ 286  
~~connected as the registrar may require by rule, but without the~~ 287  
~~payment of any service fee, shall issue the applicant a~~ 288  
~~removable windshield placard that is valid until expired,~~ 289  
~~surrendered, or revoked.~~ 290

~~(F) Upon a conviction of a violation of division (H) or  
(I) of this section, the court shall report the conviction, and  
send the placard, if available, to the registrar, who thereupon  
shall revoke the privilege of using the placard and send notice  
in writing to the placardholder at that holder's last known  
address as shown in the records of the bureau, and the  
placardholder shall return the placard if not previously  
surrendered to the court, to the registrar within ten days  
following mailing of the notice.~~ 291  
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~~Whenever a person to whom a removable windshield placard  
has been issued moves to another state, the person shall  
surrender the placard to the registrar; and whenever an  
organization to which a placard has been issued changes its  
place of operation to another state, the organization shall  
surrender the placard to the registrar.~~ 300  
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~~(G) Subject to division (F) of section 4511.69 of the  
Revised Code, the operator of a motor vehicle displaying a  
removable windshield placard, temporary removable windshield  
placard, or the special license plates authorized by this  
section is entitled to park the motor vehicle in any special  
parking location reserved for persons with disabilities that  
limit or impair the ability to walk, also known as handicapped  
parking spaces or disability parking spaces.~~ 306  
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~~(H) No person or organization that is not eligible for the  
issuance of license plates or any placard under this section  
shall willfully and falsely represent that the person or  
organization is so eligible.~~ 314  
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~~No person or organization shall display license plates  
issued under this section unless the license plates have been  
issued for the vehicle on which they are displayed and are~~ 318  
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~~valid.~~ 321

~~(I) No person or organization to which a removable windshield placard or temporary removable windshield placard is issued shall do either of the following:~~ 322  
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~~(1) Display or permit the display of the placard on any motor vehicle when having reasonable cause to believe the motor vehicle is being used in connection with an activity that does not include providing transportation for persons with disabilities that limit or impair the ability to walk;~~ 325  
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~~(2) Refuse to return or surrender the placard, when required.~~ 330  
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~~(J) If a removable windshield placard, temporary removable windshield placard, or parking card is lost, destroyed, or mutilated, the placardholder or cardholder may obtain a duplicate by doing both of the following:~~ 332  
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~~(1) Furnishing suitable proof of the loss, destruction, or mutilation to the registrar;~~ 336  
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~~(2) Paying a service fee equal to the amount specified in division (D) or (G) of section 4503.10 of the Revised Code.~~ 338  
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~~Any placardholder or cardholder who loses a placard or card and, after obtaining a duplicate, finds the original, immediately shall surrender the original placard or card to the registrar.~~ 340  
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~~(K) (1) The registrar shall pay all fees received under this section for the issuance of removable windshield placards or temporary removable windshield placards or duplicate removable windshield placards or cards into the state treasury to the credit of the public safety - highway purposes fund~~ 344  
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~~created in section 4501.06 of the Revised Code.~~ 349

~~(2) In addition to the fees collected under this section,~~ 350  
~~the registrar or deputy registrar shall ask each person applying~~ 351  
~~for a removable windshield placard or temporary removable~~ 352  
~~windshield placard or duplicate removable windshield placard or~~ 353  
~~license plate issued under this section, whether the person~~ 354  
~~wishes to make a two-dollar voluntary contribution to support~~ 355  
~~rehabilitation employment services. The registrar shall transmit~~ 356  
~~the contributions received under this division to the treasurer~~ 357  
~~of state for deposit into the rehabilitation employment fund,~~ 358  
~~which is hereby created in the state treasury. A deputy~~ 359  
~~registrar shall transmit the contributions received under this~~ 360  
~~division to the registrar in the time and manner prescribed by~~ 361  
~~the registrar. The contributions in the fund shall be used by~~ 362  
~~the opportunities for Ohioans with disabilities agency to~~ 363  
~~purchase services related to vocational evaluation, work~~ 364  
~~adjustment, personal adjustment, job placement, job coaching,~~ 365  
~~and community-based assessment from accredited community~~ 366  
~~rehabilitation program facilities.~~ 367

~~(I) For purposes of enforcing this section, every peace~~ 368  
~~officer is deemed to be an agent of the registrar. Any peace~~ 369  
~~officer or any authorized employee of the bureau of motor~~ 370  
~~vehicles who, in the performance of duties authorized by law,~~ 371  
~~becomes aware of a person whose placard or parking card has been~~ 372  
~~revoked pursuant to this section, may confiscate that placard or~~ 373  
~~parking card and return it to the registrar. The registrar shall~~ 374  
~~prescribe any forms used by law enforcement agencies in~~ 375  
~~administering this section.~~ 376

~~No peace officer, law enforcement agency employing a peace~~ 377  
~~officer, or political subdivision or governmental agency~~ 378

~~employing a peace officer, and no employee of the bureau is~~ 379  
~~liable in a civil action for damages or loss to persons arising~~ 380  
~~out of the performance of any duty required or authorized by~~ 381  
~~this section. As used in this division, "peace officer" has the~~ 382  
~~same meaning as in division (B) of section 2935.01 of the~~ 383  
~~Revised Code.~~ 384

~~(M) All applications for registration of motor vehicles,~~ 385  
~~removable windshield placards, and temporary removable~~ 386  
~~windshield placards issued under this section, all renewal~~ 387  
~~notices for such items, and all other publications issued by the~~ 388  
~~bureau that relate to this section shall set forth the criminal~~ 389  
~~penalties that may be imposed upon a person who violates any~~ 390  
~~provision relating to special license plates issued under this~~ 391  
~~section, the parking of vehicles displaying such license plates,~~ 392  
~~and the issuance, procurement, use, and display of removable~~ 393  
~~windshield placards and temporary removable windshield placards~~ 394  
~~issued under this section.~~ 395

~~(N) Whoever violates this section is guilty of a~~ 396  
~~misdemeanor of the fourth degree.~~ 397

Sec. 4503.441. (A) Any of the following owners or lessors 398  
of a motor vehicle may apply to register that motor vehicle for 399  
purposes of obtaining an accessible license plate under this 400  
section: 401

(1) An organization; 402

(2) A person with a disability that limits or impairs the 403  
ability to walk; 404

(3) A person who owns or leases a motor vehicle that has 405  
been altered for the purpose of providing it with special 406  
equipment for a person with a disability that limits or impairs 407

the ability to walk. 408

(B) (1) The application for registration of a motor vehicle 409  
owned or leased by an organization shall be accompanied by 410  
documentary evidence showing that the organization regularly 411  
transports persons with disabilities that limit or impair the 412  
ability to walk. 413

(2) The application for registration of a motor vehicle 414  
owned or leased by a person with a disability that limits or 415  
impairs the ability to walk shall be accompanied by an 416  
accessible parking certification form from the applicant's 417  
health care provider certifying that the applicant meets at 418  
least one of the criteria contained in division (A) of section 419  
4503.44 of the Revised Code and that the disability is expected 420  
to continue for more than six consecutive months. 421

(3) The application for registration of a motor vehicle 422  
that has been altered for the purpose of providing it with 423  
special equipment for a person with a disability that limits or 424  
impairs the ability to walk shall be accompanied by such 425  
documentary evidence of vehicle alterations as the registrar may 426  
require by rule. 427

(4) The application for registration of a leased motor 428  
vehicle under this section shall be accompanied by a power of 429  
attorney from the owner of the motor vehicle. 430

(5) The supporting documents required by divisions (B) (1) 431  
to (4) of this section, as applicable, shall be submitted with 432  
the initial application for registration of the motor vehicle 433  
and every fifth year thereafter. 434

(C) Upon submission of a completed application and any 435  
supporting documents required under division (B) of this 436

section, the registrar or deputy registrar shall issue to the 437  
applicant the appropriate vehicle registration and an accessible 438  
license plate and validation sticker, or a validation sticker 439  
alone when required by section 4503.191 of the Revised Code. In 440  
addition to the letters and numbers ordinarily inscribed on the 441  
license plate, the license plate shall be imprinted with the 442  
international symbol of access. The license plate and validation 443  
sticker shall be issued upon payment of the regular license fee 444  
as prescribed under section 4503.04 of the Revised Code, any 445  
motor vehicle tax levied under Chapter 4504. of the Revised 446  
Code, and a service fee equal to the amount specified in section 447  
4503.038 of the Revised Code, and compliance with all other 448  
applicable laws relating to the registration of motor vehicles. 449

(D) No person or organization that is not eligible for the 450  
issuance of an accessible license plate shall willfully and 451  
falsely represent that the person or organization is so 452  
eligible. 453

**Sec. 4503.442.** (A) (1) A person with a disability that 454  
limits or impairs the ability to walk may apply to the registrar 455  
of motor vehicles for a removable windshield placard or a 456  
temporary removable windshield placard by completing and signing 457  
an application provided by the registrar. 458

(2) The person shall include with the application an 459  
accessible parking certification form from the person's health 460  
care provider authorizing such a placard for the person. The 461  
health care provider shall base the authorization on a 462  
determination that the person meets at least one of the criteria 463  
contained in division (A) of section 4503.44 of the Revised 464  
Code. The health care provider shall state on the form the 465  
length of time the health care provider expects the applicant to 466

have the disability that limits or impairs the person's ability 467  
to walk. If the length of time the applicant is expected to have 468  
the disability is six consecutive months or less, the applicant 469  
shall submit an application for a temporary removable windshield 470  
placard. 471

(3) A person with a disability that limits or impairs the 472  
ability to walk is entitled to one additional placard, but only 473  
if the person applies separately for the additional placard and 474  
states the reasons why the additional placard is needed. The 475  
registrar shall determine whether good and justifiable cause 476  
exists to approve the request for the additional placard. 477

(B) An organization may apply to the registrar for a 478  
removable windshield placard by completing and signing an 479  
application provided by the registrar. The organization shall 480  
include with the application documentary evidence showing that 481  
the organization regularly transports persons with disabilities 482  
that limit or impair the ability to walk. The organization shall 483  
comply with any procedures the registrar establishes by rule. 484

(C) Upon receipt of a completed and signed application for 485  
a removable windshield placard, the accompanying documents 486  
required under either division (A) or (B) of this section, and 487  
payment of a service fee equal to the amount specified in 488  
section 4503.038 of the Revised Code, the registrar or deputy 489  
registrar shall issue to the applicant a removable windshield 490  
placard or a temporary removable windshield placard to a person 491  
or organization. 492

(D) (1) A removable windshield placard shall display the 493  
date of expiration on both sides of the placard and is valid 494  
until expired, revoked, canceled, or surrendered. A removable 495  
windshield placard expires on the earliest of the following two 496

dates: 497

(a) The date that the person issued the placard is 498  
expected to no longer have the disability that limits or impairs 499  
the ability to walk, as indicated on the accessible parking 500  
certification form; 501

(b) Five years after the date of issuance of the placard. 502

In no case shall a removable windshield placard be valid 503  
for a period of less than sixty days. 504

(2) A person or organization shall renew a removable 505  
windshield placard upon application as provided in division (A) 506  
or (B) of this section and upon payment of a service fee equal 507  
to the amount specified in section 4503.038 of the Revised Code. 508

(3) Not less than thirty days prior to the expiration date 509  
of a removable windshield placard, the bureau of motor vehicles 510  
shall send a renewal notice to the person or organization that 511  
has been issued the placard. The bureau shall send the notice to 512  
the person's or organization's last known address, as shown in 513  
the records of the bureau. The notice shall state that the 514  
placard is expiring and instructions on how to renew the 515  
placard. 516

(4) If a person or organization fails to renew the 517  
removable windshield placard issued to that person or 518  
organization prior to the expiration date, the placard issued to 519  
that person or organization expires. 520

(E) At least once every year, on a date determined by the 521  
registrar, the bureau shall examine the records of the office of 522  
vital statistics, located within the department of health, that 523  
pertain to deceased persons, and also the bureau's records of 524  
all persons who have been issued removable windshield placards. 525

If the records of the office of vital statistics indicate that a 526  
person to whom a removable windshield placard has been issued is 527  
deceased, the bureau shall cancel that placard, and note the 528  
cancellation in its records. 529

The office of vital statistics shall make available to the 530  
bureau all information necessary to enable the bureau to comply 531  
with division (E) of this section. 532

(F) (1) The removable windshield placard shall be printed 533  
in white on a blue-colored background and shall display the 534  
international symbol of access, the name of the state, and the 535  
great seal of the state. The placard also shall display a 536  
distinguishing number assigned to the placard and the printed 537  
expiration date of the placard by month, day, and year. 538

(2) The temporary removable windshield placard shall be 539  
the same size and form and shall have the same contents as the 540  
removable windshield placard, except that it shall be printed in 541  
white on a red-colored background and also shall display the 542  
word "temporary." 543

(G) (1) Any active-duty member of the armed forces of the 544  
United States, including the reserve components of the armed 545  
forces and the national guard, who has an illness or injury that 546  
limits or impairs the ability to walk may apply to the registrar 547  
or a deputy registrar for a temporary removable windshield 548  
placard. 549

(2) With the application, the applicant shall present 550  
evidence of the person's active-duty status and the illness or 551  
injury. Evidence of the illness or injury may include any of the 552  
following: 553

(a) A current department of defense convalescent leave 554

statement; 555

(b) Any department of defense document indicating that the 556  
applicant currently has an ill or injured casualty status or has 557  
limited duties; 558

(c) An accessible parking certification form from any 559  
health care provider authorizing the placard for the applicant. 560

(3) Upon receipt of the application and the necessary 561  
documentary evidence, the registrar or deputy registrar shall 562  
issue the applicant the temporary removable windshield placard 563  
without requiring the payment of any service fee. 564

(H) (1) An applicant for a removable windshield placard may 565  
obtain the placard without payment of a service fee if both of 566  
the following apply: 567

(a) The applicant is a veteran of the armed forces of the 568  
United States with a service-connected disability. 569

(b) The applicant submits the accessible parking 570  
certification form required under division (A) of this section 571  
and documentary evidence from the department of veterans affairs 572  
that the disability identified on the form is service-connected. 573

(2) Upon receipt of the application and the necessary 574  
documentary evidence, the registrar or deputy registrar shall 575  
issue the applicant the removable windshield placard without 576  
requiring the payment of a service fee. 577

(I) If a removable windshield placard is lost, destroyed, 578  
or mutilated, the person or organization issued the placard may 579  
obtain a duplicate by doing both of the following: 580

(1) Furnishing suitable proof of the loss, destruction, or 581  
mutilation to the registrar; 582

(2) Paying a service fee equal to the amount specified in 583  
section 4503.038 of the Revised Code. 584

Any person or organization who loses a placard and, after 585  
obtaining a duplicate, finds the original, immediately shall 586  
surrender the original placard to the registrar. 587

(J) No person or organization that is not eligible for the 588  
issuance of a removable windshield placard shall willfully and 589  
falsely represent that the person or organization is so 590  
eligible. 591

(K) Nothing in this section shall be construed to require 592  
a person or organization to apply for a removable windshield 593  
placard if the placard issued to the person or organization 594  
under prior law has not expired or been surrendered, revoked, or 595  
canceled. 596

(L) The registrar shall pay all fees received under this 597  
section for the issuance of removable windshield placards into 598  
the state treasury to the credit of the public safety - highway 599  
purposes fund created in section 4501.06 of the Revised Code. 600

(M) The registrar shall adopt any rules necessary to 601  
administer this section, including any necessary procedures or 602  
required documentary evidence. The rules shall include the 603  
creation of a model accessible parking certification form. The 604  
registrar shall make the form available on the bureau of motor 605  
vehicle's web site. 606

**Sec. 4503.443.** In addition to the fees collected under 607  
sections 4503.441 and 4503.442 of the Revised Code, the 608  
registrar of motor vehicles or deputy registrar shall ask each 609  
person applying for a removable windshield placard, duplicate 610  
removable windshield placard, or an accessible license plate, 611

whether the person wishes to make a two-dollar voluntary 612  
contribution to support rehabilitation employment services. The 613  
registrar shall transmit the contributions received under this 614  
section to the treasurer of state for deposit into the 615  
rehabilitation employment fund, which is hereby created in the 616  
state treasury. A deputy registrar shall transmit the 617  
contributions received under this section to the registrar in 618  
the time and manner prescribed by the registrar. 619

The opportunities for Ohioans with disabilities agency 620  
shall use the contributions deposited in the fund to purchase 621  
from accredited community rehabilitation program facilities 622  
services related to vocational evaluation, work adjustment, 623  
personal adjustment, job placement, job coaching, and community- 624  
based assessment. 625

**Sec. 4503.444.** (A) The following documents shall include 626  
the information listed in division (B) of this section: 627

(1) An application for registration of a motor vehicle 628  
under section 4503.441 of the Revised Code; 629

(2) An application for a removable windshield placard 630  
under section 4503.442 of the Revised Code; 631

(3) A renewal notice for the items listed in divisions (A) 632  
(1) and (2) of this section; 633

(4) All other publications issued by the bureau of motor 634  
vehicles that relate to sections 4503.44 to 4503.447 of the 635  
Revised Code. 636

(B) The documents listed in division (A) of this section 637  
shall set forth the penalties that may be imposed upon a person 638  
who violates any of the following provisions: 639

(1) The laws relating to the issuance, procurement, use, 640  
and display of accessible license plates issued under section 641  
4503.441 of the Revised Code; 642

(2) The laws relating to the issuance, procurement, use, 643  
and display of removable windshield placards issued under 644  
section 4503.442 of the Revised Code; 645

(3) The laws relating to the parking of a motor vehicle 646  
displaying an accessible license plate or removable windshield 647  
placard in an accessible parking space. 648

**Sec. 4503.445.** (A) Any person or organization that 649  
possesses an accessible license plate or a removable windshield 650  
placard shall return the plate or placard to the bureau of motor 651  
vehicles if any of the following occur: 652

(1) The plate expires and is not renewed or the placard 653  
expires. 654

(2) The plate or placard was issued to a person who is now 655  
deceased. 656

(3) The plate or placard was issued to a person who no 657  
longer qualifies for the plate or placard. 658

(4) The placard was issued to a person who no longer lives 659  
in the state or to an organization that changed its place of 660  
operation to another state. 661

(B) No person or organization shall refuse to return or 662  
surrender the placard, when required. 663

(C) No person shall operate a motor vehicle that displays 664  
an accessible license plate or a removable windshield placard if 665  
the plate or placard is expired, canceled, or revoked, was 666  
issued to a person who is deceased, or was issued to a person or 667

organization that no longer qualifies for the plate or placard. 668

(D) (1) A violation of division (B) or (C) of this section, 669  
division (D) of section 4503.441, or division (J) of section 670  
4503.442 of the Revised Code is a fourth degree misdemeanor. 671

(2) The offenses established under this section are strict 672  
liability offenses and section 2901.20 of the Revised Code does 673  
not apply. The designation of these offenses as strict liability 674  
offenses shall not be construed to imply that any other offense, 675  
for which there is no specified degree of culpability, is not a 676  
strict liability offense. 677

(E) Any fine collected under division (D) of this section 678  
shall be paid into the accessible parking violations fund 679  
established by section 4511.693 of the Revised Code. 680

**Sec. 4503.446.** (A) Subject to section 4511.692 of the 681  
Revised Code, the operator of a motor vehicle displaying an 682  
accessible license plate or removable windshield placard is 683  
entitled to park the motor vehicle in any special parking 684  
location reserved for persons with disabilities that limit or 685  
impair the ability to walk, also known as accessible parking 686  
spaces or disability parking spaces. 687

(B) No person or organization shall display an accessible 688  
license plate unless the license plate was issued for the motor 689  
vehicle on which it is displayed and is valid. 690

(C) No person or organization issued a removable 691  
windshield placard shall do either of the following: 692

(1) Display or allow the display of the placard on a motor 693  
vehicle when the motor vehicle is being used for an activity 694  
that does not include providing transportation for a person with 695  
a disability that limits or impairs the ability to walk; 696

(2) Transfer the placard to any other person or entity. 697

(D) (1) A violation of division (B) or (C) of this section 698  
is a fourth degree misdemeanor. 699

(2) The offenses established under this section are strict 700  
liability offenses and section 2901.20 of the Revised Code does 701  
not apply. The designation of these offenses as strict liability 702  
offenses shall not be construed to imply that any other offense, 703  
for which there is no specified degree of culpability, is not a 704  
strict liability offense. 705

(E) Upon a conviction of a violation of division (B) or 706  
(C) of this section, the court shall report the conviction, and 707  
send the placard, if available, to the registrar of motor 708  
vehicles. The registrar shall revoke the privilege of using the 709  
placard and send a written notice to the placardholder at that 710  
holder's last known address, as shown in the records of the 711  
bureau of motor vehicles. The placardholder shall return the 712  
placard, if not previously surrendered to the court, to the 713  
registrar within ten days following the mailing of the notice. 714

(F) Any fine collected under division (D) of this section 715  
shall be paid into the accessible parking violations fund 716  
established by section 4511.693 of the Revised Code. 717

**Sec. 4503.447.** For purposes of enforcing sections 4503.44 718  
to 4503.447 of the Revised Code, every peace officer is deemed 719  
to be an agent of the registrar of motor vehicles. Any peace 720  
officer or any authorized employee of the bureau of motor 721  
vehicles who, in the performance of duties authorized by law, 722  
becomes aware of a person whose removable windshield placard has 723  
been revoked, may confiscate that placard and return it to the 724  
registrar. The registrar shall prescribe any forms used by law 725

enforcement agencies in administering this section. 726

No peace officer, law enforcement agency employing a peace officer, or political subdivision or governmental agency employing a peace officer, and no employee of the bureau is liable in a civil action for damages or loss to persons arising out of the performance of any duty required or authorized by this section. 727  
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As used in this section, "peace officer" has the same meaning as in division (B) of section 2935.01 of the Revised Code. 733  
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**Sec. 4503.448.** No health care provider shall do any of the following: 736  
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(A) Complete the accessible parking certification form to enable a person to be issued an accessible license plate, a removable windshield placard, or a temporary removable windshield placard under either section 4503.441 or 4503.442 of the Revised Code, knowing that the person does not meet any of the criteria contained in division (A) of section 4503.44 of the Revised Code; 738  
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(B) Complete the accessible parking certification form described in division (A) of this section and knowingly misstate on the form the length of time the health care provider expects the person to have the disability that limits or impairs the person's ability to walk in order to enable the person to retain a removable windshield placard issued under section 4503.442 of the Revised Code for a period of time longer than that which would be estimated by a similar health care provider under the same or similar circumstances; 745  
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(C) Fail to retain information sufficient to substantiate 754

that the person is eligible for accessible parking privileges. 755

(D) Whoever violates this section is guilty of a 756  
misdemeanor of the first degree. 757

(E) A physician who violates this section and section 758  
4731.481 of the Revised Code may be charged under this section 759  
or section 4731.481 of the Revised Code, but not both. A 760  
chiropractor who violates this section and section 4734.161 of 761  
the Revised Code may be charged under this section or section 762  
4734.161 of the Revised Code, but not both. 763

**Sec. 4511.69.** (A) Every vehicle stopped or parked upon a 764  
roadway where there is an adjacent curb shall be stopped or 765  
parked with the right-hand wheels of the vehicle parallel with 766  
and not more than twelve inches from the right-hand curb, unless 767  
it is impossible to approach so close to the curb; in such case 768  
the stop shall be made as close to the curb as possible and only 769  
for the time necessary to discharge and receive passengers or to 770  
load or unload merchandise. Local authorities by ordinance may 771  
permit angle parking on any roadway under their jurisdiction, 772  
except that angle parking shall not be permitted on a state 773  
route within a municipal corporation unless an unoccupied 774  
roadway width of not less than twenty-five feet is available for 775  
free-moving traffic. 776

(B) Local authorities by ordinance may permit parking of 777  
vehicles with the left-hand wheels adjacent to and within twelve 778  
inches of the left-hand curb of a one-way roadway. 779

(C) (1) (a) Except as provided in division (C) (1) (b) of this 780  
section, no vehicle or trackless trolley shall be stopped or 781  
parked on a road or highway with the vehicle or trackless 782  
trolley facing in a direction other than the direction of travel 783

on that side of the road or highway. 784

(b) The operator of a motorcycle may back the motorcycle 785  
into an angled parking space so that when the motorcycle is 786  
parked it is facing in a direction other than the direction of 787  
travel on the side of the road or highway. 788

(2) The operator of a motorcycle may back the motorcycle 789  
into a parking space that is located on the side of, and 790  
parallel to, a road or highway. The motorcycle may face any 791  
direction when so parked. Not more than two motorcycles at a 792  
time shall be parked in a parking space as described in division 793  
(C) (2) of this section irrespective of whether or not the space 794  
is metered. 795

(D) Notwithstanding any statute or any rule, resolution, 796  
or ordinance adopted by any local authority, air compressors, 797  
tractors, trucks, and other equipment, while being used in the 798  
construction, reconstruction, installation, repair, or removal 799  
of facilities near, on, over, or under a street or highway, may 800  
stop, stand, or park where necessary in order to perform such 801  
work, provided a flagperson is on duty or warning signs or 802  
lights are displayed as may be prescribed by the director of 803  
transportation. 804

~~(E) Special parking locations and privileges for persons 805  
with disabilities that limit or impair the ability to walk, also 806  
known as handicapped parking spaces or disability parking 807  
spaces, shall be provided and designated by all political 808  
subdivisions and by the state and all agencies and 809  
instrumentalities thereof at all offices and facilities, where 810  
parking is provided, whether owned, rented, or leased, and at 811  
all publicly owned parking garages. The locations shall be 812  
designated through the posting of an elevated sign, whether 813~~

~~permanently affixed or movable, imprinted with the international- 814  
symbol of access and shall be reasonably close to exits, 815  
entrances, elevators, and ramps. All elevated signs posted in 816  
accordance with this division and division (C) of section 817  
3781.111 of the Revised Code shall be mounted on a fixed or 818  
movable post, and the distance from the ground to the bottom 819  
edge of the sign shall measure not less than five feet. If a new- 820  
sign or a replacement sign designating a special parking 821  
location is posted on or after October 14, 1999, there also 822  
shall be affixed upon the surface of that sign or affixed next- 823  
to the designating sign a notice that states the fine applicable 824  
for the offense of parking a motor vehicle in the special- 825  
designated parking location if the motor vehicle is not legally 826  
entitled to be parked in that location. 827~~

~~(F) (1) (a) No person shall stop, stand, or park any motor 828  
vehicle at special parking locations provided under division (E)- 829  
of this section or at special clearly marked parking locations 830  
provided in or on privately owned parking lots, parking garages, 831  
or other parking areas and designated in accordance with that 832  
division, unless one of the following applies: 833~~

~~(i) The motor vehicle is being operated by or for the 834  
transport of a person with a disability that limits or impairs 835  
the ability to walk and is displaying a valid removable 836  
windshield placard or special license plates; 837~~

~~(ii) The motor vehicle is being operated by or for the 838  
transport of a handicapped person and is displaying a parking- 839  
card or special handicapped license plates. 840~~

~~(b) Any motor vehicle that is parked in a special marked 841  
parking location in violation of division (F) (1) (a) (i) or (ii)- 842  
of this section may be towed or otherwise removed from the 843~~

~~parking location by the law enforcement agency of the political- 844  
subdivision in which the parking location is located. A motor- 845  
vehicle that is so towed or removed shall not be released to its- 846  
owner until the owner presents proof of ownership of the motor- 847  
vehicle and pays all towing and storage fees normally imposed by- 848  
that political subdivision for towing and storing motor- 849  
vehicles. If the motor vehicle is a leased vehicle, it shall not- 850  
be released to the lessee until the lessee presents proof that- 851  
that person is the lessee of the motor vehicle and pays all- 852  
towing and storage fees normally imposed by that political- 853  
subdivision for towing and storing motor vehicles.- 854~~

~~(c) If a person is charged with a violation of division- 855  
(F) (1) (a) (i) or (ii) of this section, it is an affirmative- 856  
defense to the charge that the person suffered an injury not- 857  
more than seventy two hours prior to the time the person was- 858  
issued the ticket or citation and that, because of the injury,- 859  
the person meets at least one of the criteria contained in- 860  
division (A) (1) of section 4503.44 of the Revised Code. 861~~

~~(2) No person shall stop, stand, or park any motor vehicle- 862  
in an area that is commonly known as an access aisle, which area- 863  
is marked by diagonal stripes and is located immediately- 864  
adjacent to a special parking location provided under division- 865  
(E) of this section or at a special clearly marked parking- 866  
location provided in or on a privately owned parking lot,- 867  
parking garage, or other parking area and designated in- 868  
accordance with that division. 869~~

~~(G) When a motor vehicle is being operated by or for the- 870  
transport of a person with a disability that limits or impairs- 871  
the ability to walk and is displaying a removable windshield- 872  
placard or a temporary removable windshield placard or special- 873~~

~~license plates, or when a motor vehicle is being operated by or  
for the transport of a handicapped person and is displaying a  
parking card or special handicapped license plates, the motor  
vehicle is permitted to park for a period of two hours in excess  
of the legal parking period permitted by local authorities,  
except where local ordinances or police rules provide otherwise  
or where the vehicle is parked in such a manner as to be clearly  
a traffic hazard.~~

~~(H) No owner of an office, facility, or parking garage  
where special parking locations are required to be designated in  
accordance with division (E) of this section shall fail to  
properly mark the special parking locations in accordance with  
that division or fail to maintain the markings of the special  
locations, including the erection and maintenance of the fixed  
or movable signs.~~

~~(I) Nothing in this section shall be construed to require  
a person or organization to apply for a removable windshield  
placard or special license plates if the parking card or special  
license plates issued to the person or organization under prior  
law have not expired or been surrendered or revoked.~~

~~(J)(1)-(E) Whoever violates division (A) or (C) of this  
section is guilty of a minor misdemeanor.~~

~~(2)(a) Whoever violates division (F)(1)(a)(i) or (ii) of  
this section is guilty of a misdemeanor and shall be punished as  
provided in division (J)(2)(a) and (b) of this section. Except  
as otherwise provided in division (J)(2)(a) of this section, an  
offender who violates division (F)(1)(a)(i) or (ii) of this  
section shall be fined not less than two hundred fifty nor more  
than five hundred dollars. An offender who violates division (F)  
(1)(a)(i) or (ii) of this section shall be fined not more than~~

~~one hundred dollars if the offender, prior to sentencing, proves either of the following to the satisfaction of the court:~~ 904  
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~~(i) At the time of the violation of division (F) (1) (a) (i) of this section, the offender or the person for whose transport the motor vehicle was being operated had been issued a removable windshield placard that then was valid or special license plates that then were valid but the offender or the person neglected to display the placard or license plates as described in division (F) (1) (a) (i) of this section.~~ 906  
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~~(ii) At the time of the violation of division (F) (1) (a) (ii) of this section, the offender or the person for whose transport the motor vehicle was being operated had been issued a parking card that then was valid or special handicapped license plates that then were valid but the offender or the person neglected to display the card or license plates as described in division (F) (1) (a) (ii) of this section.~~ 913  
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~~(b) In no case shall an offender who violates division (F) (1) (a) (i) or (ii) of this section be sentenced to any term of imprisonment.~~ 920  
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~~An arrest or conviction for a violation of division (F) (1) (a) (i) or (ii) of this section does not constitute a criminal record and need not be reported by the person so arrested or convicted in response to any inquiries contained in any application for employment, license, or other right or privilege, or made in connection with the person's appearance as a witness.~~ 923  
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~~The clerk of the court shall pay every fine collected under divisions (J) (2) and (3) of this section to the political subdivision in which the violation occurred. Except as provided~~ 930  
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~~in division (J) (2) of this section, the political subdivision shall use the fine moneys it receives under divisions (J) (2) and (3) of this section to pay the expenses it incurs in complying with the signage and notice requirements contained in division (E) of this section. The political subdivision may use up to fifty per cent of each fine it receives under divisions (J) (2) and (3) of this section to pay the costs of educational, advocacy, support, and assistive technology programs for persons with disabilities, and for public improvements within the political subdivision that benefit or assist persons with disabilities, if governmental agencies or nonprofit organizations offer the programs.~~ 933  
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~~(3) Whoever violates division (F) (2) of this section shall be fined not less than two hundred fifty nor more than five hundred dollars.~~ 945  
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~~In no case shall an offender who violates division (F) (2) of this section be sentenced to any term of imprisonment. An arrest or conviction for a violation of division (F) (2) of this section does not constitute a criminal record and need not be reported by the person so arrested or convicted in response to any inquiries contained in any application for employment, license, or other right or privilege, or made in connection with the person's appearance as a witness.~~ 948  
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~~(4) Whoever violates division (H) of this section shall be punished as follows:~~ 956  
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~~(a) Except as otherwise provided in division (J) (4) of this section, the offender shall be issued a warning.~~ 958  
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~~(b) If the offender previously has been convicted of or pleaded guilty to a violation of division (H) of this section or~~ 960  
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~~of a municipal ordinance that is substantially similar to that~~ 962  
~~division, the offender shall not be issued a warning but shall~~ 963  
~~be fined not more than twenty five dollars for each parking~~ 964  
~~location that is not properly marked or whose markings are not~~ 965  
~~properly maintained.~~ 966

~~(K) As used in this section:~~ 967

~~(1) "Handicapped person" means any person who has lost the~~ 968  
~~use of one or both legs or one or both arms, who is blind, deaf,~~ 969  
~~or so severely handicapped as to be unable to move without the~~ 970  
~~aid of crutches or a wheelchair, or whose mobility is restricted~~ 971  
~~by a permanent cardiovascular, pulmonary, or other handicapping~~ 972  
~~condition.~~ 973

~~(2) "Person with a disability that limits or impairs the~~ 974  
~~ability to walk" has the same meaning as in section 4503.44 of~~ 975  
~~the Revised Code.~~ 976

~~(3) "Special license plates" and "removable windshield~~ 977  
~~placard" mean any license plates or removable windshield placard~~ 978  
~~or temporary removable windshield placard issued under section~~ 979  
~~4503.41 or 4503.44 of the Revised Code, and also mean any~~ 980  
~~substantially similar license plates or removable windshield~~ 981  
~~placard or temporary removable windshield placard issued by a~~ 982  
~~state, district, country, or sovereignty.~~ 983

**Sec. 4511.691.** (A) As used in sections 4511.691 to 984  
4511.699 of the Revised Code: 985

(1) "Access aisle" means the area marked by diagonal 986  
stripes located immediately adjacent to an accessible parking 987  
space that is provided under section 4511.691 of the Revised 988  
Code or at a clearly marked accessible parking space provided in 989  
a privately owned parking area. 990

<u>(2) "Accessible license plate" means any license plate</u>	991
<u>issued under sections 4503.41 and 4503.441 of the Revised Code,</u>	992
<u>and includes any substantially similar license plate issued by</u>	993
<u>another state, district, country, or sovereignty.</u>	994
<u>(3) "Person with a disability that limits or impairs the</u>	995
<u>ability to walk" and "organization" have the same meanings as in</u>	996
<u>section 4503.44 of the Revised Code.</u>	997
<u>(4) "Public accommodation" has the same meaning as in 42</u>	998
<u>U.S.C. 12181.</u>	999
<u>(5) "Removable windshield placard" means any removable</u>	1000
<u>windshield placard issued under section 4503.442 of the Revised</u>	1001
<u>Code, and includes any substantially similar removable</u>	1002
<u>windshield placard issued by another state, district, country,</u>	1003
<u>or sovereignty.</u>	1004
<u>(6) "Required entity" means all of the following:</u>	1005
<u>(a) A political subdivision;</u>	1006
<u>(b) The state and all agencies and instrumentalities</u>	1007
<u>thereof;</u>	1008
<u>(c) The owner of a place of public accommodation.</u>	1009
<u>(B) (1) A required entity shall provide and designate</u>	1010
<u>special parking locations and privileges for persons with</u>	1011
<u>disabilities that limit or impair the ability to walk, also</u>	1012
<u>known as accessible parking spaces or disability parking spaces.</u>	1013
<u>(2) The required entity shall make accessible parking</u>	1014
<u>spaces available at all offices, facilities, and places, where</u>	1015
<u>parking is provided, whether owned, rented, or leased by the</u>	1016
<u>entity.</u>	1017

(3) The required entity shall ensure that the accessible parking spaces are reasonably close to exits, entrances, elevators, and ramps and are in compliance with the "Americans with Disabilities Act of 1990," 104 Stat. 327, 42 U.S.C. 12101, as amended. 1018  
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(C) (1) A required entity shall designate the accessible parking spaces by posting an elevated sign, whether permanently affixed or movable, imprinted with the international symbol of access. 1023  
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(2) The required entity shall post or mount the elevated sign on a fixed or movable post so that the distance from the ground to the bottom edge of the sign is not less than five feet. 1027  
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(3) The required entity shall affix upon the surface of the sign or next to the sign a notice that states the fine applicable for the offense of parking a motor vehicle in the accessible parking space if the motor vehicle is not legally entitled to be parked in that location. 1031  
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(D) No required entity shall fail to do any of the following: 1036  
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(1) Properly designate the accessible parking locations in accordance with division (C) of this section; 1038  
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(2) Maintain the markings of the accessible parking locations, including the erection and maintenance of the fixed or movable signs; 1040  
1041  
1042

(3) Maintain access to the accessible parking spaces, access aisle, curb cuts, or other features designed to provide accessibility for a person with a disability that limits or impairs the ability to walk. 1043  
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(E) In order to maintain access as required under division 1047  
(D) (3) of this section, a required entity may do either of the 1048  
following: 1049

(1) Remove any unreasonable obstruction of an accessible 1050  
parking space, access aisle, or curb cut. If the obstruction is 1051  
the result of an adverse weather event, the required entity 1052  
shall remove the obstruction not later than twenty-four hours 1053  
after the conclusion of that event; 1054

(2) Provide suitable alternative parking spots, access 1055  
aisle space, or access points similar to a curb cut if the 1056  
obstruction cannot be removed. 1057

(F) (1) Whoever violates this section shall be issued a 1058  
warning for a first violation. If the offender previously has 1059  
been convicted of or pleaded guilty to a violation of this 1060  
section, or of a substantially similar municipal ordinance, the 1061  
offender shall be fined not more than twenty-five dollars for 1062  
each parking location that is not properly marked or properly 1063  
maintained. 1064

(2) Fines collected under this section shall be deposited 1065  
into the accessible parking violations fund created in section 1066  
4511.693 of the Revised Code. 1067

**Sec. 4511.692.** (A) No person shall stop, stand, or park 1068  
any motor vehicle at an accessible parking space designated by a 1069  
required entity under section 4511.691 of the Revised Code or at 1070  
a clearly marked accessible parking space provided in a 1071  
privately owned parking area, unless both of the following 1072  
apply: 1073

(1) The motor vehicle is being operated by or for the 1074  
transport of a person with a disability that limits or impairs 1075

the ability to walk. 1076

(2) The motor vehicle is displaying a valid accessible license plate or removable windshield placard issued to either the person or organization operating the motor vehicle or the person being transported by the motor vehicle. 1077  
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(B) (1) Any motor vehicle that is parked in an accessible parking space in violation of division (A) of this section may be towed or otherwise removed from the parking space by either of the following: 1081  
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1083  
1084

(a) The law enforcement agency of the political subdivision in which the parking space is located; 1085  
1086

(b) The owner of the parking area in which the parking space is located. 1087  
1088

(2) A motor vehicle that is so towed or removed shall not be released to its owner until the owner presents proof of ownership of the motor vehicle and pays all towing and storage fees normally imposed for towing and storing motor vehicles. If the motor vehicle is a leased vehicle, it shall not be released to the lessee until the lessee presents proof that that person is the lessee of the motor vehicle and pays all towing and storage fees normally imposed for towing and storing motor vehicles. 1089  
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(3) If a person is charged with a violation of division (A) of this section, it is not a defense to the charge that the sign posted does not comply with the technical requirements of section 4511.691 of the Revised Code, if a reasonable person would know that the parking space is reserved for a person with a disability that limits or impairs the ability to walk. 1098  
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(C) No person shall park in an accessible parking space 1104

when the person with a disability that limits or impairs the 1105  
ability to walk will either: 1106

(1) Be dropped off and picked up at the entrance to the 1107  
place of public accommodation; 1108

(2) Will not be entering or exiting the motor vehicle 1109  
while it is parked. 1110

(D) No person shall stop, stand, or park any motor vehicle 1111  
in any part of an access aisle, including a person that has been 1112  
issued an accessible license plate or a removable windshield 1113  
placard. 1114

(E) No person shall stop, stand, or park any motor vehicle 1115  
in front of a ramp, curb cut, access entrance, or accessible 1116  
route, including a person that has been issued an accessible 1117  
license plate or a removable windshield placard. 1118

(F) (1) When a motor vehicle is being operated by or for 1119  
the transport of a person with a disability that limits or 1120  
impairs the ability to walk and is displaying either an 1121  
accessible license plate or a removable windshield placard, the 1122  
operator is permitted to park that motor vehicle for a period of 1123  
two hours in excess of the legal parking period permitted by 1124  
local authorities. 1125

(2) Division (F) (1) of this section does not apply when 1126  
local ordinances or police rules provide otherwise or when the 1127  
motor vehicle is parked in such a manner as to be clearly a 1128  
traffic hazard. 1129

(G) (1) Except as provided in division (G) (2) of this 1130  
section, whoever violates division (A), (C), (D), or (E) of this 1131  
section is subject to the following civil penalties: 1132

(a) For a first offense, two hundred fifty dollars; 1133

(b) For a second offense, not less than two hundred fifty 1134  
dollars nor more than five hundred dollars; 1135

(c) For a third or subsequent offense, not less than five 1136  
hundred nor more than seven hundred fifty dollars. 1137

(2) Whoever violates division (A) of this section shall 1138  
not be fined under division (G)(1) of this section if the 1139  
offender, within thirty days of receiving the ticket in the 1140  
mail, proves that either the offender or the person being 1141  
transported by the offender, at the time of the violation, had a 1142  
valid accessible license plate or removable windshield placard 1143  
but the offender neglected to display the valid or the correct 1144  
license plate or placard. 1145

(H) (1) Tickets issued for a civil violation of division 1146  
(A), (C), (D), or (E) of this section shall be issued in 1147  
accordance with sections 4511.695 to 4511.699 of the Revised 1148  
Code. 1149

(2) The clerk of court or violations clerk of the parking 1150  
violations bureau shall report all convictions for a violation 1151  
of division (A), (C), (D), or (E) of this section to the 1152  
registrar of motor vehicles. 1153

(I) (1) The clerk of court or violations clerk of the 1154  
parking violations bureau shall pay fifty per cent of every fine 1155  
collected under division (G) of this section to the political 1156  
subdivision in which the violation occurred. 1157

(2) The remaining fifty per cent of every fine collected 1158  
under division (G) of this section shall be paid into the 1159  
accessible parking violations fund established by section 1160  
4511.693 of the Revised Code. 1161

(J) Whoever knowingly violates division (D) of this 1162  
section when that violation prevents a person with a disability 1163  
that limits or impairs the ability to walk from being able to 1164  
enter or exit the motor vehicle transporting that person is 1165  
guilty of unlawful restraint of a person with a disability that 1166  
limits or impairs the ability to walk, a misdemeanor of the 1167  
third degree. 1168

**Sec. 4511.693.** (A) There is hereby created in the state 1169  
treasury the accessible parking violations fund. The fund shall 1170  
consist of the fines required to be deposited in the fund under 1171  
sections 4503.445, 4503.446, 4511.691, and 4511.692 of the 1172  
Revised Code. The fund shall be administered by the director of 1173  
public safety and the superintendent of public instruction. 1174

(B) The money in the fund shall be divided as follows: 1175

(1) Twenty-five per cent shall be used by the director of 1176  
public safety to administer the volunteer accessible parking 1177  
enforcement training program created in section 4511.694 of the 1178  
Revised Code, to collect data related to accessible parking 1179  
violations, and to assist local law enforcement in enforcing the 1180  
accessible parking laws. 1181

(2) Seventy-five per cent shall be used by the 1182  
superintendent of public instruction to provide grants to a 1183  
nonprofit corporation that creates, expands, and oversees 1184  
interscholastic adaptive sports specifically for youth with 1185  
physical disabilities. The superintendent shall approve the 1186  
nonprofit corporation that receives such a grant and the amounts 1187  
paid through the grants. 1188

(C) The superintendent of public instruction shall provide 1189  
a report to the general assembly by the thirty-first day of 1190

December of each year, which shall include the following 1191  
information: 1192

(1) A description of the entity that received a grant from 1193  
the fund that year and how much money the entity received; 1194

(2) A description of activities carried out using the 1195  
grant provided to the entity under this section; 1196

(3) Information regarding the goals and objectives 1197  
achieved by the entity through the activities carried out using 1198  
the grant provided to the entity under this section. 1199

(D) All investment earnings of the fund shall be credited 1200  
to the fund. 1201

**Sec. 4511.694.** (A) The director of public safety shall 1202  
establish a volunteer accessible parking enforcement training 1203  
program. The purpose of the program is to train a volunteer 1204  
accessible parking enforcement force, which shall assist local 1205  
law enforcement in enforcing the accessible parking laws. 1206  
Volunteers trained under the program may issue civil parking 1207  
tickets for violations of the accessible parking laws that are 1208  
enforced under sections 4511.695 to 4511.699 of the Revised 1209  
Code, or a substantially equivalent municipal ordinance, but 1210  
will have no other enforcement authority. 1211

(B) To serve as a member of the volunteer accessible 1212  
parking enforcement force, a person must meet all of the 1213  
following qualifications: 1214

(1) Be at least twenty-one years of age; 1215

(2) Have no prior felony convictions; 1216

(3) Successfully complete the volunteer accessible parking 1217  
enforcement training program. 1218

(C) The volunteer accessible parking enforcement training program shall include instruction in general administrative rules and procedures governing the volunteer accessible parking enforcement force, the role of the judicial system as it relates to parking regulation and enforcement, proper techniques and methods relating to the enforcement of parking laws, human interaction skills, personal safety and ethics relating to the enforcement of parking laws, and first aid. 1219  
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(D) (1) A law enforcement agency may deputize a member of the volunteer accessible parking enforcement force to assist the agency in enforcing civil accessible parking violations under sections 4511.695 to 4511.699 of the Revised Code, or a substantially equivalent municipal ordinance. 1227  
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(2) The agency shall provide the member with all of the following: 1232  
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(a) Some form of identification that demonstrates the member is authorized to issue accessible parking tickets; 1234  
1235

(b) Tickets that meet the requirements of section 4511.697 of the Revised Code; 1236  
1237

(c) Any additional training necessary for the circumstances and conditions of that local jurisdiction. 1238  
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(E) A member of the volunteer accessible parking enforcement force shall only issue civil accessible parking tickets in accordance with sections 4511.695 to 4511.699 of the Revised Code, or a substantially equivalent municipal ordinance. All tickets issued by the member are enforceable in the same manner as if the tickets had been issued by a law enforcement officer. 1240  
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(F) Any member of the volunteer accessible parking 1247

enforcement force assumes all liability for participation in the 1248  
training program and volunteer work with the law enforcement 1249  
agency. The member shall hold harmless the state, the department 1250  
of public safety, any political subdivision, and the law 1251  
enforcement agency for any claims resulting from the volunteer 1252  
work performed by the member. The director shall provide hold 1253  
harmless forms necessary for the implementation of division (F) 1254  
of this section, which shall be signed by the member and 1255  
submitted to the department and the applicable law enforcement 1256  
agency. 1257

(G) (1) The director shall track the number of persons 1258  
trained through the volunteer accessible parking enforcement 1259  
training program and the expenses incurred by the department in 1260  
administering the program. 1261

(2) The director shall adopt any rules necessary for 1262  
establishing and administering the volunteer accessible parking 1263  
enforcement training program. 1264

**Sec. 4511.695.** As used in sections 4511.695 to 4511.699 of 1265  
the Revised Code: 1266

(A) "Designated party" means the person whom the 1267  
registered owner of a motor vehicle, upon receipt of a ticket 1268  
for an accessible parking law violation, identifies as the 1269  
person who parked the vehicle of the registered owner at the 1270  
time of the violation. 1271

(B) "Law enforcement officer" means a state highway patrol 1272  
trooper, sheriff, deputy sheriff, marshal, deputy marshal, 1273  
police officer of a police department of any municipal 1274  
corporation, police constable of any township, or police officer 1275  
of a township or joint police district, who is employed on a 1276

permanent, full-time basis by a law enforcement agency. 1277

(C) "Member of the volunteer accessible parking enforcement force" means a person trained by the department of public safety under the program established by section 4511.694 of the Revised Code and deputized by a law enforcement agency to assist the agency in enforcing civil accessible parking law violations. 1278  
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(D) "Motor vehicle leasing dealer" has the same meaning as in section 4517.01 of the Revised Code. 1284  
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(E) "Motor vehicle renting dealer" has the same meaning as in section 4549.65 of the Revised Code. 1286  
1287

(F) "Registered owner" means any of the following: 1288

(1) Any person or entity identified by the bureau of motor vehicles or any other state motor vehicle registration bureau, department, or office as the owner of a motor vehicle; 1289  
1290  
1291

(2) The lessee of a motor vehicle under a lease of six months or longer; 1292  
1293

(3) The renter of a motor vehicle pursuant to a written rental agreement with a motor vehicle renting dealer. 1294  
1295

(G) "Ticket" means any parking ticket, citation, summons, or other ticket issued in response to an alleged accessible parking law violation that represents a civil violation. 1296  
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(H) "Accessible parking law violation" means a violation of division (A), (C), (D), or (E) of section 4511.692 of the Revised Code, or a substantially equivalent municipal ordinance. 1299  
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**Sec. 4511.696.** (A) When a law enforcement officer or a member of the volunteer accessible parking enforcement force 1302  
1303

witnesses an accessible parking law violation, the officer or 1304  
member may issue a ticket for the violation. The ticket shall 1305  
comply with the requirements of this section and section 1306  
4511.697 of the Revised Code. The officer or member shall take 1307  
at least one photo of the violation that captures the motor 1308  
vehicle, the license plate, and that demonstrates an accessible 1309  
parking law violation occurred. 1310

(B) (1) If the operator of the motor vehicle is present, 1311  
the officer shall record on the ticket the name of the operator 1312  
in the space provided for identification of the offender. The 1313  
officer shall personally serve a copy of the ticket on the 1314  
operator. No member of the volunteer accessible parking 1315  
enforcement force shall issue tickets under division (B) (1) of 1316  
this section. 1317

(2) If the operator of the motor vehicle is not present or 1318  
cannot be identified, the officer or member shall insert the 1319  
word "owner" in the space provided for identification of the 1320  
offender. The officer or member shall constructively serve a 1321  
copy of the parking ticket on the owner of the motor vehicle by 1322  
affixing the ticket to the motor vehicle in a conspicuous place. 1323

(C) The original of any ticket issued in accordance with 1324  
divisions (A) and (B) of this section and any photos of the 1325  
violation shall be submitted to the law enforcement agency that 1326  
employs the law enforcement officer or that deputized the member 1327  
of the volunteer accessible parking enforcement force that 1328  
issued the ticket. The law enforcement agency may use any lawful 1329  
means to identify the registered owner of the motor vehicle if a 1330  
copy of the ticket was left on the motor vehicle in accordance 1331  
with division (B) (2) of this section. 1332

(D) After the identification of the registered owner under 1333

division (C) of this section, if applicable, and within thirty 1334  
days of the accessible parking law violation, the law 1335  
enforcement agency shall send by regular mail the ticket 1336  
charging either the operator of the motor vehicle, if known, or 1337  
the registered owner with the violation. The ticket shall 1338  
include copies of the photos taken by the law enforcement 1339  
officer or member of the volunteer accessible parking 1340  
enforcement force. 1341

(E) A law enforcement agency that mails a ticket charging 1342  
the operator or registered owner with the accessible parking law 1343  
violation shall, without unnecessary delay, file a certified 1344  
copy of the ticket with the municipal court, county court, or 1345  
parking violations bureau with jurisdiction over the civil 1346  
action. 1347

(F) A certified copy of the ticket alleging an accessible 1348  
parking law violation is prima facie evidence of the facts 1349  
contained therein and is admissible in a civil action or 1350  
proceeding concerning the ticket issued under this section. 1351

**Sec. 4511.697.** A law enforcement agency shall ensure that 1352  
a ticket for an accessible parking law violation issued under 1353  
section 4511.696 of the Revised Code contains all of the 1354  
following: 1355

(A) The name and address of the registered owner or the 1356  
current operator of the motor vehicle, if known; 1357

(B) The letters and numerals appearing on the license 1358  
plate issued to the motor vehicle; 1359

(C) The make and model of the motor vehicle; 1360

(D) The date, time, and place of the violation; 1361

(E) The accessible parking law violation charged; 1362

(F) The amount of the civil penalty imposed, the date by 1363  
which the civil penalty is required to be paid, and the address 1364  
of the municipal court, county court, or parking violations 1365  
bureau with jurisdiction over the civil action to which the 1366  
payment is to be sent; 1367

(G) A statement signed by a law enforcement officer or the 1368  
member of the volunteer accessible parking enforcement force 1369  
indicating that the motor vehicle was involved in an accessible 1370  
parking law violation and the ticket is prima facie evidence of 1371  
that accessible parking law violation; 1372

(H) Information advising the person or entity alleged to 1373  
be liable for the violation of the options prescribed in section 1374  
4511.698 of the Revised Code. The law enforcement agency shall 1375  
include with the information the time, place, and manner in 1376  
which the person or entity may appear in court or at the parking 1377  
violations bureau to contest the violation and ticket and the 1378  
procedure for disclaiming liability by submitting an affidavit 1379  
to the municipal court, county court, or parking violations 1380  
bureau as prescribed in section 4511.698 of the Revised Code. 1381

(I) A warning that failure to exercise one of the options 1382  
prescribed in section 4511.698 of the Revised Code is deemed to 1383  
be an admission of liability and waiver of the opportunity to 1384  
contest the violation. 1385

**Sec. 4511.698.** A person or entity who receives a ticket 1386  
for a civil violation under section 4511.696 of the Revised Code 1387  
shall elect to do one of the following: 1388

(A) In accordance with instructions on the ticket, pay the 1389  
civil penalty, thereby admitting liability and waiving the 1390

opportunity to contest the violation. 1391

(B) (1) Within thirty days after receipt of the ticket by 1392  
mail, provide the municipal court, county court, or parking 1393  
violations bureau with jurisdiction over the civil action with 1394  
any of the following affidavits: 1395

(a) If the accessible parking law violation charged is a 1396  
violation of division (A) of section 4511.692 of the Revised 1397  
Code, an affidavit executed by the operator of the motor vehicle 1398  
or registered owner stating that either the owner, the operator, 1399  
or the person being transported in the motor vehicle, at the 1400  
time of the violation, had a valid accessible license plate or 1401  
removable windshield placard but the owner or operator neglected 1402  
to display the valid or the correct license plate or placard. 1403

(b) An affidavit executed by the registered owner stating 1404  
that another person was operating and parked the motor vehicle 1405  
of the registered owner at the time of the violation, 1406  
identifying that person as a designated party who may be held 1407  
liable for the violation, and containing at a minimum the name 1408  
and address of the designated party. 1409

(c) An affidavit executed by the registered owner stating 1410  
that at the time of the violation, the motor vehicle or the 1411  
license plate issued to the motor vehicle was stolen and 1412  
therefore was in the care, custody, or control of some person or 1413  
entity to whom the registered owner did not grant permission to 1414  
use the motor vehicle. To demonstrate that the motor vehicle or 1415  
the license plate was stolen prior to the accessible parking law 1416  
violation and therefore was not under the control or possession 1417  
of the registered owner at the time of the violation, the 1418  
registered owner shall submit proof that a report about the 1419  
stolen motor vehicle or license plate was filed with the 1420

appropriate law enforcement agency prior to the violation or 1421  
within forty-eight hours after the violation occurred. 1422

(2) The operator of the motor vehicle or the registered 1423  
owner is not responsible for an accessible parking law violation 1424  
if, within thirty days after receipt of the ticket by mail, the 1425  
operator or registered owner furnishes an affidavit specified in 1426  
division (B) (1) (a), (b), or (c) of this section, as applicable, 1427  
to the court or parking violations bureau with jurisdiction in a 1428  
form established by the court or bureau and the following 1429  
conditions are met: 1430

(a) If the operator of the motor vehicle or the registered 1431  
owner submits an affidavit as specified in division (B) (1) (a) of 1432  
this section, the affidavit is supported by evidence of the 1433  
valid or correct accessible license plate or removable 1434  
windshield placard. 1435

(b) If the registered owner submits an affidavit as 1436  
specified in division (B) (1) (b) of this section, the designated 1437  
party either accepts liability for the violation by paying the 1438  
civil penalty or by failing to request a court or parking 1439  
violations bureau hearing within thirty days or is determined 1440  
liable in a hearing. 1441

(c) If the registered owner submits an affidavit as 1442  
specified in division (B) (1) (c) of this section, the affidavit 1443  
is supported by a stolen vehicle or stolen license plate report 1444  
as required in that division. 1445

(C) If the registered owner is a motor vehicle leasing 1446  
dealer or a motor vehicle renting dealer, notify the court or 1447  
parking violations bureau with jurisdiction of the name and 1448  
address of the lessee or renter of the motor vehicle at the time 1449

of the accessible parking law violation. The court or bureau 1450  
shall establish the form of the notice. A motor vehicle leasing 1451  
dealer or motor vehicle renting dealer who receives a ticket for 1452  
an alleged accessible parking law violation is not liable for a 1453  
ticket issued for a motor vehicle that was in the care, custody, 1454  
or control of a lessee or renter at the time of the alleged 1455  
violation. The dealer shall not pay such a ticket and 1456  
subsequently attempt to collect a fee or assess the lessee or 1457  
renter a charge for any payment of such a ticket made on behalf 1458  
of the lessee or renter. 1459

(D) If the motor vehicle involved in the accessible 1460  
parking law violation is a commercial motor vehicle and the 1461  
ticket is issued to a corporate entity, provide to the court or 1462  
parking violations bureau with jurisdiction an affidavit in a 1463  
form established by the court or bureau, sworn to or affirmed by 1464  
an agent of the corporate entity, that provides the name and 1465  
address of the employee who was operating and parked the motor 1466  
vehicle at the time of the alleged violation and who is the 1467  
designated party. 1468

(E) Contest the ticket by filing a written request for a 1469  
court or parking violations bureau hearing to review the ticket 1470  
in a form established by the court or bureau. The person shall 1471  
file the written request not later than thirty days after 1472  
receipt of the ticket by mail. The failure to request a hearing 1473  
within this time period constitutes a waiver of the right to 1474  
contest the violation and ticket, and is deemed to constitute an 1475  
admission of liability. 1476

**Sec. 4511.699.** (A) (1) A court or a parking violations 1477  
bureau with jurisdiction that receives an affidavit described in 1478  
division (B) (1) (b) or (D) of section 4511.698 of the Revised 1479

Code or a notification under division (C) of that section from a 1480  
registered owner may proceed to notify the law enforcement 1481  
agency to send a ticket that conforms with this section and 1482  
section 4511.697 of the Revised Code to the designated party. 1483

(2) The law enforcement agency shall send the conforming 1484  
ticket to the designated party by ordinary mail not later than 1485  
twenty-one days after receipt of the notification from the court 1486  
or parking violations bureau. 1487

(B)(1) If a hearing is requested under division (E) of 1488  
section 4511.698 of the Revised Code, the court or bureau shall 1489  
issue a written decision imposing liability for the violation 1490  
upon an individual if the court or bureau finds by a 1491  
preponderance of the evidence that: 1492

(a) The alleged accessible parking law violation did in 1493  
fact occur; 1494

(b) The person named in the original or any subsequent 1495  
ticket is the person who was operating and parked the motor 1496  
vehicle at the time of the violation. 1497

The court or bureau shall submit the decision to the law 1498  
enforcement agency and the person named in the ticket. 1499

(2) If the court or bureau finds by a preponderance of the 1500  
evidence that the alleged accessible parking law violation did 1501  
not occur or did in fact occur but the person named in the 1502  
original or any subsequent ticket is not the person who was 1503  
operating and parked the motor vehicle at the time of the 1504  
violation, the court or bureau shall issue a written decision 1505  
finding that the individual is not liable for the violation and 1506  
submit it to the law enforcement agency and the person named in 1507  
the ticket. 1508

(3) If the person who requested the court hearing fails to appear, the court or bureau shall determine that the person is liable for the violation. In such a case, the court or bureau shall issue a written decision imposing liability for the violation upon the individual and submit it to the law enforcement agency and the person named in the ticket.

(4) The court or bureau shall render a decision on the day a hearing takes place.

(C) The court or bureau shall charge the applicable costs and fees for the civil action to the party that does not prevail in the action.

**Sec. 4521.01.** As used in this chapter:

(A) "Parking infraction" means a violation of any ordinance, resolution, or regulation enacted by a local authority that regulates the standing or parking of vehicles and that is authorized pursuant to section 505.17 or 4511.07 of the Revised Code, or a violation of any ordinance, resolution, or regulation enacted by a local authority as authorized by this chapter, if the local authority in either of these cases also has enacted an ordinance, resolution, or regulation of the type described in division (A) of section 4521.02 of the Revised Code in relation to the particular regulatory ordinance, resolution, or regulation.

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

(C) "Court" means a municipal court, county court, juvenile court, or mayor's court, unless specifically identified as one of these courts, in which case it means the specifically identified court.

(D) "Local authority" means every county, municipal corporation, township, or other local board or body having authority to adopt police regulations pursuant to the constitution and laws of this state.

(E) "~~Disability~~ Accessible parking space" means a motor vehicle parking location that is reserved for the exclusive standing or parking of a vehicle that is operated by or on behalf of a person with a disability that limits or impairs the ability to walk and displays ~~a placard or an accessible license plates~~ plate issued under section 4503.44-4503.41 or 4503.441 of the Revised Code or a removable windshield placard issued under section 4503.442 of the Revised Code.

(F) "Person with a disability that limits or impairs the ability to walk" has the same meaning as in section 4503.44 of the Revised Code.

**Sec. 4521.02.** (A) A local authority that enacts any ordinance, resolution, or regulation that regulates the standing or parking of vehicles and that is authorized pursuant to section 505.17 or 4511.07 of the Revised Code also by ordinance, resolution, or regulation may specify that a violation of the regulatory ordinance, resolution, or regulation shall not be considered a criminal offense for any purpose, that a person who commits the violation shall not be arrested as a result of the commission of the violation, and that the violation shall be handled pursuant to this chapter. If such a specification is made, the local authority also by ordinance, resolution, or regulation shall adopt a fine for a violation of the regulatory ordinance, resolution, or regulation and prescribe an additional penalty or penalties for failure to answer any charges of the violation in a timely manner. In no case shall any fine adopted

or additional penalty prescribed pursuant to this division 1568  
exceed the fine established by the municipal or county court 1569  
having territorial jurisdiction over the entire or a majority of 1570  
the political subdivision of the local authority, in its 1571  
schedule of fines established pursuant to Traffic Rule 13(C), 1572  
for a substantively comparable violation. Except as provided in 1573  
this division, in no case shall any fine adopted or additional 1574  
penalty prescribed pursuant to this division exceed one hundred 1575  
dollars, plus costs and other administrative charges, per 1576  
violation. 1577

If a local authority chooses to adopt a specific fine for 1578  
a violation of an ordinance, resolution, or regulation that 1579  
regulates the standing or parking of a vehicle in ~~a disability~~ 1580  
an accessible parking space, the fine the local authority 1581  
establishes for such offense shall be an amount not less than 1582  
two hundred fifty dollars but not more than ~~five seven~~ hundred 1583  
fifty dollars. 1584

(B) A local authority that enacts an ordinance, 1585  
resolution, or regulation pursuant to division (A) of this 1586  
section also may enact an ordinance, resolution, or regulation 1587  
that provides for the impoundment or immobilization of vehicles 1588  
found standing or parked in violation of the regulatory 1589  
ordinance, resolution, or regulation and the release of the 1590  
vehicles to their owners. In no case shall an ordinance, 1591  
resolution, or regulation require the owner of the vehicle to 1592  
post bond or deposit cash in excess of one thousand dollars in 1593  
order to obtain release of the vehicle. 1594

(C) A local authority that enacts any ordinance, 1595  
resolution, or regulation pursuant to division (A) of this 1596  
section also shall enact an ordinance, resolution, or regulation 1597

that specifies the time within which a person who is issued a 1598  
parking ticket must answer in relation to the parking infraction 1599  
charged in the ticket. 1600

**Sec. 4731.481.** No physician shall do ~~either any~~ of the 1601  
following: 1602

(A) ~~Furnish a person with a prescription in order~~ Complete 1603  
the accessible parking certification form to enable ~~the a~~ person 1604  
to be issued an accessible license plate, a removable windshield 1605  
placard, or a temporary removable windshield placard, ~~or license~~ 1606  
~~plates~~ under either section 4503.444503.441 or 4503.442 of the 1607  
Revised Code, knowing that the person does not meet any of the 1608  
criteria contained in division ~~(A)(1)~~ (A) of ~~that~~ section 1609  
4503.44 of the Revised Code; 1610

(B) ~~Furnish a person with a prescription~~ Complete the 1611  
accessible parking certification form described in division (A) 1612  
of this section and knowingly misstate on the ~~prescription form~~ 1613  
the length of time the physician expects the person to have the 1614  
disability that limits or impairs the person's ability to walk 1615  
in order to enable the person to retain a removable windshield 1616  
placard issued under section ~~4503.44~~ 4503.442 of the Revised 1617  
Code for a period of time longer than that which would be 1618  
estimated by a similar practitioner under the same or similar 1619  
circumstances; 1620

(C) Fail to retain information sufficient to substantiate 1621  
that the person is eligible for accessible parking privileges. 1622

**Sec. 4734.161.** No chiropractor shall do ~~either any~~ of the 1623  
following: 1624

(A) ~~Furnish a person with a prescription~~ Complete the 1625  
accessible parking certification form in order to enable ~~the a~~ 1626

person to be issued an accessible license plate, a removable 1627  
windshield placard, or a temporary removable windshield placard, 1628  
~~or license plates~~ under either section ~~4503.44~~4503.441 or 1629  
4503.442 of the Revised Code, knowing that the person does not 1630  
meet any of the criteria contained in division ~~(A)(1)~~(A) of 1631  
~~that~~ section 4503.44 of the Revised Code; 1632

(B) ~~Furnish a person with a prescription~~ Complete the 1633  
accessible parking certification form described in division (A) 1634  
of this section and knowingly misstate on the ~~prescription form~~ 1635  
the length of time the chiropractor expects the person to have 1636  
the disability that limits or impairs the person's ability to 1637  
walk in order to enable the person to retain a removable 1638  
windshield placard issued under section ~~4503.44~~4503.442 of the 1639  
Revised Code for a period of time longer than that which would 1640  
be estimated by a similar practitioner under the same or similar 1641  
circumstances; 1642

(C) Fail to retain information sufficient to substantiate 1643  
that the person is eligible for accessible parking privileges. 1644

**Section 2.** That existing sections 4503.44, 4511.69, 1645  
4521.01, 4521.02, 4731.481, and 4734.161 of the Revised Code are 1646  
hereby repealed. 1647

**Section 3.** That sections 311.30, 505.541, 509.04, 3501.29, 1648  
3781.111, 4503.10, 4503.12, 4517.01, and 4517.12 of the Revised 1649  
Code be amended to read as follows: 1650

**Sec. 311.30.** (A) The board of county commissioners may 1651  
establish, by resolution, a parking enforcement unit within the 1652  
office of the sheriff to operate in the unincorporated areas of 1653  
the county, and may provide for the regulation of parking 1654  
enforcement officers. The sheriff shall be the executive head of 1655

the parking enforcement unit, shall make all appointments and 1656  
removals of parking enforcement officers, subject to any general 1657  
rules prescribed by the board of county commissioners by 1658  
resolution, and shall prescribe rules for the organization, 1659  
training, administration, control, and conduct of the parking 1660  
enforcement unit. The sheriff may appoint parking enforcement 1661  
officers who agree to serve for nominal compensation, and 1662  
persons with physical disabilities may receive appointments as 1663  
parking enforcement officers. 1664

(B) The authority of the parking enforcement officers 1665  
shall be limited to the enforcement of ~~section~~ sections 4511.69 1666  
to 4511.699 of the Revised Code and any other parking laws 1667  
specified in the resolution creating the parking enforcement 1668  
unit. Parking enforcement officers shall have no other powers. 1669

(C) The training the parking enforcement officers shall 1670  
receive shall include instruction in general administrative 1671  
rules and procedures governing the parking enforcement unit, the 1672  
role of the judicial system as it relates to parking regulation 1673  
and enforcement, proper techniques and methods relating to the 1674  
enforcement of parking laws, human interaction skills, and first 1675  
aid. 1676

**Sec. 505.541.** (A) The board of township trustees or a 1677  
joint police district board, respectively, may establish, by 1678  
resolution, a parking enforcement unit within a township police 1679  
district or within a joint police district, and provide for the 1680  
regulation of parking enforcement officers. The chief of police 1681  
of the district shall be the executive head of the parking 1682  
enforcement unit, shall make all appointments and removals of 1683  
parking enforcement officers, subject to any general rules 1684  
prescribed by the board of township trustees by resolution or 1685

joint police district board, as appropriate, and shall prescribe 1686  
rules for the organization, training, administration, control, 1687  
and conduct of the parking enforcement unit. The chief of police 1688  
may appoint parking enforcement officers who agree to serve for 1689  
nominal compensation, and persons with physical disabilities may 1690  
receive appointments as parking enforcement officers. 1691

(B) The authority of the parking enforcement officers 1692  
shall be limited to the enforcement of ~~section~~ sections 4511.69 1693  
to 4511.699 of the Revised Code and any other parking laws 1694  
specified in the resolution creating the parking enforcement 1695  
unit. Parking enforcement officers shall have no other powers. 1696

(C) The training the parking enforcement officers shall 1697  
receive shall include instruction in general administrative 1698  
rules and procedures governing the parking enforcement unit, the 1699  
role of the judicial system as it relates to parking regulation 1700  
and enforcement, proper techniques and methods relating to the 1701  
enforcement of parking laws, human interaction skills, and first 1702  
aid. 1703

**Sec. 509.04.** (A) The board of township trustees may 1704  
establish, by resolution, a parking enforcement unit within the 1705  
office of a township constable, and provide for the regulation 1706  
of parking enforcement officers. The board of township trustees 1707  
shall appoint a police constable as executive head of the 1708  
parking enforcement unit, who shall make all appointments and 1709  
removals of parking enforcement officers, subject to any general 1710  
rules prescribed by the board of township trustees by 1711  
resolution, and shall prescribe rules for the organization, 1712  
training, administration, control, and conduct of the parking 1713  
enforcement unit. The executive head of the parking enforcement 1714  
unit may appoint parking enforcement officers who agree to serve 1715

for nominal compensation, and persons with physical disabilities 1716  
may receive appointments as parking enforcement officers. 1717

(B) The authority of the parking enforcement officers 1718  
shall be limited to the enforcement of ~~section~~sections 4511.69 1719  
to 4511.699 of the Revised Code and any other parking laws 1720  
specified in the resolution creating the parking enforcement 1721  
unit. Parking enforcement officers shall have no other powers. 1722

(C) The training the parking enforcement officers shall 1723  
receive shall include instruction in general administrative 1724  
rules and procedures governing the parking enforcement unit, the 1725  
role of the judicial system as it relates to parking regulation 1726  
and enforcement, proper techniques and ~~methods~~methods relating 1727  
to the enforcement of parking laws, human interaction skills, 1728  
and first aid. 1729

**Sec. 3501.29.** (A) The board of elections shall provide for 1730  
each precinct a polling place and provide adequate facilities at 1731  
each polling place for conducting the election. The board shall 1732  
provide a sufficient number of screened or curtained voting 1733  
compartments to which electors may retire and conveniently mark 1734  
their ballots, protected from the observation of others. Each 1735  
voting compartment shall be provided at all times with writing 1736  
implements, instructions how to vote, and other necessary 1737  
conveniences for marking the ballot. The voting location manager 1738  
shall ensure that the voting compartments at all times are 1739  
adequately lighted and contain the necessary supplies. The board 1740  
shall utilize, in so far as practicable, rooms in public schools 1741  
and other public buildings for polling places. Upon application 1742  
of the board of elections, the authority which has the control 1743  
of any building or grounds supported by taxation under the laws 1744  
of this state, shall make available the necessary space therein 1745

for the purpose of holding elections and adequate space for the 1746  
storage of voting machines, without charge for the use thereof. 1747  
A reasonable sum may be paid for necessary janitorial service. 1748  
When polling places are established in private buildings, the 1749  
board may pay a reasonable rental therefor, and also the cost of 1750  
liability insurance covering the premises when used for election 1751  
purposes, or the board may purchase a single liability policy 1752  
covering the board and the owners of the premises when used for 1753  
election purposes. When removable buildings are supplied by the 1754  
board, they shall be constructed under the contract let to the 1755  
lowest and best bidder, and the board shall observe all 1756  
ordinances and regulations then in force as to safety. The board 1757  
shall remove all such buildings from streets and other public 1758  
places within thirty days after an election, unless another 1759  
election is to be held within ninety days. 1760

(B) (1) Except as otherwise provided in this section, the 1761  
board shall ensure all of the following: 1762

(a) That polling places are free of barriers that would 1763  
impede ingress and egress of handicapped persons; 1764

(b) That the minimum number of special parking locations, 1765  
also known as ~~handicapped-accessible~~ parking spaces or 1766  
disability parking spaces, for ~~handicapped~~ persons with a 1767  
disability that limits or impairs the ability to walk are 1768  
designated at each polling place in accordance with 28 C.F.R. 1769  
Part 36, Appendix A, and in compliance with ~~division (E) of~~ 1770  
section ~~4511.69-4511.691~~ of the Revised Code; 1771

(c) That the entrances of polling places are level or are 1772  
provided with a nonskid ramp that meets the requirements of the 1773  
"Americans with Disabilities Act of 1990," 104 Stat. 327, 42 1774  
U.S.C. 12101; 1775

(d) That doors are a minimum of thirty-two inches wide.	1776
(2) Notwithstanding division (B) (1) (a), (c), or (d) of this section, certain polling places may be specifically exempted by the secretary of state upon certification by a board of elections that a good faith, but unsuccessful, effort has been made to modify, or change the location of, such polling places.	1777 1778 1779 1780 1781 1782
(C) At any polling place that is exempted from compliance by the secretary of state, the board of elections shall permit any handicapped elector who travels to that elector's polling place, but who is unable to enter the polling place, to vote, with the assistance of two polling place officials of major political parties, in the vehicle that conveyed that elector to the polling place, or to receive and cast that elector's ballot at the door of the polling place.	1783 1784 1785 1786 1787 1788 1789 1790
(D) The secretary of state shall:	1791
(1) Work with other state agencies to facilitate the distribution of information and technical assistance to boards of elections to meet the requirements of division (B) of this section;	1792 1793 1794 1795
(2) Work with organizations that represent or provide services to handicapped, disabled, or elderly citizens to effect a wide dissemination of information about the availability of absentee voting, voting in the voter's vehicle or at the door of the polling place, or other election services to handicapped, disabled, or elderly citizens.	1796 1797 1798 1799 1800 1801
(E) Before the day of an election, the director of the board of elections of each county shall sign a statement verifying that each polling place that will be used in that	1802 1803 1804

county at that election meets the requirements of division (B) 1805  
(1) (b) of this section. The signed statement shall be sent to 1806  
the secretary of state by certified mail or electronically. 1807

(F) As used in this section, "handicapped" means having 1808  
lost the use of one or both legs, one or both arms, or any 1809  
combination thereof, or being blind or so severely disabled as 1810  
to be unable to move about without the aid of crutches or a 1811  
wheelchair. 1812

**Sec. 3781.111.** (A) In addition to the powers conferred by 1813  
any other section of the Revised Code, the board of building 1814  
standards shall adopt standards and rules to facilitate the 1815  
reasonable access and use by all persons with a disability of 1816  
all buildings and the facilities of buildings for which plans 1817  
are submitted for approval under section 3791.04 of the Revised 1818  
Code. No standard or rule shall be applied to any building the 1819  
plans or drawings, specifications, and date of which have been 1820  
approved prior to the time that the standard or rule takes 1821  
effect. 1822

(B) (1) Except as otherwise provided in this section, the 1823  
standards and rules adopted by the board pursuant to this 1824  
section shall be in accordance with the "Americans with 1825  
Disabilities Act of 1990," 104 Stat. 327, 42 U.S.C.A. 12101, as 1826  
amended, and the "Fair Housing Amendments Act of 1988," 102 1827  
Stat. 1619, 42 U.S.C.A. 3601, as amended. 1828

(2) For purposes of enforcement by the Ohio civil rights 1829  
commission only, approval of a plan as required under section 1830  
3791.04 of the Revised Code creates a rebuttable presumption 1831  
that the plans, drawings, specifications, or data submitted are 1832  
in compliance with the rules adopted by the board pursuant to 1833  
this section as they relate to accessibility. 1834

(C) All signs posted to designate special parking 1835  
locations for persons with a disability and persons with 1836  
disabilities that limit or impair the ability to walk in 1837  
accordance with ~~division (E) of section 4511.69~~ 4511.691 of the 1838  
Revised Code and the standards and rules adopted pursuant to 1839  
this section shall be mounted on a fixed or movable post or 1840  
otherwise affixed in a vertical position so that the distance 1841  
from the ground to the bottom edge of the sign measures not less 1842  
than five feet. If a new sign or a replacement sign designating 1843  
a special parking location is posted on or after October 14, 1844  
1999, there also shall be affixed upon the surface of that sign 1845  
or affixed next to the designating sign a notice that states the 1846  
fine applicable for the offense of parking a motor vehicle in 1847  
the special designated parking location if the motor vehicle is 1848  
not legally entitled to be parked in that location. 1849

(D) As used in this section, "disability" has the same 1850  
meaning as in section 4112.01 of the Revised Code. As used in 1851  
division (C) of this section, "persons with disabilities that 1852  
limit or impair the ability to walk" has the same meaning as in 1853  
division ~~(A)(1)~~ (A) of section 4503.44 of the Revised Code. 1854

(E) No owner of a building or facility where special 1855  
parking locations for persons with a disability must be 1856  
designated in accordance with the standards and rules adopted 1857  
pursuant to this section shall fail to properly mark the special 1858  
parking locations as required by those standards and rules or 1859  
fail to maintain the markings of the special parking locations, 1860  
including the erection and maintenance of the fixed or movable 1861  
signs. 1862

(F) The board annually shall provide statewide training on 1863  
the rules adopted by the board pursuant to this section as they 1864

relate to accessibility for nonresidential building department 1865  
personnel certified by the board who approve, review plans, and 1866  
inspect nonresidential construction. 1867

**Sec. 4503.10.** (A) The owner of every snowmobile, off- 1868  
highway motorcycle, and all-purpose vehicle required to be 1869  
registered under section 4519.02 of the Revised Code shall file 1870  
an application for registration under section 4519.03 of the 1871  
Revised Code. The owner of a motor vehicle, other than a 1872  
snowmobile, off-highway motorcycle, or all-purpose vehicle, that 1873  
is not designed and constructed by the manufacturer for 1874  
operation on a street or highway may not register it under this 1875  
chapter except upon certification of inspection pursuant to 1876  
section 4513.02 of the Revised Code by the sheriff, or the chief 1877  
of police of the municipal corporation or township, with 1878  
jurisdiction over the political subdivision in which the owner 1879  
of the motor vehicle resides. Except as provided in section 1880  
4503.103 of the Revised Code, every owner of every other motor 1881  
vehicle not previously described in this section and every 1882  
person mentioned as owner in the last certificate of title of a 1883  
motor vehicle that is operated or driven upon the public roads 1884  
or highways shall cause to be filed each year, by mail or 1885  
otherwise, in the office of the registrar of motor vehicles or a 1886  
deputy registrar, a written or electronic application or a 1887  
preprinted registration renewal notice issued under section 1888  
4503.102 of the Revised Code, the form of which shall be 1889  
prescribed by the registrar, for registration for the following 1890  
registration year, which shall begin on the first day of January 1891  
of every calendar year and end on the thirty-first day of 1892  
December in the same year. Applications for registration and 1893  
registration renewal notices shall be filed at the times 1894  
established by the registrar pursuant to section 4503.101 of the 1895

Revised Code. A motor vehicle owner also may elect to apply for 1896  
or renew a motor vehicle registration by electronic means using 1897  
electronic signature in accordance with rules adopted by the 1898  
registrar. Except as provided in division (J) of this section, 1899  
applications for registration shall be made on blanks furnished 1900  
by the registrar for that purpose, containing the following 1901  
information: 1902

(1) A brief description of the motor vehicle to be 1903  
registered, including the year, make, model, and vehicle 1904  
identification number, and, in the case of commercial cars, the 1905  
gross weight of the vehicle fully equipped computed in the 1906  
manner prescribed in section 4503.08 of the Revised Code; 1907

(2) The name and residence address of the owner, and the 1908  
township and municipal corporation in which the owner resides; 1909

(3) The district of registration, which shall be 1910  
determined as follows: 1911

(a) In case the motor vehicle to be registered is used for 1912  
hire or principally in connection with any established business 1913  
or branch business, conducted at a particular place, the 1914  
district of registration is the municipal corporation in which 1915  
that place is located or, if not located in any municipal 1916  
corporation, the county and township in which that place is 1917  
located. 1918

(b) In case the vehicle is not so used, the district of 1919  
registration is the municipal corporation or county in which the 1920  
owner resides at the time of making the application. 1921

(4) Whether the motor vehicle is a new or used motor 1922  
vehicle; 1923

(5) The date of purchase of the motor vehicle; 1924

(6) Whether the fees required to be paid for the 1925  
registration or transfer of the motor vehicle, during the 1926  
preceding registration year and during the preceding period of 1927  
the current registration year, have been paid. Each application 1928  
for registration shall be signed by the owner, either manually 1929  
or by electronic signature, or pursuant to obtaining a limited 1930  
power of attorney authorized by the registrar for registration, 1931  
or other document authorizing such signature. If the owner 1932  
elects to apply for or renew the motor vehicle registration with 1933  
the registrar by electronic means, the owner's manual signature 1934  
is not required. 1935

(7) The owner's social security number, driver's license 1936  
number, or state identification number, or, where a motor 1937  
vehicle to be registered is used for hire or principally in 1938  
connection with any established business, the owner's federal 1939  
taxpayer identification number. The bureau of motor vehicles 1940  
shall retain in its records all social security numbers provided 1941  
under this section, but the bureau shall not place social 1942  
security numbers on motor vehicle certificates of registration. 1943

(B) Except as otherwise provided in this division, each 1944  
time an applicant first registers a motor vehicle in the 1945  
applicant's name, the applicant shall present for inspection a 1946  
physical certificate of title or memorandum certificate showing 1947  
title to the motor vehicle to be registered in the name of the 1948  
applicant if a physical certificate of title or memorandum 1949  
certificate has been issued by a clerk of a court of common 1950  
pleas. If, under sections 4505.021, 4505.06, and 4505.08 of the 1951  
Revised Code, a clerk instead has issued an electronic 1952  
certificate of title for the applicant's motor vehicle, that 1953  
certificate may be presented for inspection at the time of first 1954  
registration in a manner prescribed by rules adopted by the 1955

registrar. An applicant is not required to present a certificate 1956  
of title to an electronic motor vehicle dealer acting as a 1957  
limited authority deputy registrar in accordance with rules 1958  
adopted by the registrar. When a motor vehicle inspection and 1959  
maintenance program is in effect under section 3704.14 of the 1960  
Revised Code and rules adopted under it, each application for 1961  
registration for a vehicle required to be inspected under that 1962  
section and those rules shall be accompanied by an inspection 1963  
certificate for the motor vehicle issued in accordance with that 1964  
section. The application shall be refused if any of the 1965  
following applies: 1966

(1) The application is not in proper form. 1967

(2) The application is prohibited from being accepted by 1968  
division (D) of section 2935.27, division (A) of section 1969  
2937.221, division (A) of section 4503.13, division (B) of 1970  
section 4510.22, or division (B) (1) of section 4521.10 of the 1971  
Revised Code. 1972

(3) A certificate of title or memorandum certificate of 1973  
title is required but does not accompany the application or, in 1974  
the case of an electronic certificate of title, is required but 1975  
is not presented in a manner prescribed by the registrar's 1976  
rules. 1977

(4) All registration and transfer fees for the motor 1978  
vehicle, for the preceding year or the preceding period of the 1979  
current registration year, have not been paid. 1980

(5) The owner or lessee does not have an inspection 1981  
certificate for the motor vehicle as provided in section 3704.14 1982  
of the Revised Code, and rules adopted under it, if that section 1983  
is applicable. 1984

This section does not require the payment of license or 1985  
registration taxes on a motor vehicle for any preceding year, or 1986  
for any preceding period of a year, if the motor vehicle was not 1987  
taxable for that preceding year or period under sections 1988  
4503.02, 4503.04, 4503.11, 4503.12, and 4503.16 or Chapter 4504. 1989  
of the Revised Code. When a certificate of registration is 1990  
issued upon the first registration of a motor vehicle by or on 1991  
behalf of the owner, the official issuing the certificate shall 1992  
indicate the issuance with a stamp on the certificate of title 1993  
or memorandum certificate or, in the case of an electronic 1994  
certificate of title, an electronic stamp or other notation as 1995  
specified in rules adopted by the registrar, and with a stamp on 1996  
the inspection certificate for the motor vehicle, if any. The 1997  
official also shall indicate, by a stamp or by other means the 1998  
registrar prescribes, on the registration certificate issued 1999  
upon the first registration of a motor vehicle by or on behalf 2000  
of the owner the odometer reading of the motor vehicle as shown 2001  
in the odometer statement included in or attached to the 2002  
certificate of title. Upon each subsequent registration of the 2003  
motor vehicle by or on behalf of the same owner, the official 2004  
also shall so indicate the odometer reading of the motor vehicle 2005  
as shown on the immediately preceding certificate of 2006  
registration. 2007

The registrar shall include in the permanent registration 2008  
record of any vehicle required to be inspected under section 2009  
3704.14 of the Revised Code the inspection certificate number 2010  
from the inspection certificate that is presented at the time of 2011  
registration of the vehicle as required under this division. 2012

(C) (1) Except as otherwise provided in division (C) (1) of 2013  
this section, the registrar and each deputy registrar shall 2014  
collect an additional fee of eleven dollars for each application 2015

for registration and registration renewal received. For vehicles 2016  
specified in divisions (A) (1) to (21) of section 4503.042 of the 2017  
Revised Code, the registrar and deputy registrar shall collect 2018  
an additional fee of thirty dollars for each application for 2019  
registration and registration renewal received. No additional 2020  
fee shall be charged for vehicles registered under section 2021  
4503.65 of the Revised Code. The additional fee is for the 2022  
purpose of defraying the department of public safety's costs 2023  
associated with the administration and enforcement of the motor 2024  
vehicle and traffic laws of Ohio. Each deputy registrar shall 2025  
transmit the fees collected under divisions (C) (1), (3), and (4) 2026  
of this section in the time and manner provided in this section. 2027  
The registrar shall deposit all moneys received under division 2028  
(C) (1) of this section into the public safety - highway purposes 2029  
fund established in section 4501.06 of the Revised Code. 2030

(2) In addition, a charge of twenty-five cents shall be 2031  
made for each reflectorized safety license plate issued, and a 2032  
single charge of twenty-five cents shall be made for each county 2033  
identification sticker or each set of county identification 2034  
stickers issued, as the case may be, to cover the cost of 2035  
producing the license plates and stickers, including material, 2036  
manufacturing, and administrative costs. Those fees shall be in 2037  
addition to the license tax. If the total cost of producing the 2038  
plates is less than twenty-five cents per plate, or if the total 2039  
cost of producing the stickers is less than twenty-five cents 2040  
per sticker or per set issued, any excess moneys accruing from 2041  
the fees shall be distributed in the same manner as provided by 2042  
section 4501.04 of the Revised Code for the distribution of 2043  
license tax moneys. If the total cost of producing the plates 2044  
exceeds twenty-five cents per plate, or if the total cost of 2045  
producing the stickers exceeds twenty-five cents per sticker or 2046

per set issued, the difference shall be paid from the license 2047  
tax moneys collected pursuant to section 4503.02 of the Revised 2048  
Code. 2049

(3) The registrar and each deputy registrar shall collect 2050  
an additional fee of two hundred dollars for each application 2051  
for registration or registration renewal received for any plug- 2052  
in electric motor vehicle. The registrar shall transmit all 2053  
money arising from the fee imposed by division (C) (3) of this 2054  
section to the treasurer of state for distribution in accordance 2055  
with division (E) of section 5735.051 of the Revised Code, 2056  
subject to division (D) of section 5735.05 of the Revised Code. 2057

(4) The registrar and each deputy registrar shall collect 2058  
an additional fee of one hundred dollars for each application 2059  
for registration or registration renewal received for any hybrid 2060  
motor vehicle. The registrar shall transmit all money arising 2061  
from the fee imposed by division (C) (4) of this section to the 2062  
treasurer of state for distribution in accordance with division 2063  
(E) of section 5735.051 of the Revised Code, subject to division 2064  
(D) of section 5735.05 of the Revised Code. 2065

The fees established under divisions (C) (3) and (4) of 2066  
this section shall not be imposed until January 1, 2020. 2067

(D) Each deputy registrar shall be allowed a fee equal to 2068  
the amount established under section 4503.038 of the Revised 2069  
Code for each application for registration and registration 2070  
renewal notice the deputy registrar receives, which shall be for 2071  
the purpose of compensating the deputy registrar for the deputy 2072  
registrar's services, and such office and rental expenses, as 2073  
may be necessary for the proper discharge of the deputy 2074  
registrar's duties in the receiving of applications and renewal 2075  
notices and the issuing of registrations. 2076

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

(F) Each deputy registrar, upon receipt of any application for registration or registration renewal notice, together with the license fee and any local motor vehicle license tax levied pursuant to Chapter 4504. of the Revised Code, shall transmit that fee and tax, if any, in the manner provided in this section, together with the original and duplicate copy of the application, to the registrar. The registrar, subject to the approval of the director of public safety, may deposit the funds collected by those deputies in a local bank or depository to the credit of the "state of Ohio, bureau of motor vehicles." Where a local bank or depository has been designated by the registrar, each deputy registrar shall deposit all moneys collected by the deputy registrar into that bank or depository not more than one business day after their collection and shall make reports to the registrar of the amounts so deposited, together with any other information, some of which may be prescribed by the treasurer of state, as the registrar may require and as prescribed by the registrar by rule. The registrar, within three days after receipt of notification of the deposit of funds by a deputy registrar in a local bank or depository, shall draw on that account in favor of the treasurer of state. The registrar, subject to the approval of the director and the treasurer of state, may make reasonable rules necessary for the prompt transmittal of fees and for safeguarding the interests of the state and of counties, townships, municipal corporations, and transportation improvement districts levying local motor vehicle license taxes. The registrar may pay service charges usually collected by banks and depositories for such service. If deputy

registrars are located in communities where banking facilities 2108  
are not available, they shall transmit the fees forthwith, by 2109  
money order or otherwise, as the registrar, by rule approved by 2110  
the director and the treasurer of state, may prescribe. The 2111  
registrar may pay the usual and customary fees for such service. 2112

(G) This section does not prevent any person from making 2113  
an application for a motor vehicle license directly to the 2114  
registrar by mail, by electronic means, or in person at any of 2115  
the registrar's offices, upon payment of a service fee equal to 2116  
the amount established under section 4503.038 of the Revised 2117  
Code for each application. 2118

(H) No person shall make a false statement as to the 2119  
district of registration in an application required by division 2120  
(A) of this section. Violation of this division is falsification 2121  
under section 2921.13 of the Revised Code and punishable as 2122  
specified in that section. 2123

(I) (1) Where applicable, the requirements of division (B) 2124  
of this section relating to the presentation of an inspection 2125  
certificate issued under section 3704.14 of the Revised Code and 2126  
rules adopted under it for a motor vehicle, the refusal of a 2127  
license for failure to present an inspection certificate, and 2128  
the stamping of the inspection certificate by the official 2129  
issuing the certificate of registration apply to the 2130  
registration of and issuance of license plates for a motor 2131  
vehicle under sections 4503.102, 4503.12, 4503.14, 4503.15, 2132  
4503.16, 4503.171, 4503.172, 4503.19, 4503.40, 4503.41, 4503.42, 2133  
4503.43, ~~4503.44~~4503.441, 4503.46, 4503.47, and 4503.51 of the 2134  
Revised Code. 2135

(2) (a) The registrar shall adopt rules ensuring that each 2136  
owner registering a motor vehicle in a county where a motor 2137

vehicle inspection and maintenance program is in effect under 2138  
section 3704.14 of the Revised Code and rules adopted under it 2139  
receives information about the requirements established in that 2140  
section and those rules and about the need in those counties to 2141  
present an inspection certificate with an application for 2142  
registration or preregistration. 2143

(b) Upon request, the registrar shall provide the director 2144  
of environmental protection, or any person that has been awarded 2145  
a contract under section 3704.14 of the Revised Code, an on-line 2146  
computer data link to registration information for all passenger 2147  
cars, noncommercial motor vehicles, and commercial cars that are 2148  
subject to that section. The registrar also shall provide to the 2149  
director of environmental protection a magnetic data tape 2150  
containing registration information regarding passenger cars, 2151  
noncommercial motor vehicles, and commercial cars for which a 2152  
multi-year registration is in effect under section 4503.103 of 2153  
the Revised Code or rules adopted under it, including, without 2154  
limitation, the date of issuance of the multi-year registration, 2155  
the registration deadline established under rules adopted under 2156  
section 4503.101 of the Revised Code that was applicable in the 2157  
year in which the multi-year registration was issued, and the 2158  
registration deadline for renewal of the multi-year 2159  
registration. 2160

(J) Subject to division (K) of this section, application 2161  
for registration under the international registration plan, as 2162  
set forth in sections 4503.60 to 4503.66 of the Revised Code, 2163  
shall be made to the registrar on forms furnished by the 2164  
registrar. In accordance with international registration plan 2165  
guidelines and pursuant to rules adopted by the registrar, the 2166  
forms shall include the following: 2167

(1) A uniform mileage schedule;	2168
(2) The gross vehicle weight of the vehicle or combined gross vehicle weight of the combination vehicle as declared by the registrant;	2169 2170 2171
(3) Any other information the registrar requires by rule.	2172
(K) The registrar shall determine the feasibility of implementing an electronic commercial fleet licensing and management program that will enable the owners of commercial tractors, commercial trailers, and commercial semitrailers to conduct electronic transactions by July 1, 2010, or sooner. If the registrar determines that implementing such a program is feasible, the registrar shall adopt new rules under this division or amend existing rules adopted under this division as necessary in order to respond to advances in technology.	2173 2174 2175 2176 2177 2178 2179 2180 2181
If international registration plan guidelines and provisions allow member jurisdictions to permit applications for registrations under the international registration plan to be made via the internet, the rules the registrar adopts under this division shall permit such action.	2182 2183 2184 2185 2186
<b>Sec. 4503.12.</b> (A) Upon the transfer of ownership of a motor vehicle, the registration of the motor vehicle expires, and the original owner immediately shall remove the license plates from the motor vehicle, except that:	2187 2188 2189 2190
(1) If a statutory merger or consolidation results in the transfer of ownership of a motor vehicle from a constituent corporation to the surviving corporation, or if the incorporation of a proprietorship or partnership results in the transfer of ownership of a motor vehicle from the proprietorship or partnership to the corporation, the registration shall be	2191 2192 2193 2194 2195 2196

continued upon the filing by the surviving or new corporation, 2197  
within thirty days of such transfer, of an application for an 2198  
amended certificate of registration. Upon a proper filing, the 2199  
registrar of motor vehicles shall issue an amended certificate 2200  
of registration in the name of the new owner. 2201

(2) If the death of the owner of a motor vehicle results 2202  
in the transfer of ownership of the motor vehicle to the 2203  
surviving spouse of the owner or if a motor vehicle is owned by 2204  
two persons under joint ownership with right of survivorship 2205  
established under section 2131.12 of the Revised Code and one of 2206  
those persons dies, the registration shall be continued upon the 2207  
filing by the survivor of an application for an amended 2208  
certificate of registration. In relation to a motor vehicle that 2209  
is owned by two persons under joint ownership with right of 2210  
survivorship established under section 2131.12 of the Revised 2211  
Code, the application shall be accompanied by a copy of the 2212  
certificate of title that specifies that the vehicle is owned 2213  
under joint ownership with right of survivorship. Upon a proper 2214  
filing, the registrar shall issue an amended certificate of 2215  
registration in the name of the survivor. 2216

(3) If the death of the owner of a motor vehicle results 2217  
in the transfer of ownership of the motor vehicle to a transfer- 2218  
on-death beneficiary or beneficiaries designated under section 2219  
2131.13 of the Revised Code, the registration shall be continued 2220  
upon the filing by the transfer-on-death beneficiary or 2221  
beneficiaries of an application for an amended certificate of 2222  
registration. The application shall be accompanied by a copy of 2223  
the certificate of title that specifies that the owner of the 2224  
motor vehicle has designated the motor vehicle in beneficiary 2225  
form under section 2131.13 of the Revised Code. Upon a proper 2226  
filing, the registrar shall issue an amended certificate of 2227

registration in the name of the transfer-on-death beneficiary or 2228  
beneficiaries. 2229

(4) If the original owner of a motor vehicle that has been 2230  
transferred makes application for the registration of another 2231  
motor vehicle at any time during the remainder of the 2232  
registration period for which the transferred motor vehicle was 2233  
registered, the owner may file an application for transfer of 2234  
the registration and, where applicable, the license plates. The 2235  
transfer of the registration and, where applicable, the license 2236  
plates from the motor vehicle for which they originally were 2237  
issued to a succeeding motor vehicle purchased by the same 2238  
person in whose name the original registration and license 2239  
plates were issued shall be done within a period not to exceed 2240  
thirty days. During that thirty-day period, the license plates 2241  
from the motor vehicle for which they originally were issued may 2242  
be displayed on the succeeding motor vehicle, and the succeeding 2243  
motor vehicle may be operated on the public roads and highways 2244  
in this state. 2245

At the time of application for transfer, the registrar 2246  
shall compute and collect the amount of tax due on the 2247  
succeeding motor vehicle, based upon the amount that would be 2248  
due on a new registration as of the date on which the transfer 2249  
is made less a credit for the unused portion of the original 2250  
registration beginning on that date. If the credit exceeds the 2251  
amount of tax due on the new registration, no refund shall be 2252  
made. In computing the amount of tax due and credits to be 2253  
allowed under this division, the provisions of division (B) (1) 2254  
(a) and (b) of section 4503.11 of the Revised Code shall apply. 2255  
As to passenger cars, noncommercial vehicles, motor homes, and 2256  
motorcycles, transfers within or between these classes of motor 2257  
vehicles only shall be allowed. If the succeeding motor vehicle 2258

is of a different class than the motor vehicle for which the 2259  
registration originally was issued, new license plates also 2260  
shall be issued upon the surrender of the license plates 2261  
originally issued and payment of the fees provided in divisions 2262  
(C) and (D) of section 4503.10 of the Revised Code. 2263

(5) The owner of a commercial car having a gross vehicle 2264  
weight or combined gross vehicle weight of more than ten 2265  
thousand pounds may transfer the registration of that commercial 2266  
car to another commercial car the owner owns without 2267  
transferring ownership of the first commercial car. At any time 2268  
during the remainder of the registration period for which the 2269  
first commercial car was registered, the owner may file an 2270  
application for the transfer of the registration and, where 2271  
applicable, the license plates, accompanied by the certificate 2272  
of registration of the first commercial car. The amount of any 2273  
tax due or credit to be allowed for a transfer of registration 2274  
under this division shall be computed in accordance with 2275  
division (A) (4) of this section. 2276

No commercial car to which a registration is transferred 2277  
under this division shall be operated on a public road or 2278  
highway in this state until after the transfer of registration 2279  
is completed in accordance with this division. 2280

(6) Upon application to the registrar or a deputy 2281  
registrar, a person who owns or leases a motor vehicle may 2282  
transfer special license plates assigned to that vehicle to any 2283  
other vehicle that the person owns or leases or that is owned or 2284  
leased by the person's spouse. As appropriate, the application 2285  
also shall be accompanied by a power of attorney for the 2286  
registration of a leased vehicle and a written statement 2287  
releasing the special plates to the applicant. Upon a proper 2288

filing, the registrar or deputy registrar shall assign the 2289  
special license plates to the motor vehicle owned or leased by 2290  
the applicant and issue a new certificate of registration for 2291  
that motor vehicle. 2292

(7) If a corporation transfers the ownership of a motor 2293  
vehicle to an affiliated corporation, the affiliated corporation 2294  
may apply to the registrar for the transfer of the registration 2295  
and any license plates. The registrar may require the applicant 2296  
to submit documentation of the corporate relationship and shall 2297  
determine whether the application for registration transfer is 2298  
made in good faith and not for the purposes of circumventing the 2299  
provisions of this chapter. Upon a proper filing, the registrar 2300  
shall issue an amended certificate of registration in the name 2301  
of the new owner. 2302

(B) An application under division (A) of this section 2303  
shall be accompanied by a service fee equal to the amount 2304  
established under section 4503.038 of the Revised Code, a 2305  
transfer fee of one dollar, and the original certificate of 2306  
registration, if applicable. 2307

(C) Neither the registrar nor a deputy registrar shall 2308  
transfer a registration under division (A) of this section if 2309  
the registration is prohibited by division (D) of section 2310  
2935.27, division (A) of section 2937.221, division (A) of 2311  
section 4503.13, division (D) of section 4503.234, division (B) 2312  
of section 4510.22, or division (B)(1) of section 4521.10 of the 2313  
Revised Code. 2314

(D) Whoever violates division (A) of this section is 2315  
guilty of a misdemeanor of the fourth degree. 2316

(E) As used in division (A)(6) of this section, "special 2317

license plates" means either of the following: 2318

(1) Any license plates for which the person to whom the 2319  
license plates are issued must pay an additional fee in excess 2320  
of the fees prescribed in section 4503.04 of the Revised Code, 2321  
Chapter 4504. of the Revised Code, and the service fee 2322  
prescribed in division (D) or (G) of section 4503.10 of the 2323  
Revised Code; 2324

(2) License plates issued under section ~~4503.44~~ 4503.441 2325  
of the Revised Code. 2326

**Sec. 4517.01.** As used in sections 4517.01 to 4517.65 of 2327  
the Revised Code: 2328

(A) "Persons" includes individuals, firms, partnerships, 2329  
associations, joint stock companies, corporations, and any 2330  
combinations of individuals. 2331

(B) "Motor vehicle" means motor vehicle as defined in 2332  
section 4501.01 of the Revised Code and also includes "all- 2333  
purpose vehicle" and "off-highway motorcycle" as those terms are 2334  
defined in section 4519.01 of the Revised Code. "Motor vehicle" 2335  
does not include a snowmobile as defined in section 4519.01 of 2336  
the Revised Code or manufactured and mobile homes. 2337

(C) "New motor vehicle" means a motor vehicle, the legal 2338  
title to which has never been transferred by a manufacturer, 2339  
remanufacturer, distributor, or dealer to an ultimate purchaser. 2340

(D) "Ultimate purchaser" means, with respect to any new 2341  
motor vehicle, the first person, other than a dealer purchasing 2342  
in the capacity of a dealer, who in good faith purchases such 2343  
new motor vehicle for purposes other than resale. 2344

(E) "Business" includes any activities engaged in by any 2345

person for the object of gain, benefit, or advantage either 2346  
direct or indirect. 2347

(F) "Engaging in business" means commencing, conducting, 2348  
or continuing in business, or liquidating a business when the 2349  
liquidator thereof holds self out to be conducting such 2350  
business; making a casual sale or otherwise making transfers in 2351  
the ordinary course of business when the transfers are made in 2352  
connection with the disposition of all or substantially all of 2353  
the transferor's assets is not engaging in business. 2354

(G) "Retail sale" or "sale at retail" means the act or 2355  
attempted act of selling, bartering, exchanging, or otherwise 2356  
disposing of a motor vehicle to an ultimate purchaser for use as 2357  
a consumer. 2358

(H) "Retail installment contract" includes any contract in 2359  
the form of a note, chattel mortgage, conditional sales 2360  
contract, lease, agreement, or other instrument payable in one 2361  
or more installments over a period of time and arising out of 2362  
the retail sale of a motor vehicle. 2363

(I) "Farm machinery" means all machines and tools used in 2364  
the production, harvesting, and care of farm products. 2365

(J) "Dealer" or "motor vehicle dealer" means any new motor 2366  
vehicle dealer, any motor vehicle leasing dealer, and any used 2367  
motor vehicle dealer. 2368

(K) "New motor vehicle dealer" means any person engaged in 2369  
the business of selling at retail, displaying, offering for 2370  
sale, or dealing in new motor vehicles pursuant to a contract or 2371  
agreement entered into with the manufacturer, remanufacturer, or 2372  
distributor of the motor vehicles. 2373

(L) "Used motor vehicle dealer" means any person engaged 2374

in the business of selling, displaying, offering for sale, or 2375  
dealing in used motor vehicles, at retail or wholesale, but does 2376  
not mean any new motor vehicle dealer selling, displaying, 2377  
offering for sale, or dealing in used motor vehicles 2378  
incidentally to engaging in the business of selling, displaying, 2379  
offering for sale, or dealing in new motor vehicles, any person 2380  
engaged in the business of dismantling, salvaging, or rebuilding 2381  
motor vehicles by means of using used parts, or any public 2382  
officer performing official duties. 2383

(M) "Motor vehicle leasing dealer" means any person 2384  
engaged in the business of regularly making available, offering 2385  
to make available, or arranging for another person to use a 2386  
motor vehicle pursuant to a bailment, lease, sublease, or other 2387  
contractual arrangement under which a charge is made for its use 2388  
at a periodic rate for a term of thirty days or more, and title 2389  
to the motor vehicle is in and remains in the motor vehicle 2390  
leasing dealer who originally leases it, irrespective of whether 2391  
or not the motor vehicle is the subject of a later sublease, and 2392  
not in the user, but does not mean a manufacturer or its 2393  
affiliate leasing to its employees or to dealers. 2394

(N) "Salesperson" means any person employed by a dealer to 2395  
sell, display, and offer for sale, or deal in motor vehicles for 2396  
a commission, compensation, or other valuable consideration, but 2397  
does not mean any public officer performing official duties. 2398

(O) "Casual sale" means any transfer of a motor vehicle by 2399  
a person other than a new motor vehicle dealer, used motor 2400  
vehicle dealer, motor vehicle salvage dealer, as defined in 2401  
division (A) of section 4738.01 of the Revised Code, 2402  
salesperson, motor vehicle auction owner, manufacturer, or 2403  
distributor acting in the capacity of a dealer, salesperson, 2404

auction owner, manufacturer, or distributor, to a person who 2405  
purchases the motor vehicle for use as a consumer. 2406

(P) "Motor vehicle auction owner" means any person who is 2407  
engaged wholly or in part in the business of auctioning motor 2408  
vehicles, but does not mean a construction equipment auctioneer 2409  
or a construction equipment auction licensee. 2410

(Q) "Manufacturer" means a person who manufactures, 2411  
assembles, or imports motor vehicles, including motor homes, but 2412  
does not mean a person who only assembles or installs a body, 2413  
special equipment unit, finishing trim, or accessories on a 2414  
motor vehicle chassis supplied by a manufacturer or distributor. 2415

(R) "Tent-type fold-out camping trailer" means any vehicle 2416  
intended to be used, when stationary, as a temporary shelter 2417  
with living and sleeping facilities, and that is subject to the 2418  
following properties and limitations: 2419

(1) A minimum of twenty-five per cent of the fold-out 2420  
portion of the top and sidewalls combined must be constructed of 2421  
canvas, vinyl, or other fabric, and form an integral part of the 2422  
shelter. 2423

(2) When folded, the unit must not exceed: 2424

(a) Fifteen feet in length, exclusive of bumper and 2425  
tongue; 2426

(b) Sixty inches in height from the point of contact with 2427  
the ground; 2428

(c) Eight feet in width; 2429

(d) One ton gross weight at time of sale. 2430

(S) "Distributor" means any person authorized by a motor 2431

vehicle manufacturer to distribute new motor vehicles to 2432  
licensed new motor vehicle dealers, but does not mean a person 2433  
who only assembles or installs a body, special equipment unit, 2434  
finishing trim, or accessories on a motor vehicle chassis 2435  
supplied by a manufacturer or distributor. 2436

(T) "Flea market" means a market place, other than a 2437  
dealer's location licensed under this chapter, where a space or 2438  
location is provided for a fee or compensation to a seller to 2439  
exhibit and offer for sale or trade, motor vehicles to the 2440  
general public. 2441

(U) "Franchise" means any written agreement, contract, or 2442  
understanding between any motor vehicle manufacturer or 2443  
remanufacturer engaged in commerce and any motor vehicle dealer 2444  
that purports to fix the legal rights and liabilities of the 2445  
parties to such agreement, contract, or understanding. 2446

(V) "Franchisee" means a person who receives new motor 2447  
vehicles from the franchisor under a franchise agreement and who 2448  
offers, sells, and provides service for such new motor vehicles 2449  
to the general public. 2450

(W) "Franchisor" means a new motor vehicle manufacturer, 2451  
remanufacturer, or distributor who supplies new motor vehicles 2452  
under a franchise agreement to a franchisee. 2453

(X) "Dealer organization" means a state or local trade 2454  
association the membership of which is comprised predominantly 2455  
of new motor vehicle dealers. 2456

(Y) "Factory representative" means a representative 2457  
employed by a manufacturer, remanufacturer, or by a factory 2458  
branch primarily for the purpose of promoting the sale of its 2459  
motor vehicles, parts, or accessories to dealers or for 2460

supervising or contacting its dealers or prospective dealers. 2461

(Z) "Administrative or executive management" means those 2462  
individuals who are not subject to federal wage and hour laws. 2463

(AA) "Good faith" means honesty in the conduct or 2464  
transaction concerned and the observance of reasonable 2465  
commercial standards of fair dealing in the trade as is defined 2466  
in section 1301.201 of the Revised Code, including, but not 2467  
limited to, the duty to act in a fair and equitable manner so as 2468  
to guarantee freedom from coercion, intimidation, or threats of 2469  
coercion or intimidation; provided however, that recommendation, 2470  
endorsement, exposition, persuasion, urging, or argument shall 2471  
not be considered to constitute a lack of good faith. 2472

(BB) "Coerce" means to compel or attempt to compel by 2473  
failing to act in good faith or by threat of economic harm, 2474  
breach of contract, or other adverse consequences. Coerce does 2475  
not mean to argue, urge, recommend, or persuade. 2476

(CC) "Relevant market area" means any area within a radius 2477  
of ten miles from the site of a potential new dealership, except 2478  
that for manufactured home or recreational vehicle dealerships 2479  
the radius shall be twenty-five miles. The ten-mile radius shall 2480  
be measured from the dealer's established place of business that 2481  
is used exclusively for the purpose of selling, displaying, 2482  
offering for sale, or dealing in motor vehicles. 2483

(DD) "Wholesale" or "at wholesale" means the act or 2484  
attempted act of selling, bartering, exchanging, or otherwise 2485  
disposing of a motor vehicle to a transferee for the purpose of 2486  
resale and not for ultimate consumption by that transferee. 2487

(EE) "Motor vehicle wholesaler" means any person licensed 2488  
as a dealer under the laws of another state and engaged in the 2489

business of selling, displaying, or offering for sale used motor 2490  
vehicles, at wholesale, but does not mean any motor vehicle 2491  
dealer as defined in this section. 2492

(FF) (1) "Remanufacturer" means a person who assembles or 2493  
installs passenger seating, walls, a roof elevation, or a body 2494  
extension on a conversion van with the motor vehicle chassis 2495  
supplied by a manufacturer or distributor, a person who modifies 2496  
a truck chassis supplied by a manufacturer or distributor for 2497  
use as a public safety or public service vehicle, a person who 2498  
modifies a motor vehicle chassis supplied by a manufacturer or 2499  
distributor for use as a limousine or hearse, or a person who 2500  
modifies an incomplete motor vehicle cab and chassis supplied by 2501  
a new motor vehicle dealer or distributor for use as a tow 2502  
truck, but does not mean either of the following: 2503

(a) A person who assembles or installs passenger seating, 2504  
a roof elevation, or a body extension on a recreational vehicle 2505  
as defined in division (Q) and referred to in division (B) of 2506  
section 4501.01 of the Revised Code; 2507

(b) A person who assembles or installs special equipment 2508  
or accessories for ~~handicapped persons~~ a person with a disability 2509  
that limits or impairs the ability to walk, as defined in 2510  
section 4503.44 of the Revised Code, upon a motor vehicle 2511  
chassis supplied by a manufacturer or distributor. 2512

(2) For the purposes of division (FF) (1) of this section, 2513  
"public safety vehicle or public service vehicle" means a fire 2514  
truck, ambulance, school bus, street sweeper, garbage packing 2515  
truck, or cement mixer, or a mobile self-contained facility 2516  
vehicle. 2517

(3) For the purposes of division (FF) (1) of this section, 2518

"limousine" means a motor vehicle, designed only for the purpose 2519  
of carrying nine or fewer passengers, that a person modifies by 2520  
cutting the original chassis, lengthening the wheelbase by forty 2521  
inches or more, and reinforcing the chassis in such a way that 2522  
all modifications comply with all applicable federal motor 2523  
vehicle safety standards. No person shall qualify as or be 2524  
deemed to be a remanufacturer who produces limousines unless the 2525  
person has a written agreement with the manufacturer of the 2526  
chassis the person utilizes to produce the limousines to 2527  
complete properly the remanufacture of the chassis into 2528  
limousines. 2529

(4) For the purposes of division (FF) (1) of this section, 2530  
"hearse" means a motor vehicle, designed only for the purpose of 2531  
transporting a single casket, that is equipped with a 2532  
compartment designed specifically to carry a single casket that 2533  
a person modifies by cutting the original chassis, lengthening 2534  
the wheelbase by ten inches or more, and reinforcing the chassis 2535  
in such a way that all modifications comply with all applicable 2536  
federal motor vehicle safety standards. No person shall qualify 2537  
as or be deemed to be a remanufacturer who produces hearses 2538  
unless the person has a written agreement with the manufacturer 2539  
of the chassis the person utilizes to produce the hearses to 2540  
complete properly the remanufacture of the chassis into hearses. 2541

(5) For the purposes of division (FF) (1) of this section, 2542  
"mobile self-contained facility vehicle" means a mobile 2543  
classroom vehicle, mobile laboratory vehicle, bookmobile, 2544  
bloodmobile, testing laboratory, and mobile display vehicle, 2545  
each of which is designed for purposes other than for passenger 2546  
transportation and other than the transportation or displacement 2547  
of cargo, freight, materials, or merchandise. A vehicle is 2548  
remanufactured into a mobile self-contained facility vehicle in 2549

part by the addition of insulation to the body shell, and 2550  
installation of all of the following: a generator, electrical 2551  
wiring, plumbing, holding tanks, doors, windows, cabinets, 2552  
shelving, and heating, ventilating, and air conditioning 2553  
systems. 2554

(6) For the purposes of division (FF)(1) of this section, 2555  
"tow truck" means both of the following: 2556

(a) An incomplete cab and chassis that are purchased by a 2557  
remanufacturer from a new motor vehicle dealer or distributor of 2558  
the cab and chassis and on which the remanufacturer then 2559  
installs in a permanent manner a wrecker body it purchases from 2560  
a manufacturer or distributor of wrecker bodies, installs an 2561  
emergency flashing light pylon and emergency lights upon the 2562  
mast of the wrecker body or rooftop, and installs such other 2563  
related accessories and equipment, including push bumpers, front 2564  
grille guards with pads and other custom-ordered items such as 2565  
painting, special lettering, and safety striping so as to create 2566  
a complete motor vehicle capable of lifting and towing another 2567  
motor vehicle. 2568

(b) An incomplete cab and chassis that are purchased by a 2569  
remanufacturer from a new motor vehicle dealer or distributor of 2570  
the cab and chassis and on which the remanufacturer then 2571  
installs in a permanent manner a car carrier body it purchases 2572  
from a manufacturer or distributor of car carrier bodies, 2573  
installs an emergency flashing light pylon and emergency lights 2574  
upon the rooftop, and installs such other related accessories 2575  
and equipment, including push bumpers, front grille guards with 2576  
pads and other custom-ordered items such as painting, special 2577  
lettering, and safety striping. 2578

As used in division (FF) (6) (b) of this section, "car 2579

carrier body" means a mechanical or hydraulic apparatus capable 2580  
of lifting and holding a motor vehicle on a flat level surface 2581  
so that one or more motor vehicles can be transported, once the 2582  
car carrier is permanently installed upon an incomplete cab and 2583  
chassis. 2584

(GG) "Operating as a new motor vehicle dealership" means 2585  
engaging in activities such as displaying, offering for sale, 2586  
and selling new motor vehicles at retail, operating a service 2587  
facility to perform repairs and maintenance on motor vehicles, 2588  
offering for sale and selling motor vehicle parts at retail, and 2589  
conducting all other acts that are usual and customary to the 2590  
operation of a new motor vehicle dealership. For the purposes of 2591  
this chapter only, possession of either a valid new motor 2592  
vehicle dealer franchise agreement or a new motor vehicle 2593  
dealers license, or both of these items, is not evidence that a 2594  
person is operating as a new motor vehicle dealership. 2595

(HH) "Outdoor power equipment" means garden and small 2596  
utility tractors, walk-behind and riding mowers, chainsaws, and 2597  
tillers. 2598

(II) "Remote service facility" means premises that are 2599  
separate from a licensed new motor vehicle dealer's sales 2600  
facility by not more than one mile and that are used by the 2601  
dealer to perform repairs, warranty work, recall work, and 2602  
maintenance on motor vehicles pursuant to a franchise agreement 2603  
entered into with a manufacturer of motor vehicles. A remote 2604  
service facility shall be deemed to be part of the franchise 2605  
agreement and is subject to all the rights, duties, obligations, 2606  
and requirements of Chapter 4517. of the Revised Code that 2607  
relate to the performance of motor vehicle repairs, warranty 2608  
work, recall work, and maintenance work by new motor vehicle 2609

dealers.	2610
(JJ) "Recreational vehicle" has the same meaning as in section 4501.01 of the Revised Code.	2611 2612
(KK) "Construction equipment auctioneer" means a person who holds both a valid auction firm license issued under Chapter 4707. of the Revised Code and a valid construction equipment auction license issued under this chapter.	2613 2614 2615 2616
(LL) "Large construction or transportation equipment" means vehicles having a gross vehicle weight rating of more than ten thousand pounds and includes road rollers, traction engines, power shovels, power cranes, commercial cars and trucks, or farm trucks, and other similar vehicles obtained primarily from the construction, mining, transportation or farming industries.	2617 2618 2619 2620 2621 2622
(MM) "Local market conditions" includes, but is not limited to:	2623 2624
(1) Demographics in the franchisee's area;	2625
(2) Geographical and market characteristics in the franchisee's area;	2626 2627
(3) Local economic circumstances;	2628
(4) The proximity of other motor vehicle dealers of the same line-make;	2629 2630
(5) The proximity of motor vehicle manufacturing facilities;	2631 2632
(6) The buying patterns of motor vehicle purchasers;	2633
(7) Customer drive time and drive distance.	2634
<b>Sec. 4517.12.</b> (A) The registrar of motor vehicles shall deny the application of any person for a license as a motor	2635 2636

vehicle dealer, motor vehicle leasing dealer, or motor vehicle 2637  
auction owner and refuse to issue the license if the registrar 2638  
finds that the applicant: 2639

(1) Has made any false statement of a material fact in the 2640  
application; 2641

(2) Has not complied with sections 4517.01 to 4517.45 of 2642  
the Revised Code; 2643

(3) Is of bad business repute or has habitually defaulted 2644  
on financial obligations; 2645

(4) Is engaged or will engage in the business of selling 2646  
at retail any new motor vehicles without having written 2647  
authority from the manufacturer or distributor thereof to sell 2648  
new motor vehicles and to perform repairs under the terms of the 2649  
manufacturer's or distributor's new motor vehicle warranty, 2650  
except as provided in division (C) of this section and except 2651  
that a person who assembles or installs special equipment or 2652  
accessories for ~~handicapped persons~~ a person with a disability 2653  
that limits or impairs the ability to walk, as defined in 2654  
section 4503.44 of the Revised Code, upon a motor vehicle 2655  
chassis supplied by a manufacturer or distributor shall not be 2656  
denied a license pursuant to division (A)(4) of this section; 2657

(5) Has been guilty of a fraudulent act in connection with 2658  
selling or otherwise dealing in, or leasing, motor vehicles, or 2659  
in connection with brokering manufactured homes; 2660

(6) Has entered into or is about to enter into a contract 2661  
or agreement with a manufacturer or distributor of motor 2662  
vehicles that is contrary to sections 4517.01 to 4517.45 of the 2663  
Revised Code; 2664

(7) Is insolvent; 2665

(8) Is of insufficient responsibility to ensure the prompt payment of any final judgments that might reasonably be entered against the applicant because of the transaction of business as a motor vehicle dealer, motor vehicle leasing dealer, or motor vehicle auction owner during the period of the license applied for, or has failed to satisfy any such judgment;

(9) Has no established place of business that, where applicable, is used or will be used for the purpose of selling, displaying, offering for sale, dealing in, or leasing motor vehicles at the location for which application is made;

(10) Has, less than twelve months prior to making application, been denied a motor vehicle dealer's, motor vehicle leasing dealer's, or motor vehicle auction owner's license, or has any such license revoked;

(11) Is a manufacturer, or a parent company, subsidiary, or affiliated entity of a manufacturer, applying for a license to sell or lease new or used motor vehicles at retail. Division (A) (11) of this section shall not serve as a basis for the termination, revocation, or nonrenewal of a license granted prior to ~~the effective date of this amendment~~ September 4, 2014. Nothing in division (A) (11) of this section shall prohibit a manufacturer from doing either of the following:

(a) Owning, operating, or controlling not more than three licensed motor vehicle dealerships if, as of January 1, 2014, the manufacturer was selling or otherwise distributing its motor vehicles at an established place of business in this state. Such ownership, operation, or control may continue unless the manufacturer's motor vehicle operations are sold or acquired or the manufacturer produces any motor vehicles other than all-electric motor vehicles.

(b) Disposing of motor vehicles at wholesale at the 2696  
termination of a consumer lease through a motor vehicle auction. 2697

(B) If the applicant is a corporation or partnership, the 2698  
registrar may refuse to issue a license if any officer, 2699  
director, or partner of the applicant has been guilty of any act 2700  
or omission that would be cause for refusing or revoking a 2701  
license issued to such officer, director, or partner as an 2702  
individual. The registrar's finding may be based upon facts 2703  
contained in the application or upon any other information the 2704  
registrar may have. Immediately upon denying an application for 2705  
any of the reasons in this section, the registrar shall enter a 2706  
final order together with the registrar's findings and certify 2707  
the same to the motor vehicle dealers' and salespersons' 2708  
licensing board. 2709

(C) Notwithstanding division (A) (4) of this section, the 2710  
registrar shall not deny the application of any person and 2711  
refuse to issue a license if the registrar finds that the 2712  
applicant is engaged or will engage in the business of selling 2713  
at retail any new motor vehicles and demonstrates all of the 2714  
following in the form prescribed by the registrar: 2715

(1) That the applicant has posted a bond, surety, or 2716  
certificate of deposit with the registrar in an amount not less 2717  
than one hundred thousand dollars for the protection and benefit 2718  
of the applicant's customers except that a new motor vehicle 2719  
dealer who is not exclusively engaged in the business of selling 2720  
remanufactured vehicles shall not be required to post the bond, 2721  
surety, or certificate of deposit otherwise required by division 2722  
(C) (1) of this section; 2723

(2) That, at the time of the sale of the vehicle, each 2724  
customer of the applicant will be furnished with a warranty 2725

issued by the remanufacturer for a term of at least one year; 2726

(3) That the applicant provides and maintains at the 2727  
applicant's location and place of business a permanent facility 2728  
with all of the following: 2729

(a) A showroom with space, under roof, for the display of 2730  
at least one new motor vehicle; 2731

(b) A service and parts facility for remanufactured 2732  
vehicles; 2733

(c) Full-time service and parts personnel with the proper 2734  
training and technical expertise to service the remanufactured 2735  
vehicles sold by the applicant. 2736

**Section 4.** That existing sections 311.30, 505.541, 509.04, 2737  
3501.29, 3781.111, 4503.10, 4503.12, 4517.01, and 4517.12 of the 2738  
Revised Code are hereby repealed. 2739

**Section 5.** Section 3501.29 of the Revised Code is 2740  
presented in this act as a composite of the section as amended 2741  
by both S.B. 10 and S.B. 109 of the 130th General Assembly. The 2742  
General Assembly, applying the principle stated in division (B) 2743  
of section 1.52 of the Revised Code that amendments are to be 2744  
harmonized if reasonably capable of simultaneous operation, 2745  
finds that the composite is the resulting version of the section 2746  
in effect prior to the effective date of the section as 2747  
presented in this act. 2748