

As Reported by the Committee of Conference

135th General Assembly

Regular Session

2023-2024

Am. Sub. H. B. No. 23

Representative Edwards

Cosponsors: Representatives Abdullahi, Baker, Blackshear, Brennan, Brent, Brewer, Brown, Callender, Carruthers, Cross, Cutrona, Dell'Aquila, Dobos, Forhan, Galonski, Ghanbari, Grim, Hillyer, Hoops, Humphrey, Isaacsohn, Jarrells, Johnson, Jones, LaRe, Lightbody, Liston, Loychik, Mathews, McNally, Miller, A., Miller, J., Miranda, Mohamed, Oelslager, Patton, Pavliga, Ray, Richardson, Robb Blasdel, Robinson, Roemer, Rogers, Russo, Schmidt, Seitz, Somani, Swearingen, Sweeney, Thomas, C., Thomas, J., Troy, Upchurch, Weinstein, Williams, Young, B., Speaker Stephens

Senators Hoagland, Hackett, Brenner, Kunze, Antonio, Cirino, Craig, DeMora, Hicks-Hudson, Huffman, S., Ingram, Johnson, Landis, Lang, Manning, Reineke, Reynolds, Schaffer, Smith, Sykes, Wilkin

A BILL

To amend sections 117.16, 124.152, 303.02, 306.353, 1
519.02, 723.52, 4503.10, 4503.103, 4503.11, 2
4503.191, 4503.29, 4503.44, 4506.01, 4506.11, 3
4507.01, 4507.061, 4507.13, 4507.52, 4511.093, 4
4513.34, 4981.02, 4981.04, 5503.031, 5517.011, 5
5525.16, 5531.09, 5531.10, 5540.01, 5540.02, 6
5540.03, 5540.06, 5543.19, 5575.01, 5577.044, 7
and 5709.50; to enact sections 746.01, 746.02, 8
746.03, 746.04, 746.05, 746.06, 746.07, 9
4503.107, 4505.131, 4506.072, 4507.021, 10
4507.063, 4507.511, 4517.262, 4955.50, 4955.51, 11
4999.09, 5501.521, and 5501.60; and to repeal 12
section 5501.09 of the Revised Code and to amend 13
Section 265.325 of H.B. 110 of the 134th General 14
Assembly and Sections 223.15 as subsequently 15
amended, 243.10, and 243.20 of H.B. 687 of the 16

134th General Assembly; and to repeal Section 17
15149 of the General Code, Section 1 of Am. S.B. 18
200 of the 98th General Assembly, and Section 3 19
of H.B. 69 of the 112th General Assembly to make 20
current expense appropriations for fiscal year 21
2023, to make appropriations for programs 22
related to transportation for the biennium 23
beginning July 1, 2023, and ending June 30, 24
2025, and to provide authorization and 25
conditions for the operation of those programs. 26

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

Section 101.01. That sections 117.16, 124.152, 303.02, 27
306.353, 519.02, 723.52, 4503.10, 4503.103, 4503.11, 4503.191, 28
4503.29, 4503.44, 4506.01, 4506.11, 4507.01, 4507.061, 4507.13, 29
4507.52, 4511.093, 4513.34, 4981.02, 4981.04, 5503.031, 30
5517.011, 5525.16, 5531.09, 5531.10, 5540.01, 5540.02, 5540.03, 31
5540.06, 5543.19, 5575.01, 5577.044, and 5709.50 be amended and 32
sections 746.01, 746.02, 746.03, 746.04, 746.05, 746.06, 746.07, 33
4503.107, 4505.131, 4506.072, 4507.021, 4507.063, 4507.511, 34
4517.262, 4955.50, 4955.51, 4999.09, 5501.521, and 5501.60 of 35
the Revised Code be enacted to read as follows: 36

Sec. 117.16. (A) The auditor of state shall do all of the 37
following: 38

(1) Develop a force account project assessment form that 39
each public office that undertakes force account projects shall 40
use to estimate or report the cost of a force account project. 41
The form shall include costs for employee salaries and benefits, 42

any other labor costs, materials, freight, fuel, hauling, 43
overhead expense, workers' compensation premiums, and all other 44
items of cost and expense, including a reasonable allowance for 45
the use of all tools and equipment used on or in connection with 46
such work and for the depreciation on the tools and equipment. 47

(2) Make the form available to public offices by any cost- 48
effective, convenient method accessible to the auditor of state 49
and the public offices; 50

(3) When conducting an audit under this chapter of a 51
public office that undertakes force account projects, examine 52
the forms and records of a sampling of the force account 53
projects the public office completed since an audit was last 54
conducted, to determine compliance with its force account 55
limits. 56

(B) If the auditor of state receives a complaint from any 57
person that a public office has violated the force account 58
limits established for that office, the auditor of state may 59
conduct an audit in addition to the audit provided in section 60
117.11 of the Revised Code if the auditor of state has 61
reasonable cause to believe that an additional audit is in the 62
public interest. 63

(C) (1) If the auditor of state finds that a county, 64
township, or municipal corporation violated the force account 65
limits established for that political subdivision, the auditor 66
of state, in addition to any other action authorized by this 67
chapter, shall notify the political subdivision that, for a 68
period of one year from the date of the notification, the force 69
account limits for the subdivision are reduced as follows: 70

(a) For a county, the limits shall be ~~ten thousand dollars~~ 71

~~per mile one-third of that county's force account limits for~~ 72
construction or reconstruction of a road and ~~forty thousand-~~ 73
~~dollars one-third of that county's force account limits for~~ 74
construction, reconstruction, maintenance, or repair of a bridge 75
or culvert; 76

(b) For a township, the limit shall be ~~fifteen thousand-~~ 77
~~dollars one-third of that township's force account limits for~~ 78
maintenance and repair of a road or ~~five thousand per mile one-~~ 79
~~third of that township's force account limits for~~ construction 80
or reconstruction of a township road; 81

(c) For a municipal corporation, the limit shall be ~~ten-~~ 82
~~thousand dollars one-third of that municipal corporation's force~~ 83
~~account limits for~~ the construction, reconstruction, widening, 84
resurfacing, or repair of a street or other public way. 85

(2) If the auditor of state finds that a county, township, 86
or municipal corporation violated the force account limits 87
established for that political subdivision a second or 88
subsequent time, the auditor of state, in addition to any other 89
action authorized by this chapter, shall notify the political 90
subdivision that, for a period of two years from the date of the 91
notification, the force account limits for the subdivision are 92
reduced in accordance with division (C) (1) (a), (b), or (c) of 93
this section. 94

(3) If the auditor of state finds that a county, township, 95
or municipal corporation violated the force account limits 96
established for that political subdivision a third or subsequent 97
time, the auditor of state shall certify to the tax commissioner 98
an amount the auditor of state determines to be twenty per cent 99
of the total cost of the force account project that is the basis 100
of the violation. Upon receipt of this certification, the tax 101

commissioner shall withhold the certified amount from any funds 102
under the tax commissioner's control that are due or payable to 103
that political subdivision. The tax commissioner shall promptly 104
deposit this withheld amount to the credit of the local 105
transportation improvement program fund created by section 106
164.14 of the Revised Code. 107

If the tax commissioner determines that no funds are due 108
and payable to the violating political subdivision or that 109
insufficient amounts of such funds are available to cover the 110
entire certified amount, the tax commissioner shall withhold and 111
deposit to the credit of the local transportation improvement 112
program fund any amount available and certify the remaining 113
amount to be withheld to the county auditor of the county in 114
which the political subdivision is located. The county auditor 115
shall withhold from that political subdivision any amount, up to 116
that certified by the tax commissioner, that is available from 117
any funds under the county auditor's control, that is due or 118
payable to that political subdivision, and that can be lawfully 119
withheld. The county auditor shall promptly pay that withheld 120
amount to the tax commissioner for deposit into the local 121
transportation improvement program fund. 122

The payments required under division (C) (3) of this 123
section are in addition to the force account limit reductions 124
described in division (C) (2) of this section and also are in 125
addition to any other action authorized by this chapter. 126

(D) If the auditor of state finds that a county, township, 127
or municipal corporation violated its force account limits when 128
participating in a joint force account project, the auditor of 129
state shall impose the reduction in force account limits under 130
division (C) of this section on all entities participating in 131

the joint project.	132
(E) As used in this section, "force account limits" means	133
any of the following, as applicable:	134
(1) For a county, the amounts established in section	135
5543.19 of the Revised Code;	136
(2) For a township, the amounts established in section	137
5575.01 of the Revised Code;	138
(3) For a municipal corporation, the amount established in	139
section 723.52 of the Revised Code;	140
(4) For the department of transportation, the amount	141
established in section 5517.02 of the Revised Code.	142
Sec. 124.152. (A) (1) Except as provided in division (A) (2)	143
of this section, each exempt employee shall be paid a salary or	144
wage in accordance with schedule E-1 or schedule E-2 of division	145
(B) of this section.	146
(2) Each exempt employee who holds a position in the	147
unclassified civil service pursuant to division (A) (26) or (30)	148
of section 124.11 of the Revised Code may be paid a salary or	149
wage in accordance with schedule E-1 or schedule E-2 of division	150
(B) of this section, as applicable.	151
(B) (1) Each exempt employee who must be paid in accordance	152
with schedule E-1 or schedule E-2 of this section shall be paid	153
a salary or wage in accordance with the following schedule of	154
rates as of the pay period that includes July 1, 2021:	155
Schedule E-1	156
	157

	1	2	3	4	5	6	7	8	9	10
A	Pay Ranges and Step Values									
B										
C		Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	
D	Range									

158

	1	2	3	4	5	6	7	8	9	10
A	1	Hourly	12.14	12.69	13.21	13.80				
B		Annually	25251	26395	27476	28704				
C	2	Hourly	14.73	15.36	16.01	16.72				
D		Annually	30638	31948	33300	34777				
E	3	Hourly	15.44	16.13	16.84	17.56				
F		Annually	32115	33550	35027	36524				
G	4	Hourly	16.20	16.93	17.75	18.51				
H		Annually	33696	35214	36920	38500				
I	5	Hourly	17.00	17.78	18.51	19.33				
J		Annually	35360	36982	38500	40206				
K	6	Hourly	17.91	18.66	19.47	20.27				
L		Annually	37252	38812	40497	42161				

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M	7	Hourly	19.01	19.72	20.54	21.25	22.07			
N		Annually	39540	41017	42723	44200	45905			
O	8	Hourly	20.11	21.00	21.90	22.89	23.97			
P		Annually	41828	43680	45552	47611	49857			
Q	9	Hourly	21.45	22.56	23.67	24.85	26.11			
R		Annually	44616	46924	49233	51688	54308			
S	10	Hourly	23.13	24.41	25.72	27.20	28.64			
T		Annually	48110	50772	53497	56576	59571			
U	11	Hourly	25.20	26.66	28.20	29.80	31.49			
V		Annually	52416	55452	58656	61984	65499			
W	12	Hourly	27.80	29.36	30.93	32.64	34.46	36.34	37.82	39.60
X		Annually	57824	61068	64334	67891	71676	75587	78665	82368
Y	13	Hourly	30.64	32.32	34.09	35.92	37.95	39.99	41.63	43.59
Z		Annually	63731	67225	70907	74713	78936	83179	86590	90667
AA	14	Hourly	33.69	35.61	37.52	39.56	41.80	44.13	45.95	48.10
AB		Annually	70075	74068	78041	82284	86944	91790	95576	100048
AC	15	Hourly	37.02	39.10	41.30	43.57	45.99	48.51	50.50	52.88
AD		Annually	77001	81328	85904	90625	95659	100900	105040	109990

AE	16	Hourly	40.81	43.08	45.45	48.00	50.63	53.53	55.73	58.34
AF		Annually	84884	89606	94536	99840	105310	111342	115918	121347
AG	17	Hourly	44.96	47.44	50.10	52.86	55.83	58.94		
AH		Annually	93516	98675	104208	109948	116126	122595		
AI	18	Hourly	49.55	52.29	55.24	58.28	61.50	64.94		
AJ		Annually	103064	108763	114899	121222	127920	135075		

Schedule E-2

159

160

	1	2	3	4
A	Range		Minimum	Maximum
B	41	Hourly	16.23	48.99
C		Annually	33758	101899
D	42	Hourly	17.89	54.09
E		Annually	37211	112507
F	43	Hourly	19.70	59.56
G		Annually	40976	123884
H	44	Hourly	21.73	65.08
I		Annually	45198	135366

J	45	Hourly	24.01	71.05
K		Annually	49941	147784
L	46	Hourly	26.43	77.65
M		Annually	54974	161512
N	47	Hourly	29.14	84.75
O		Annually	60611	176280
P	48	Hourly	32.14	92.45
Q		Annually	66851	192296
R	49	Hourly	35.44	99.83
S		Annually	73715	207646

(2) Each exempt employee who must be paid in accordance 161
with schedule E-1 or schedule E-2 of this section shall be paid 162
a salary or wage in accordance with the following schedule of 163
rates as of the pay period that includes July 1, 2022: 164

Schedule E-1 165

166

	1	2	3	4	5	6	7	8	9	10
A	Pay Ranges and Step Values									
B	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8		

C Range

167

	1	2	3	4	5	6	7	8	9	10
A	1	Hourly	12.50	13.07	13.61	14.21				
B		Annually	26000	27185	28308	29556				
C	2	Hourly	15.17	15.82	16.49	17.22				
D		Annually	31553	32905	34299	35817				
E	3	Hourly	15.90	16.61	17.35	18.09				
F		Annually	33072	34548	36088	37627				
G	4	Hourly	16.69	17.44	18.28	19.07				
H		Annually	34715	36275	38022	39665				
I	5	Hourly	17.51	18.31	19.07	19.91				
J		Annually	36420	38084	39665	41412				
K	6	Hourly	18.45	19.22	20.05	20.88				
L		Annually	38376	39977	41704	43430				
M	7	Hourly	19.58	20.31	21.16	21.89	22.73			
N		Annually	40726	42244	44012	45531	47278			
O	8	Hourly	20.71	21.63	22.56	23.58	24.69			

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P	Annually	43076	44990	46924	49046	51355			
Q	9 Hourly	22.09	23.24	24.38	25.60	26.89			
R	Annually	45947	48339	50710	53248	55931			
S	10 Hourly	23.82	25.14	26.49	28.02	29.50			
T	Annually	49545	52291	55099	58281	61360			
U	11 Hourly	25.96	27.46	29.05	30.69	32.43			
V	Annually	53996	57116	60424	63835	67454			
W	12 Hourly	28.63	30.24	31.86	33.62	35.49	37.43	38.95	40.79
X	Annually	59550	62889	66268	69929	73819	77854	81016	84843
Y	13 Hourly	31.56	33.29	35.11	37.00	39.09	41.19	42.88	44.90
Z	Annually	65644	69243	73028	76960	81307	85675	89190	93392
AA	14 Hourly	34.70	36.68	38.65	40.75	43.05	45.45	47.33	49.54
AB	Annually	72176	76294	80392	84760	89544	94536	98446	103043
AC	15 Hourly	38.13	40.27	42.54	44.88	47.37	49.97	52.02	54.47
AD	Annually	79310	83761	88483	93350	98529	103937	108201	113297
AE	16 Hourly	42.03	44.37	46.81	49.44	52.15	55.14	57.40	60.09
AF	Annually	87422	92289	97364	102835	108472	114691	119392	124987
AG	17 Hourly	46.31	48.86	51.60	54.45	57.50	60.71		

AH Annually 96324 101628 107328 113256 119600 126276

AI 18 Hourly 51.04 53.86 56.90 60.03 63.35 66.89

AJ Annually 106163 112028 118352 124862 131768 139131

Schedule E-2

168

169

	1	2	3	4
A	Range		Minimum	Maximum
B	41	Hourly	16.23	50.46
C		Annually	33758	104956
D	42	Hourly	17.89	55.71
E		Annually	37211	115876
F	43	Hourly	19.70	61.35
G		Annually	40976	127608
H	44	Hourly	21.73	67.03
I		Annually	45198	139422
J	45	Hourly	24.01	73.18
K		Annually	49941	152214
L	46	Hourly	26.43	79.98

M		Annually	54974	166358
N	47	Hourly	29.14	87.29
O		Annually	60611	181563
P	48	Hourly	32.14	95.22
Q		Annually	66851	198057
R	49	Hourly	35.44	102.82
S		Annually	73715	213865

(3) Each exempt employee who must be paid in accordance 170
with schedule E-1 or schedule E-2 of this section shall be paid 171
a salary or wage in accordance with the following schedule of 172
rates as of the pay period that includes July 1, 2023: 173
Schedule E-1 174

175

	1	2	3	4	5	6	7	8	9	10
A	Pay Ranges and Step Values									
B		Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	
C	Range									
D	1	Hourly	12.88	13.46	14.02	14.64				
E		Annually	26790	27996	29161	30451				

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F	2	Hourly	15.63	16.29	16.98	17.74	
G		Annually	32510	33883	35318	36899	
H	3	Hourly	16.38	17.11	17.87	18.63	
I		Annually	34070	35588	37169	38750	
J	4	Hourly	17.19	17.96	18.83	19.64	
K		Annually	35755	37356	39166	40851	
L	5	Hourly	18.04	18.86	19.64	20.51	
M		Annually	37523	39228	40851	42660	
N	6	Hourly	19.00	19.80	20.65	21.51	
O		Annually	39520	41184	42952	44740	
P	7	Hourly	20.17	20.92	21.79	22.55	23.41
Q		Annually	41953	43513	45323	46904	48692
R	8	Hourly	21.33	22.28	23.24	24.29	25.43
S		Annually	44366	46342	48339	50523	52894
T	9	Hourly	22.75	23.94	25.11	26.37	27.70
U		Annually	47320	49795	52228	54849	57616
V	10	Hourly	24.53	25.89	27.28	28.86	30.39
W		Annually	51022	53851	56742	60028	63211

X	11	Hourly	26.74	28.28	29.92	31.61	33.40			
Y		Annually	55619	58822	62233	65748	69472			
Z	12	Hourly	29.49	31.15	32.82	34.63	36.55	38.55	40.12	42.01
AA		Annually	61339	64792	68265	72030	76024	80184	83449	87380
AB	13	Hourly	32.51	34.29	36.16	38.11	40.26	42.43	44.17	46.25
AC		Annually	67620	71323	75212	79268	83740	88254	91873	96200
AD	14	Hourly	35.74	37.78	39.81	41.97	44.34	46.81	48.75	51.03
AE		Annually	74339	78582	82804	87297	92227	97364	101400	106142
AF	15	Hourly	39.27	41.48	43.82	46.23	48.79	51.47	53.58	56.10
AG		Annually	81681	86278	91145	96158	101483	107057	111446	116688
AH	16	Hourly	43.29	45.70	48.21	50.92	53.71	56.79	59.12	61.89
AI		Annually	90043	95056	100276	105913	111716	118123	122969	128731
AJ	17	Hourly	47.70	50.33	53.15	56.08	59.23	62.53	<u>65.97</u>	
AK		Annually	99216	104686	110552	116646	123198	130062	<u>137217</u>	
AL	18	Hourly	52.57	55.48	58.61	61.83	65.25	68.90		
AM		Annually	109345	115398	121908	128606	135720	143312		
AN	<u>19</u>	<u>Hourly</u>	<u>57.83</u>	<u>61.03</u>	<u>64.47</u>	<u>68.01</u>	<u>71.78</u>	<u>75.79</u>		
AO		<u>Annually</u>	<u>120286</u>	<u>126942</u>	<u>134097</u>	<u>141460</u>	<u>149302</u>	<u>157643</u>		

Schedule E-2

176

177

	1	2	3	4
A	Range		Minimum	Maximum
B	41	Hourly	16.23	51.97
C		Annually	33758	108097
D	42	Hourly	17.89	57.38
E		Annually	37211	119350
F	43	Hourly	19.70	63.19
G		Annually	40976	131435
H	44	Hourly	21.73	69.04
I		Annually	45198	143603
J	45	Hourly	24.01	75.38
K		Annually	49941	156790
L	46	Hourly	26.43	82.38
M		Annually	54974	171350
N	47	Hourly	29.14	89.91
O		Annually	60611	187012

P	48	Hourly	32.14	98.08
Q		Annually	66851	204006
R	49	Hourly	35.44	105.90
S		Annually	73715	220272

(C) As used in this section: 178

(1) "Exempt employee" means a permanent full-time or 179
permanent part-time employee paid directly by warrant of the 180
director of budget and management whose position is included in 181
the job classification plan established under division (A) of 182
section 124.14 of the Revised Code but who is not considered a 183
public employee for the purposes of Chapter 4117. of the Revised 184
Code. "Exempt employee" also includes a permanent full-time or 185
permanent part-time employee of the secretary of state, auditor 186
of state, treasurer of state, or attorney general who has not 187
been placed in an appropriate bargaining unit by the state 188
employment relations board. 189

(2) "Base rate of pay" means the rate of pay established 190
under schedule E-1 of this section, plus the supplement provided 191
under division (E) of section 124.181 of the Revised Code, plus 192
any supplements enacted into law that are added to schedule E-1 193
of this section. 194

~~(D) (1) The director of administrative services shall adopt 195
rules establishing pay range 19 in schedule E-1 of division (B) 196
(3) of this section. In the rules, the director shall do both of 197
the following: 198~~

~~(a) Require that an individual paid in accordance with 199
range 19 be paid a minimum annual salary of \$101,935 up to a 200~~

~~maximum annual salary of \$122,465.~~ 201

~~(b) Establish the step values within range 19 and
determine the hourly rates of pay that correspond to the annual
salaries assigned to the steps.~~ 202
203
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~~(2) The director of administrative services shall adopt
rules identifying a (D) Notwithstanding any division of this
section to the contrary, or division (E) or (G) of section
124.15 of the Revised Code with respect to requirements for step
placement and advancement, no exempt employee other than a
captain or equivalent officer in the state highway patrol shall
be placed in step value 7 in range 17 of schedule E-1 of
division (B) (3) of this section. ~~In the rules, the director
shall identify the hourly and annual pay for step value 7 in
range 17, which shall be proportionally higher than the hourly
and annual pay for step value 6 in range 17.~~ 205
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215~~

Sec. 303.02. (A) Except as otherwise provided in this 216
section, in the interest of the public health and safety, the 217
board of county commissioners may regulate by resolution, in 218
accordance with a comprehensive plan, the location, height, 219
bulk, number of stories, and size of buildings and other 220
structures, including tents, cabins, and trailer coaches, 221
percentages of lot areas that may be occupied, set back building 222
lines, sizes of yards, courts, and other open spaces, the 223
density of population, the uses of buildings and other 224
structures, including tents, cabins, and trailer coaches, and 225
the uses of land for trade, industry, residence, recreation, or 226
other purposes in the unincorporated territory of the county. 227
Except as otherwise provided in this section, in the interest of 228
the public convenience, comfort, prosperity, or general welfare, 229
the board, by resolution, in accordance with a comprehensive 230

plan, may regulate the location of, set back lines for, and the 231
uses of buildings and other structures, including tents, cabins, 232
and trailer coaches, and the uses of land for trade, industry, 233
residence, recreation, or other purposes in the unincorporated 234
territory of the county, and may establish reasonable 235
landscaping standards and architectural standards excluding 236
exterior building materials in the unincorporated territory of 237
the county. Except as otherwise provided in this section, in the 238
interest of the public convenience, comfort, prosperity, or 239
general welfare, the board may regulate by resolution, in 240
accordance with a comprehensive plan, for nonresidential 241
property only, the height, bulk, number of stories, and size of 242
buildings and other structures, including tents, cabins, and 243
trailer coaches, percentages of lot areas that may be occupied, 244
sizes of yards, courts, and other open spaces, and the density 245
of population in the unincorporated territory of the county. For 246
all these purposes, the board may divide all or any part of the 247
unincorporated territory of the county into districts or zones 248
of such number, shape, and area as the board determines. All 249
such regulations shall be uniform for each class or kind of 250
building or other structure or use throughout any district or 251
zone, but the regulations in one district or zone may differ 252
from those in other districts or zones. 253

For any activities permitted and regulated under Chapter 254
1513. or 1514. of the Revised Code and any related processing 255
activities, the board of county commissioners may regulate under 256
the authority conferred by this section only in the interest of 257
public health or safety. A zoning resolution authorized under 258
this section shall provide for the activities that are permitted 259
and regulated under Chapter 1514. of the Revised Code, and any 260
related processing activities, as either a permitted use or a 261

conditional use through the board of zoning appeals in any 262
district or zone when such activities are to be added to an 263
existing permit issued under Chapter 1514. of the Revised Code. 264

(B) A board of county commissioners that pursuant to this 265
chapter regulates adult entertainment establishments, as defined 266
in section 2907.39 of the Revised Code, may modify its 267
administrative zoning procedures with regard to adult 268
entertainment establishments as the board determines necessary 269
to ensure that the procedures comply with all applicable 270
constitutional requirements. 271

Sec. 306.353. ~~This (A) As used in this section applies~~ 272
~~only to:~~ 273

(1) "Qualifying regional transit authority" means a 274
regional transit authority whose territory includes a county 275
having a population of more than seven hundred fifty thousand 276
but less than nine hundred thousand as of the most recent 277
federal decennial census. 278

(2) "Qualifying project" means the general construction or 279
maintenance of roads or bridges related to the provision of 280
service by a qualifying regional transit authority. 281

(3) "Qualifying bonds" means bonds or similar obligations 282
issued by a county, municipal corporation, township, or 283
transportation improvement district to fund or finance 284
qualifying projects. 285

(4) "Sales and use tax" means a tax levied in accordance 286
with sections 5739.023 and 5741.022 of the Revised Code. 287

~~(B) A qualifying regional transit authority to which this~~ 288
~~section applies may levy a sales and use tax, in accordance with~~ 289
~~section 5739.023 of the Revised Code, in part for the specific~~ 290

purpose of funding ~~the general construction or maintenance of~~ 291
~~roads or bridges related to the provision of service by the~~ 292
~~regional transit authority~~ or financing a qualifying project. If 293
a regional transit authority levies such a tax, the authority 294
shall enter into agreements, which may include an agreement in 295
effect for more than one year, with counties, municipal 296
corporations, ~~and townships,~~ and transportation improvement 297
districts located within the authority's territorial boundaries 298
to fund ~~such or finance~~ qualifying projects. Pursuant to such an 299
agreement, the authority may pledge or assign sales and use tax 300
revenue to pay the debt service on qualifying bonds. Such 301
agreements shall be entered into before the authority may spend 302
any portion of the revenue from ~~such a~~ sales and use tax for 303
~~general construction or maintenance of any roads or bridges~~ a 304
qualifying project. Such agreements are subject to all of the 305
following: 306

~~(A)~~ (1) The regional transit authority shall submit each 307
such agreement for approval to the appropriate public works 308
integrating committee designated under section 164.03 of the 309
Revised Code. 310

~~(B)~~ (2) The integrating committee shall, on at least an 311
annual basis, review and approve or deny agreements submitted to 312
it under division ~~(A)~~ (B) (1) of this section, except for an 313
agreement that is in effect for more than one year and that was 314
reviewed and approved in a prior meeting of the committee. 315

~~(C)~~ (3) Notwithstanding anything to the contrary in 316
section 164.04 of the Revised Code, approvals and denials shall 317
be by an affirmative vote of six of the members of the 318
integrating committee. 319

~~(D)~~ (4) The integrating committee shall notify the 320

authority of the approval or denial. 321

~~(E)~~ (5) The qualifying regional transit authority shall 322
expend funds only as authorized in an approved agreement. 323

(C) Neither a qualifying regional transit authority, nor 324
the electors thereof, may repeal, rescind, or reduce any portion 325
of a sales and use tax pledged or assigned to pay the debt 326
service on qualifying bonds while those bonds remain 327
outstanding. If the sales and use tax is not in effect for a 328
continuing period of time, the final principal maturity date of 329
qualifying bonds shall not extend beyond the final year that the 330
tax is collected. 331

Sec. 519.02. (A) Except as otherwise provided in this 332
section, in the interest of the public health and safety, the 333
board of township trustees may regulate by resolution, in 334
accordance with a comprehensive plan, the location, height, 335
bulk, number of stories, and size of buildings and other 336
structures, including tents, cabins, and trailer coaches, 337
percentages of lot areas that may be occupied, set back building 338
lines, sizes of yards, courts, and other open spaces, the 339
density of population, the uses of buildings and other 340
structures, including tents, cabins, and trailer coaches, and 341
the uses of land for trade, industry, residence, recreation, or 342
other purposes in the unincorporated territory of the township. 343
Except as otherwise provided in this section, in the interest of 344
the public convenience, comfort, prosperity, or general welfare, 345
the board by resolution, in accordance with a comprehensive 346
plan, may regulate the location of, set back lines for, and the 347
uses of buildings and other structures, including tents, cabins, 348
and trailer coaches, and the uses of land for trade, industry, 349
residence, recreation, or other purposes in the unincorporated 350

territory of the township, and may establish reasonable 351
landscaping standards and architectural standards excluding 352
exterior building materials in the unincorporated territory of 353
the township. Except as otherwise provided in this section, in 354
the interest of the public convenience, comfort, prosperity, or 355
general welfare, the board may regulate by resolution, in 356
accordance with a comprehensive plan, for nonresidential 357
property only, the height, bulk, number of stories, and size of 358
buildings and other structures, including tents, cabins, and 359
trailer coaches, percentages of lot areas that may be occupied, 360
sizes of yards, courts, and other open spaces, and the density 361
of population in the unincorporated territory of the township. 362
For all these purposes, the board may divide all or any part of 363
the unincorporated territory of the township into districts or 364
zones of such number, shape, and area as the board determines. 365
All such regulations shall be uniform for each class or kind of 366
building or other structure or use throughout any district or 367
zone, but the regulations in one district or zone may differ 368
from those in other districts or zones. 369

For any activities permitted and regulated under Chapter 370
1513. or 1514. of the Revised Code and any related processing 371
activities, the board of township trustees may regulate under 372
the authority conferred by this section only in the interest of 373
public health or safety. A zoning resolution authorized under 374
this section shall provide for the activities that are permitted 375
and regulated under Chapter 1514. of the Revised Code, and any 376
related processing activities, as either a permitted use or a 377
conditional use through the board of zoning appeals in any 378
district or zone when such activities are to be added to an 379
existing permit issued under Chapter 1514. of the Revised Code. 380

(B) A board of township trustees that pursuant to this 381

chapter regulates adult entertainment establishments, as defined 382
in section 2907.39 of the Revised Code, may modify its 383
administrative zoning procedures with regard to adult 384
entertainment establishments as the board determines necessary 385
to ensure that the procedures comply with all applicable 386
constitutional requirements. 387

Sec. 723.52. Before letting or making any contract for the 388
construction, reconstruction, widening, resurfacing, or repair 389
of a street or other public way, the director of public service 390
in a city, or the legislative authority in a village, shall make 391
an estimate of the cost of such work using the force account 392
project assessment form developed by the auditor of state under 393
section 117.16 of the Revised Code. In municipal corporations 394
having an engineer, or an officer having a different title but 395
the duties and functions of an engineer, the estimate shall be 396
made by the engineer or other officer. Where the total estimated 397
cost of any such work is ~~thirty-seventy~~ thousand dollars or 398
less, the proper officers may proceed by force account. 399

Where the total estimated cost of any such work exceeds 400
~~thirty-seventy~~ thousand dollars, the proper officers of the 401
municipal corporation shall be required to invite and receive 402
competitive bids for furnishing all the labor, materials, and 403
equipment and doing the work, after newspaper advertisement as 404
provided by law. The officers shall consider and may reject such 405
bids. If the bids are rejected, the officers may order the work 406
done by force account or direct labor. When such bids are 407
received, considered, and rejected, and the work done by force 408
account or direct labor, such work shall be performed in 409
compliance with the plans and specifications upon which the bids 410
were based. It shall be unlawful to divide a street or 411
connecting streets into separate sections for the purpose of 412

defeating this section and section 723.53 of the Revised Code. 413

On the first day of July of every ~~odd-numbered~~ year 414
beginning in ~~2021~~2024, the threshold amount established in this 415
section shall increase by an amount not to exceed the lesser of 416
~~three~~five per cent, or the percentage amount of any increase in 417
the department of transportation's construction cost index as 418
annualized and totaled for the prior ~~two~~-calendar ~~years~~year. The 419
director of transportation shall notify each appropriate 420
engineer or other officer of the increased amount. 421

"Street," as used in such sections, includes portions of 422
connecting streets on which the same or similar construction, 423
reconstruction, widening, resurfacing, or repair is planned or 424
projected. 425

Sec. 746.01. As used in this chapter: 426

"Ferguson Act of 1869" means the act titled "An act 427
relating to cities of the first class having a population 428
exceeding one hundred and fifty thousand inhabitants" passed May 429
4, 1869, (66 O. L. p. 80) pursuant to which the city of 430
Cincinnati established the Cincinnati Southern Railway, as well 431
as acts subsequently amending the act passed May 4, 1869, which 432
included sections 15093 to 15150-20 of the General Code, as 433
subsequently amended by Section 2 of S.B. 200 of the 98th 434
general assembly, Section 1 of H.B. 314 of the 102nd general 435
assembly, Section 1 of S.B. 562 of the 104th general assembly, 436
and Sections 1 and 2 of H.B. 69 of the 112th general assembly. 437

"Railway" means any railroad built under and governed by 438
the Ferguson Act of 1869, and does not include property, land, 439
right-of-way, or easements which are a part of the railroad line 440
but are no longer necessary for the operation of the railroad, 441

as determined by the railway board of trustees. 442

"Railway board of trustees" means a board of trustees 443
established by a municipal corporation pursuant to H.B. 69 of 444
the 112th general assembly as successor to a board of trustees 445
that was established by the Ferguson Act of 1869. 446

Sec. 746.02. (A) (1) A railway board of trustees may 447
solicit or receive offers for, and sell, all or any portion of a 448
railway in accordance with the provisions of this chapter. The 449
board of trustees may approve and enter into a sale agreement by 450
adopting a resolution that shall include the terms of the 451
proposed sale, and the method that will be used to determine the 452
minimum annual amount to be transmitted to the municipal 453
corporation under section 746.05 of the Revised Code, which may 454
only be amended upon consultation with the fiscal officer of the 455
municipal corporation, and which shall result in an annual 456
amount equal to or greater than the minimum approved by the 457
electors under this section, except as provided in section 458
746.05 of the Revised Code. 459

(2) After the railway board of trustees has adopted the 460
resolution described in division (A) (1) of this section, the 461
railway board of trustees may adopt a resolution setting the 462
date of the election in which the question of approval of the 463
sale is to be submitted to the electors of the municipal 464
corporation, along with the applicable ballot language as 465
described in division (D) of this section. The date of the 466
election shall be either the date of the primary or the general 467
election in 2023 or 2024. 468

The board of trustees shall only sell a railway or portion 469
of a railway upon approval by the electors of the municipal 470
corporation, as described in divisions (B), (C), (D), and (E) of 471

this section. 472

(B) (1) The railway board of trustees, upon adopting a 473
resolution under division (A) (2) of this section, shall certify 474
the resolution to the legislative authority of the municipal 475
corporation and to the fiscal officer of the municipal 476
corporation. The legislative authority of the municipal 477
corporation, upon receiving a copy of the resolution, shall 478
certify the resolution to the board of elections not less than 479
ninety days before the date of the election specified in the 480
resolution. 481

(2) The board of elections shall submit the proposed 482
resolution for the approval or rejection of the electors of the 483
municipal corporation at the election specified in the 484
resolution. 485

(C) (1) The legislative authority of the municipal 486
corporation shall cause a notice of an election under this 487
section to be published in a newspaper of general circulation 488
within the municipal corporation for the two consecutive weeks 489
before the election, or as provided in section 7.16 of the 490
Revised Code. 491

(2) If the board of elections maintains a web site, the 492
board of elections shall post notice of the election on its web 493
site not later than thirty days before the election. 494

(3) A notice published under this section shall state the 495
time and place of the election and shall include a description 496
of the railway or portion of the railway to be sold, the name of 497
the proposed purchaser, the purchase price to be paid, including 498
the amount and due date of any installments of the purchase 499
price, the purposes for which the proceeds of the sale may be 500

used, and the initial minimum annual amount payable to the 501
municipal corporation, as described in section 746.05 of the 502
Revised Code. 503

(D) The ballot for an election under this section shall 504
include the following language, as applicable: 505

"Shall the _____ (name of railway board of trustees) be 506
authorized to sell _____ (name and description of railway or 507
portion of railway being sold) to an entity, the ultimate parent 508
company of which is _____ (name of ultimate parent company) 509
for a purchase price of _____ (amount proposed for the sale), 510
to be paid in _____ (number of installments) installments during 511
the years _____ (years in which an installment will be paid), 512
with the moneys received to be deposited into a trust fund 513
operated by _____ (railway board of trustees), with _____ 514
(municipal corporation) as the sole beneficiary, the moneys to 515
be annually disbursed to the municipal corporation in an amount 516
no less than _____ (dollar amount) per year, for the purpose of 517
the rehabilitation, modernization, or replacement of existing 518
streets, bridges, municipal buildings, parks and green spaces, 519
site improvements, recreation facilities, improvements for 520
parking purposes, and any other public facilities owned by _____ 521
(municipal corporation), and to pay for the costs of 522
administering the trust fund? 523

YES _____ 524

NO _____" 525

(E) If the question is approved by a majority of electors 526
voting on the question, the railway board of trustees may 527
proceed and take all necessary actions to complete the sale on 528
terms consistent with those described in the resolution adopted 529

under division (A) of this section. Notwithstanding any other 530
provisions of the Revised Code, any net proceeds from a sale 531
pursuant to this section shall be deposited into the trust fund 532
established under section 746.03 of the Revised Code. 533

(F) If the question is not approved by a majority of the 534
electors voting on the question, the railway board of trustees 535
shall not move forward with the sale and may not again submit to 536
the electors a proposal to sell a railway or portion of a 537
railway, unless otherwise authorized by the general assembly. 538

Sec. 746.03. (A) A railway board of trustees that sells a 539
railway or any portion of a railway under section 746.02 of the 540
Revised Code shall establish a railway proceeds trust fund for 541
the purpose of receiving the net proceeds of the sale. The 542
municipal corporation that owned the railway or portion of the 543
railway before the sale shall be the sole beneficiary of the 544
trust fund. Any funds in the trust fund shall not be considered 545
part of the unencumbered balance or revenue of the subdivision 546
under section 5705.35 or 5705.36 of the Revised Code. 547

(B) The railway board of trustees shall manage and 548
administer the railway proceeds trust fund established under 549
division (A) of this section as trustees, in accordance with 550
this chapter and with ordinances passed by the legislative 551
authority of the municipal corporation not in conflict with this 552
chapter. 553

(C) Notwithstanding section 9.481 of the Revised Code, no 554
individual may be appointed to the railway board of trustees 555
after the effective date of this section unless the individual 556
is a resident of the municipal corporation. 557

Sec. 746.04. (A) A railway board of trustees that 558

establishes a trust fund under section 746.03 of the Revised 559
Code may invest and reinvest the moneys and assets held in the 560
trust fund, subject to this chapter. The railway board of 561
trustees shall invest and reinvest under the prudent investor 562
standard of care, as described in section 5809.02 of the Revised 563
Code. 564

(B) The railway board of trustees shall retain at least 565
one independent financial advisor to assist the railway board of 566
trustees in investing the trust fund. The railway board of 567
trustees may retain managers, administrative staff, agents, 568
attorneys, and employees, and engage advisors, as are 569
appropriate and reasonable in relation to the assets of the 570
trust fund, the purposes of the trust, and the skills and 571
knowledge of the members of the railway board of trustees, in 572
order to fulfill the board's duties and responsibilities in 573
administering the trust fund. The railway board of trustees 574
shall provide for payment of these and other reasonable expenses 575
of administering the trust fund from the investment earnings on 576
the trust fund. 577

(C) The railway board of trustees shall adopt management 578
and investment policies containing objectives and criteria 579
designed to ensure the trust fund is administered efficiently 580
and self-sustaining, and that the money and assets in the trust 581
fund are not diminished while providing the municipal 582
corporation payments pursuant to section 746.05 of the Revised 583
Code. These policies shall address asset allocation targets and 584
ranges, risk factors, asset class benchmarks, eligible 585
investments, time horizons, total return objectives, a strategy 586
for long-term growth of the principal of the trust fund, 587
competitive procurement processes, fees and administrative 588
expenses, and performance evaluation guidelines. 589

The management and investment policies, and any amendments 590
to those policies, shall be adopted after consultation with the 591
fiscal officer of the municipal corporation. 592

The railway board of trustees shall make public any 593
management and investment policies it adopts under this section. 594

(D) The railway board of trustees, following the creation 595
of a trust fund under this chapter, shall report to the fiscal 596
officer of the municipal corporation, each calendar year, the 597
fiscal transactions of the trust fund for the calendar year, the 598
amounts of accumulated moneys and securities, and the most 599
recent balance sheet showing the financial condition of the fund 600
by means of audited financial statements. The reports shall be 601
delivered at such times, and shall be in a form and content, as 602
reasonably requested by the fiscal officer of the municipal 603
corporation. 604

(E) Except as otherwise provided in this chapter, no 605
member of the railway board of trustees shall have any direct or 606
indirect interest in the gains or profits of any investment made 607
by the railway board of trustees. No member or person connected 608
with the railway board of trustees directly or indirectly, for 609
self or as an agent or partner of others, shall borrow any of 610
the funds or deposits of the railway board of trustees or trust 611
fund, or in any manner use the same except to make such current 612
and necessary payments as are authorized by the railway board of 613
trustees. No member or agent of the railway board of trustees 614
shall become an indorser or surety or become in any manner an 615
obligor for moneys loaned by or borrowed from the railway board 616
of trustees. 617

(F) The railway board of trustees, and the management and 618
investment of the trust fund, is not subject to Chapter 135., 619

sections 731.56 to 731.59, or any other conflicting provisions 620
of the Revised Code. 621

Sec. 746.05. (A) Not later than the thirtieth day of 622
September of each year, the railway board of trustees shall 623
certify to the municipal corporation the principal amount 624
remaining in the trust fund, and the amount of funds that the 625
railway board of trustees will disburse to the municipal 626
corporation over the course of the municipal corporation's 627
immediately following fiscal year. During the municipal 628
corporation's immediately following fiscal year, and with such 629
frequency and in such installments as may be determined by the 630
railway board of trustees after consultation with the fiscal 631
officer of the municipal corporation, the railway board of 632
trustees shall transmit to the municipal corporation the 633
certified amount. 634

(B) The railway board of trustees shall determine the 635
amount transferred pursuant to this section, which, except as 636
provided in division (C) of this section, shall be not less than 637
the amount approved by the electors as provided in section 638
746.02 of the Revised Code, increased each year in the manner 639
set forth in the methodology approved pursuant to that section. 640
Amounts transferred pursuant to this section shall be paid from 641
investment earnings of the trust fund after payments of expenses 642
incurred under section 746.04 of the Revised Code. If there are 643
not sufficient investment earnings in a year to pay the amount 644
certified pursuant to this section, the railway board of 645
trustees shall remit the remainder of the certified amount to 646
the municipal corporation from the principal amount of the trust 647
fund, except as provided in division (C) of this section. 648

(C) If the principal amount in the trust fund, as 649

certified by the railway board of trustees under division (A) of 650
this section, is at an amount seventy-five per cent or less than 651
the principal amount in the trust fund certified by the railway 652
board of trustees in the previous fiscal year under division (A) 653
of this section, the railway board of trustees shall cease 654
making disbursements from the trust fund to the municipal 655
corporation. The railway board of trustees shall resume making 656
disbursements under this section when the railway board of 657
trustees has certified to the municipal corporation, under 658
division (A) of this section, that the principal amount in the 659
trust fund is equal to or greater than the principal amount in 660
the trust fund as certified by the railway board of trustees in 661
the fiscal year before the fiscal year in which disbursements 662
ceased. 663

Sec. 746.06. (A) As used in this section: 664

"Debt service" means the principal, interest, and 665
redemption premium payments, and any deposits pertaining 666
thereto, required with respect to bonds. 667

"Existing infrastructure improvements" means streets, 668
bridges, municipal buildings, parks and green space, site 669
improvements, recreation facilities, improvements for parking 670
purposes, and any other public facilities that are owned by a 671
municipal corporation with a useful life of five or more years. 672

"Existing infrastructure improvements" does not include the 673
construction of new infrastructure improvements. 674

(B) A municipal corporation that receives disbursements 675
under section 746.05 of the Revised Code shall deposit the 676
moneys received into a fund designated by the fiscal officer of 677
the municipal corporation. The municipal corporation shall spend 678
the funds received solely on the rehabilitation, modernization, 679

or replacement of existing infrastructure improvements. The 680
municipal corporation shall not use the funds received for 681
payment of debt service or for the construction of new 682
infrastructure improvements. 683

Sec. 746.07. All net earnings and income from the lease of 684
a railway established under the Ferguson Act of 1869 shall be 685
paid into the treasury of the municipal corporation that 686
established the railway, to the credit of the sinking fund or 687
bond retirement fund. 688

Sec. 4503.10. (A) The owner of every snowmobile, off- 689
highway motorcycle, and all-purpose vehicle required to be 690
registered under section 4519.02 of the Revised Code shall file 691
an application for registration under section 4519.03 of the 692
Revised Code. The owner of a motor vehicle, other than a 693
snowmobile, off-highway motorcycle, or all-purpose vehicle, that 694
is not designed and constructed by the manufacturer for 695
operation on a street or highway may not register it under this 696
chapter except upon certification of inspection pursuant to 697
section 4513.02 of the Revised Code by the sheriff, or the chief 698
of police of the municipal corporation or township, with 699
jurisdiction over the political subdivision in which the owner 700
of the motor vehicle resides. Except as provided in ~~section~~ 701
sections 4503.103 and 4503.107 of the Revised Code, every owner 702
of every other motor vehicle not previously described in this 703
section and every person mentioned as owner in the last 704
certificate of title of a motor vehicle that is operated or 705
driven upon the public roads or highways shall cause to be filed 706
each year, by mail or otherwise, in the office of the registrar 707
of motor vehicles or a deputy registrar, a written or electronic 708
application or a preprinted registration renewal notice issued 709
under section 4503.102 of the Revised Code, the form of which 710

shall be prescribed by the registrar, for registration for the 711
following registration year, which shall begin on the first day 712
of January of every calendar year and end on the thirty-first 713
day of December in the same year. Applications for registration 714
and registration renewal notices shall be filed at the times 715
established by the registrar pursuant to section 4503.101 of the 716
Revised Code. A motor vehicle owner also may elect to apply for 717
or renew a motor vehicle registration by electronic means using 718
electronic signature in accordance with rules adopted by the 719
registrar. Except as provided in division (J) of this section, 720
applications for registration shall be made on blanks furnished 721
by the registrar for that purpose, containing the following 722
information: 723

(1) A brief description of the motor vehicle to be 724
registered, including the year, make, model, and vehicle 725
identification number, and, in the case of commercial cars, the 726
gross weight of the vehicle fully equipped computed in the 727
manner prescribed in section 4503.08 of the Revised Code; 728

(2) The name and residence address of the owner, and the 729
township and municipal corporation in which the owner resides; 730

(3) The district of registration, which shall be 731
determined as follows: 732

(a) In case the motor vehicle to be registered is used for 733
hire or principally in connection with any established business 734
or branch business, conducted at a particular place, the 735
district of registration is the municipal corporation in which 736
that place is located or, if not located in any municipal 737
corporation, the county and township in which that place is 738
located. 739

(b) In case the vehicle is not so used, the district of 740
registration is the municipal corporation or county in which the 741
owner resides at the time of making the application. 742

(4) Whether the motor vehicle is a new or used motor 743
vehicle; 744

(5) The date of purchase of the motor vehicle; 745

(6) Whether the fees required to be paid for the 746
registration or transfer of the motor vehicle, during the 747
preceding registration year and during the preceding period of 748
the current registration year, have been paid. Each application 749
for registration shall be signed by the owner, either manually 750
or by electronic signature, or pursuant to obtaining a limited 751
power of attorney authorized by the registrar for registration, 752
or other document authorizing such signature. If the owner 753
elects to apply for or renew the motor vehicle registration with 754
the registrar by electronic means, the owner's manual signature 755
is not required. 756

(7) The owner's social security number, driver's license 757
number, or state identification number, or, where a motor 758
vehicle to be registered is used for hire or principally in 759
connection with any established business, the owner's federal 760
taxpayer identification number. The bureau of motor vehicles 761
shall retain in its records all social security numbers provided 762
under this section, but the bureau shall not place social 763
security numbers on motor vehicle certificates of registration. 764

(8) Whether the applicant wishes to certify willingness to 765
make an anatomical gift if an applicant has not so certified 766
under section 2108.05 of the Revised Code. The applicant's 767
response shall not be considered in the decision of whether to 768

approve the application for registration. 769

(B) (1) When an applicant first registers a motor vehicle 770
in the applicant's name, the applicant shall provide proof of 771
ownership of that motor vehicle. Proof of ownership may include 772
any of the following: 773

(a) The applicant may present for inspection a physical 774
certificate of title or memorandum certificate showing title to 775
the motor vehicle to be registered in the name of the applicant. 776

(b) The applicant may present for inspection an electronic 777
certificate of title for the applicant's motor vehicle in a 778
manner prescribed by rules adopted by the registrar. 779

(c) The registrar or deputy registrar may electronically 780
confirm the applicant's ownership of the motor vehicle. 781

An applicant is not required to present a certificate of 782
title to an electronic motor vehicle dealer acting as a limited 783
authority deputy registrar in accordance with rules adopted by 784
the registrar. 785

(2) When a motor vehicle inspection and maintenance 786
program is in effect under section 3704.14 of the Revised Code 787
and rules adopted under it, each application for registration 788
for a vehicle required to be inspected under that section and 789
those rules shall be accompanied by an inspection certificate 790
for the motor vehicle issued in accordance with that section. 791

(3) An application for registration shall be refused if 792
any of the following applies: 793

(a) The application is not in proper form. 794

(b) The application is prohibited from being accepted by 795
division (D) of section 2935.27, division (A) of section 796

2937.221, division (A) of section 4503.13, division (B) of 797
section 4510.22, division (B)(1) of section 4521.10, or division 798
(B) of section 5537.041 of the Revised Code. 799

(c) Proof of ownership is required but is not presented or 800
confirmed in accordance with division (B)(1) of this section. 801

(d) All registration and transfer fees for the motor 802
vehicle, for the preceding year or the preceding period of the 803
current registration year, have not been paid. 804

(e) The owner or lessee does not have an inspection 805
certificate for the motor vehicle as provided in section 3704.14 806
of the Revised Code, and rules adopted under it, if that section 807
is applicable. 808

(4) This section does not require the payment of license 809
or registration taxes on a motor vehicle for any preceding year, 810
or for any preceding period of a year, if the motor vehicle was 811
not taxable for that preceding year or period under sections 812
4503.02, 4503.04, 4503.11, 4503.12, and 4503.16 or Chapter 4504. 813
of the Revised Code. 814

(5) When a certificate of registration is issued upon the 815
first registration of a motor vehicle by or on behalf of the 816
owner, the official issuing the certificate shall indicate the 817
issuance with a stamp on the certificate of title or memorandum 818
certificate or, in the case of an electronic certificate of 819
title or electronic verification of ownership, an electronic 820
stamp or other notation as specified in rules adopted by the 821
registrar, and with a stamp on the inspection certificate for 822
the motor vehicle, if any. 823

(6) The official also shall indicate, by a stamp or by 824
other means the registrar prescribes, on the registration 825

certificate issued upon the first registration of a motor 826
vehicle by or on behalf of the owner the odometer reading of the 827
motor vehicle as shown in the odometer statement included in or 828
attached to the certificate of title. Upon each subsequent 829
registration of the motor vehicle by or on behalf of the same 830
owner, the official also shall so indicate the odometer reading 831
of the motor vehicle as shown on the immediately preceding 832
certificate of registration. 833

(7) The registrar shall include in the permanent 834
registration record of any vehicle required to be inspected 835
under section 3704.14 of the Revised Code the inspection 836
certificate number from the inspection certificate that is 837
presented at the time of registration of the vehicle as required 838
under this division. 839

(C) (1) Except as otherwise provided in division (C) (1) of 840
this section, the registrar and each deputy registrar shall 841
collect an additional fee of eleven dollars for each application 842
for registration and registration renewal received. For vehicles 843
specified in divisions (A) (1) to (21) of section 4503.042 of the 844
Revised Code, the registrar and deputy registrar shall collect 845
an additional fee of thirty dollars for each application for 846
registration and registration renewal received. No additional 847
fee shall be charged for vehicles registered under section 848
4503.65 of the Revised Code. The additional fee is for the 849
purpose of defraying the department of public safety's costs 850
associated with the administration and enforcement of the motor 851
vehicle and traffic laws of Ohio. Each deputy registrar shall 852
transmit the fees collected under divisions (C) (1), and (3), ~~and~~ 853
~~(4)~~ of this section in the time and manner provided in this 854
section. The registrar shall deposit all moneys received under 855
division (C) (1) of this section into the public safety - highway 856

purposes fund established in section 4501.06 of the Revised Code. 857
858

(2) In addition, a charge of twenty-five cents shall be 859
made for each reflectorized safety license plate issued, and a 860
single charge of twenty-five cents shall be made for each county 861
identification sticker or each set of county identification 862
stickers issued, as the case may be, to cover the cost of 863
producing the license plates and stickers, including material, 864
manufacturing, and administrative costs. Those fees shall be in 865
addition to the license tax. If the total cost of producing the 866
plates is less than twenty-five cents per plate, or if the total 867
cost of producing the stickers is less than twenty-five cents 868
per sticker or per set issued, any excess moneys accruing from 869
the fees shall be distributed in the same manner as provided by 870
section 4501.04 of the Revised Code for the distribution of 871
license tax moneys. If the total cost of producing the plates 872
exceeds twenty-five cents per plate, or if the total cost of 873
producing the stickers exceeds twenty-five cents per sticker or 874
per set issued, the difference shall be paid from the license 875
tax moneys collected pursuant to section 4503.02 of the Revised 876
Code. 877

(3) The registrar and each deputy registrar shall collect 878
~~an additional fee of two hundred dollars the following~~ 879
additional fee, as applicable, for each application for 880
registration or registration renewal received for any hybrid 881
motor vehicle, plug-in hybrid electric motor vehicle, or battery 882
electric motor vehicle; 883

(a) One hundred dollars for a hybrid motor vehicle; 884

(b) One hundred fifty dollars for a plug-in hybrid 885
electric motor vehicle; 886

~~(c) Two hundred dollars for a battery electric motor 887
vehicle. The fee shall be prorated based on the number of months 888
for which the plug-in hybrid electric motor vehicle or battery 889
electric motor vehicle is registered. The registrar shall 890
transmit all money arising from the fee imposed by division (C) 891
(3) of this section to the treasurer of state for distribution 892
in accordance with division (E) of section 5735.051 of the 893
Revised Code, subject to division (D) of section 5735.05 of the 894
Revised Code. 895~~

~~(4) The registrar and each deputy registrar shall collect 896
an additional fee of one hundred dollars for each application 897
for registration or registration renewal received for any hybrid 898
motor vehicle. The Each fee imposed under this division shall be 899
prorated based on the number of months for which the hybrid- 900
motor vehicle is registered. The registrar shall transmit all 901
money arising from the each fee imposed by division (C) (4) of 902
this section to the treasurer of state for distribution in 903
accordance with division (E) of section 5735.051 of the Revised 904
Code, subject to division (D) of section 5735.05 of the Revised 905
Code. 906~~

(D) Each deputy registrar shall be allowed a fee equal to 907
the amount established under section 4503.038 of the Revised 908
Code for each application for registration and registration 909
renewal notice the deputy registrar receives, which shall be for 910
the purpose of compensating the deputy registrar for the deputy 911
registrar's services, and such office and rental expenses, as 912
may be necessary for the proper discharge of the deputy 913
registrar's duties in the receiving of applications and renewal 914
notices and the issuing of registrations. 915

(E) Upon the certification of the registrar, the county 916

sheriff or local police officials shall recover license plates 917
erroneously or fraudulently issued. 918

(F) Each deputy registrar, upon receipt of any application 919
for registration or registration renewal notice, together with 920
the license fee and any local motor vehicle license tax levied 921
pursuant to Chapter 4504. of the Revised Code, shall transmit 922
that fee and tax, if any, in the manner provided in this 923
section, together with the original and duplicate copy of the 924
application, to the registrar. The registrar, subject to the 925
approval of the director of public safety, may deposit the funds 926
collected by those deputies in a local bank or depository to the 927
credit of the "state of Ohio, bureau of motor vehicles." Where a 928
local bank or depository has been designated by the registrar, 929
each deputy registrar shall deposit all moneys collected by the 930
deputy registrar into that bank or depository not more than one 931
business day after their collection and shall make reports to 932
the registrar of the amounts so deposited, together with any 933
other information, some of which may be prescribed by the 934
treasurer of state, as the registrar may require and as 935
prescribed by the registrar by rule. The registrar, within three 936
days after receipt of notification of the deposit of funds by a 937
deputy registrar in a local bank or depository, shall draw on 938
that account in favor of the treasurer of state. The registrar, 939
subject to the approval of the director and the treasurer of 940
state, may make reasonable rules necessary for the prompt 941
transmittal of fees and for safeguarding the interests of the 942
state and of counties, townships, municipal corporations, and 943
transportation improvement districts levying local motor vehicle 944
license taxes. The registrar may pay service charges usually 945
collected by banks and depositories for such service. If deputy 946
registrars are located in communities where banking facilities 947

are not available, they shall transmit the fees forthwith, by 948
money order or otherwise, as the registrar, by rule approved by 949
the director and the treasurer of state, may prescribe. The 950
registrar may pay the usual and customary fees for such service. 951

(G) This section does not prevent any person from making 952
an application for a motor vehicle license directly to the 953
registrar by mail, by electronic means, or in person at any of 954
the registrar's offices, upon payment of a service fee equal to 955
the amount established under section 4503.038 of the Revised 956
Code for each application. 957

(H) No person shall make a false statement as to the 958
district of registration in an application required by division 959
(A) of this section. Violation of this division is falsification 960
under section 2921.13 of the Revised Code and punishable as 961
specified in that section. 962

(I) (1) Where applicable, the requirements of division (B) 963
of this section relating to the presentation of an inspection 964
certificate issued under section 3704.14 of the Revised Code and 965
rules adopted under it for a motor vehicle, the refusal of a 966
license for failure to present an inspection certificate, and 967
the stamping of the inspection certificate by the official 968
issuing the certificate of registration apply to the 969
registration of and issuance of license plates for a motor 970
vehicle under sections 4503.102, 4503.12, 4503.14, 4503.15, 971
4503.16, 4503.171, 4503.172, 4503.19, 4503.40, 4503.41, 4503.42, 972
4503.43, 4503.44, 4503.46, 4503.47, and 4503.51 of the Revised 973
Code. 974

(2) (a) The registrar shall adopt rules ensuring that each 975
owner registering a motor vehicle in a county where a motor 976
vehicle inspection and maintenance program is in effect under 977

section 3704.14 of the Revised Code and rules adopted under it 978
receives information about the requirements established in that 979
section and those rules and about the need in those counties to 980
present an inspection certificate with an application for 981
registration or preregistration. 982

(b) Upon request, the registrar shall provide the director 983
of environmental protection, or any person that has been awarded 984
a contract under section 3704.14 of the Revised Code, an on-line 985
computer data link to registration information for all passenger 986
cars, noncommercial motor vehicles, and commercial cars that are 987
subject to that section. The registrar also shall provide to the 988
director of environmental protection a magnetic data tape 989
containing registration information regarding passenger cars, 990
noncommercial motor vehicles, and commercial cars for which a 991
multi-year registration is in effect under section 4503.103 of 992
the Revised Code or rules adopted under it, including, without 993
limitation, the date of issuance of the multi-year registration, 994
the registration deadline established under rules adopted under 995
section 4503.101 of the Revised Code that was applicable in the 996
year in which the multi-year registration was issued, and the 997
registration deadline for renewal of the multi-year 998
registration. 999

(J) Subject to division (K) of this section, application 1000
for registration under the international registration plan, as 1001
set forth in sections 4503.60 to 4503.66 of the Revised Code, 1002
shall be made to the registrar on forms furnished by the 1003
registrar. In accordance with international registration plan 1004
guidelines and pursuant to rules adopted by the registrar, the 1005
forms shall include the following: 1006

(1) A uniform mileage schedule; 1007

(2) The gross vehicle weight of the vehicle or combined 1008
gross vehicle weight of the combination vehicle as declared by 1009
the registrant; 1010

(3) Any other information the registrar requires by rule. 1011

(K) The registrar shall determine the feasibility of 1012
implementing an electronic commercial fleet licensing and 1013
management program that will enable the owners of commercial 1014
tractors, commercial trailers, and commercial semitrailers to 1015
conduct electronic transactions by July 1, 2010, or sooner. If 1016
the registrar determines that implementing such a program is 1017
feasible, the registrar shall adopt new rules under this 1018
division or amend existing rules adopted under this division as 1019
necessary in order to respond to advances in technology. 1020

If international registration plan guidelines and 1021
provisions allow member jurisdictions to permit applications for 1022
registrations under the international registration plan to be 1023
made via the internet, the rules the registrar adopts under this 1024
division shall permit such action. 1025

Sec. 4503.103. (A) (1) The registrar of motor vehicles may 1026
adopt rules to permit any person or lessee, other than a person 1027
receiving an apportioned license plate under the international 1028
registration plan, who owns or leases one or more motor vehicles 1029
to file a written application for registration for no more than 1030
five succeeding registration years. The rules adopted by the 1031
registrar may designate the classes of motor vehicles that are 1032
eligible for such registration. At the time of application, all 1033
annual taxes and fees shall be paid for each year for which the 1034
person is registering. 1035

(2) (a) The registrar shall adopt rules to permit any 1036

person or lessee who owns or leases a trailer or semitrailer 1037
that is subject to the tax rate prescribed in either division 1038
(C) (1) or, beginning January 1, 2022, (C) (2) of section 4503.042 1039
of the Revised Code to file a written application for 1040
registration for any number of succeeding registration years, 1041
including a permanent registration, for such trailers or 1042
semitrailers. 1043

At the time of application, the applicant shall pay all of 1044
the following: 1045

(i) As applicable, either the annual tax prescribed in 1046
division (C) (1) of section 4503.042 of the Revised Code for each 1047
year for which the applicant is registering or the annual tax 1048
prescribed in division (C) (2) of section 4503.042 of the Revised 1049
Code, unless the applicant previously paid the tax specified in 1050
division (C) (2) of that section for the trailer or semitrailer 1051
being registered. However, an applicant paying the annual tax 1052
under division (C) (1) of section 4503.042 of the Revised Code 1053
shall not pay more than eight times the annual taxes due, 1054
regardless of the number of years for which the applicant is 1055
registering. 1056

(ii) The additional fee established under division (C) (1) 1057
of section 4503.10 of the Revised Code for each year of 1058
registration, provided that not more than eight times the 1059
additional fee due shall be paid, regardless of the number of 1060
years for which the applicant is registering. 1061

(iii) One single deputy registrar service fee in the 1062
amount specified in division (D) of section 4503.10 of the 1063
Revised Code or one single bureau of motor vehicles service fee 1064
in the amount specified in division (G) of that section, as 1065
applicable, regardless of the number of years for which the 1066

applicant is registering. 1067

(b) In addition, each applicant registering a trailer or 1068
semitrailer under division (A) (2) (a) of this section shall pay 1069
any applicable local motor vehicle license tax levied under 1070
Chapter 4504. of the Revised Code for each year for which the 1071
applicant is registering, provided that not more than eight 1072
times any such annual local taxes shall be due upon 1073
registration. 1074

(c) The period of registration for a trailer or 1075
semitrailer registered under division (A) (2) (a) of this section 1076
is exclusive to the trailer or semitrailer for which that 1077
certificate of registration is issued and is not transferable to 1078
any other trailer or semitrailer if the registration is a 1079
permanent registration. 1080

(3) Except as provided in division (A) (4) of this section, 1081
the registrar shall adopt rules to permit any person who owns a 1082
motor vehicle to file an application for registration for not 1083
more than five succeeding registration years. At the time of 1084
application, the person shall pay the annual taxes and fees for 1085
each registration year, calculated in accordance with division 1086
(C) of section 4503.11 of the Revised Code. A person who is 1087
registering a vehicle under division (A) (3) of this section 1088
shall pay for each year of registration the additional fee 1089
established under division (C) (1) ~~r_or~~ (3) ~~r_or~~ (4) of section 1090
4503.10 of the Revised Code, as applicable. The person shall 1091
also pay the deputy registrar service fee or the bureau of motor 1092
vehicles service fee equal to the amount established under 1093
section 4503.038 of the Revised Code. 1094

(4) Division (A) (3) of this section does not apply to a 1095
person receiving an apportioned license plate under the 1096

international registration plan, or the owner of a commercial 1097
car used solely in intrastate commerce, or the owner of a bus as 1098
defined in section 4513.50 of the Revised Code. 1099

(5) A person registering a noncommercial trailer 1100
permanently shall register the trailer under section 4503.107 of 1101
the Revised Code. 1102

(B) No person applying for a multi-year registration under 1103
division (A) of this section is entitled to a refund of any 1104
taxes or fees paid. 1105

(C) The registrar shall not issue to any applicant who has 1106
been issued a final, nonappealable order under division (D) of 1107
this section a multi-year registration or renewal thereof under 1108
this division or rules adopted under it for any motor vehicle 1109
that is required to be inspected under section 3704.14 of the 1110
Revised Code the district of registration of which, as 1111
determined under section 4503.10 of the Revised Code, is or is 1112
located in the county named in the order. 1113

(D) Upon receipt from the director of environmental 1114
protection of a notice issued under rules adopted under section 1115
3704.14 of the Revised Code indicating that an owner of a motor 1116
vehicle that is required to be inspected under that section who 1117
obtained a multi-year registration for the vehicle under 1118
division (A) of this section or rules adopted under that 1119
division has not obtained a required inspection certificate for 1120
the vehicle, the registrar in accordance with Chapter 119. of 1121
the Revised Code shall issue an order to the owner impounding 1122
the certificate of registration and identification license 1123
plates for the vehicle. The order also shall prohibit the owner 1124
from obtaining or renewing a multi-year registration for any 1125
vehicle that is required to be inspected under that section, the 1126

district of registration of which is or is located in the same 1127
county as the county named in the order during the number of 1128
years after expiration of the current multi-year registration 1129
that equals the number of years for which the current multi-year 1130
registration was issued. 1131

An order issued under this division shall require the 1132
owner to surrender to the registrar the certificate of 1133
registration and license plates for the vehicle named in the 1134
order within five days after its issuance. If the owner fails to 1135
do so within that time, the registrar shall certify that fact to 1136
the county sheriff or local police officials who shall recover 1137
the certificate of registration and license plates for the 1138
vehicle. 1139

(E) Upon the occurrence of either of the following 1140
circumstances, the registrar in accordance with Chapter 119. of 1141
the Revised Code shall issue to the owner a modified order 1142
rescinding the provisions of the order issued under division (D) 1143
of this section impounding the certificate of registration and 1144
license plates for the vehicle named in that original order: 1145

(1) Receipt from the director of environmental protection 1146
of a subsequent notice under rules adopted under section 3704.14 1147
of the Revised Code that the owner has obtained the inspection 1148
certificate for the vehicle as required under those rules; 1149

(2) Presentation to the registrar by the owner of the 1150
required inspection certificate for the vehicle. 1151

(F) The owner of a motor vehicle for which the certificate 1152
of registration and license plates have been impounded pursuant 1153
to an order issued under division (D) of this section, upon 1154
issuance of a modified order under division (E) of this section, 1155

may apply to the registrar for their return. A fee of two 1156
dollars and fifty cents shall be charged for the return of the 1157
certificate of registration and license plates for each vehicle 1158
named in the application. 1159

Sec. 4503.107. (A) The registrar of motor vehicles shall 1160
permit any person or lessee who owns or leases a noncommercial 1161
trailer that is subject to the tax rates prescribed in division 1162
(E) of section 4503.04 of the Revised Code to file a written 1163
application for permanent registration of that noncommercial 1164
trailer. 1165

(B) (1) At the time of application, the applicant shall pay 1166
all of the following: 1167

(a) The equivalent of eight times the standard tax 1168
established for that noncommercial trailer by division (E) of 1169
section 4503.04 of the Revised Code; 1170

(b) The equivalent of eight times the additional fee 1171
established by division (C) (1) of section 4503.10 of the Revised 1172
Code; 1173

(c) The equivalent of eight times the deputy registrar 1174
service fee or eight times the bureau of motor vehicles service 1175
fee, as applicable, equal to the amount established by section 1176
4503.038 of the Revised Code. 1177

(2) In addition to any other prescribed tax or fee, if the 1178
noncommercial trailer registered under this section is subject 1179
to local motor vehicle taxes under Chapter 4504. of the Revised 1180
Code, the applicant shall pay the equivalent of eight times any 1181
applicable local motor vehicle license tax levied under that 1182
chapter for that noncommercial trailer. 1183

(C) Upon submission of a completed application, payment of 1184

all applicable taxes and fees, and compliance with all other 1185
applicable laws relating to the registration of motor vehicles, 1186
the registrar or deputy registrar shall issue the applicant a 1187
permanent license plate and a validation sticker. 1188

(D) The permanent registration of a noncommercial trailer 1189
under this section is exclusive to the trailer for which that 1190
certificate of registration is issued. The registration is not 1191
transferable to any other trailer. 1192

(E) No person applying for a permanent registration under 1193
this section is entitled to a refund of any taxes or fees paid. 1194

Sec. 4503.11. (A) Except as provided by sections 4503.103, 1195
4503.107, 4503.173, 4503.41, 4503.43, and 4503.46 of the Revised 1196
Code, no person who is the owner or chauffeur of a motor vehicle 1197
operated or driven upon the public roads or highways shall fail 1198
to file annually the application for registration or to pay the 1199
tax therefor. 1200

(B) Except as provided by sections 4503.12 and 4503.16 of 1201
the Revised Code, the taxes payable on all applications made 1202
under sections 4503.10 and 4503.102 of the Revised Code shall be 1203
the sum of the tax due under division (B) (1) (a) or (b) of this 1204
section plus the tax due under division (B) (2) (a) or (b) of this 1205
section: 1206

(1) (a) If the application is made before the second month 1207
of the current registration period to which the motor vehicle is 1208
assigned as provided in section 4503.101 of the Revised Code, 1209
the tax due is the full amount of the tax provided in section 1210
4503.04 of the Revised Code; 1211

(b) If the application is made during or after the second 1212
month of the current registration period to which the motor 1213

vehicle is assigned as provided in section 4503.101 of the 1214
Revised Code, and prior to the beginning of the next such 1215
registration period, the amount of the tax provided in section 1216
4503.04 of the Revised Code shall be reduced by one-twelfth of 1217
the amount of such tax, rounded upward to the nearest cent, 1218
multiplied by the number of full months that have elapsed in the 1219
current registration period. The resulting amount shall be 1220
rounded upward to the next highest dollar and shall be the 1221
amount of tax due. 1222

(2) (a) If the application is made before the sixth month 1223
of the current registration period to which the motor vehicle is 1224
assigned as provided in section 4503.101 of the Revised Code, 1225
the amount of tax due is the full amount of local motor vehicle 1226
license taxes levied under Chapter 4504. of the Revised Code; 1227

(b) If the application is made during or after the sixth 1228
month of the current registration period to which the motor 1229
vehicle is assigned as provided in section 4503.101 of the 1230
Revised Code and prior to the beginning of the next such 1231
registration period, the amount of tax due is one-half of the 1232
amount of local motor vehicle license taxes levied under Chapter 1233
4504. of the Revised Code. 1234

(C) The taxes payable on all applications made under 1235
division (A) (3) of section 4503.103 of the Revised Code shall be 1236
the sum of the tax due under division (B) (1) (a) or (b) of this 1237
section plus the tax due under division (B) (2) (a) or (b) of this 1238
section for the first year plus the full amount of the tax 1239
provided in section 4503.04 of the Revised Code and the full 1240
amount of local motor vehicle license taxes levied under Chapter 1241
4504. of the Revised Code for each succeeding year. 1242

(D) Whoever violates this section is guilty of a minor 1243

misdemeanor. 1244

Sec. 4503.191. (A) (1) The identification license plate 1245
shall be issued for a multi-year period as determined by the 1246
director of public safety, and, except as provided in division 1247
(A) (3) of this section, shall be accompanied by a validation 1248
sticker, to be attached to the license plate. Except as provided 1249
in divisions (A) (2) and (3) of this section, the validation 1250
sticker shall indicate the expiration of the registration period 1251
to which the motor vehicle for which the license plate is issued 1252
is assigned, in accordance with rules adopted by the registrar 1253
of motor vehicles. During each succeeding year of the multi-year 1254
period following the issuance of the plate and validation 1255
sticker, upon the filing of an application for registration and 1256
the payment of the tax therefor, a validation sticker alone 1257
shall be issued. The validation stickers required under this 1258
section shall be of different colors or shades each year, the 1259
new colors or shades to be selected by the director. 1260

(2) (a) The director shall develop a universal validation 1261
sticker that may be issued to any owner of five hundred or more 1262
passenger vehicles, so that a sticker issued to the owner may be 1263
placed on any passenger vehicle in that owner's fleet. Beginning 1264
January 1, 2019, the universal validation sticker shall not have 1265
an expiration date on it and shall not need replaced at the time 1266
of registration, except in the event of the loss, mutilation, or 1267
destruction of the validation sticker. The director may 1268
establish and charge an additional fee of not more than one 1269
dollar per registration to compensate for necessary costs of the 1270
universal validation sticker program. The additional fee shall 1271
be credited to the public safety - highway purposes fund created 1272
in section 4501.06 of the Revised Code. The director shall 1273
select the color or shade of the universal validation sticker. 1274

(b) A validation sticker issued for an all-purpose vehicle 1275
that is registered under Chapter 4519. of the Revised Code, for 1276
a noncommercial trailer that is permanently registered under 1277
section 4503.107 of the Revised Code, or for a trailer or 1278
semitrailer that is permanently registered under division (A) (2) 1279
of section 4503.103 of the Revised Code or is registered for any 1280
number of succeeding registration years may indicate the 1281
expiration of the registration period, if any, by any manner 1282
determined by the registrar by rule. 1283

(3) No validation sticker shall be issued, and a 1284
validation sticker is not required for display, on the license 1285
plate of a nonapportioned commercial tractor or any apportioned 1286
motor vehicle. 1287

(B) Identification license plates shall be produced by 1288
Ohio penal industries. Validation stickers and county 1289
identification stickers shall be produced by Ohio penal 1290
industries unless the registrar adopts rules expressly 1291
permitting the registrar or deputy registrars to provide for the 1292
printing or production of the stickers. 1293

Sec. 4503.29. (A) The director of veterans services in 1294
conjunction with the registrar of motor vehicles shall develop 1295
and maintain a program to establish and issue specialty license 1296
plates recognizing military service and military honors 1297
pertaining to valor and service. 1298

(B) The director and the registrar shall jointly adopt 1299
rules in accordance with Chapter 119. of the Revised Code for 1300
purposes of establishing the program under this section. The 1301
director and registrar shall adopt the rules as soon as possible 1302
after June 29, 2018, but not later than nine months after June 1303
29, 2018. The rules shall do all of the following: 1304

- (1) Establish specialty license plates recognizing military service; 1305
1306
- (2) Establish specialty license plates recognizing military honors pertaining to valor and service; 1307
1308
- (3) Establish eligibility criteria that apply to each specialty license plate issued under this section; 1309
1310
- (4) Establish requirements governing any necessary documentary evidence required to be presented by an applicant for a specialty license plate issued under this section; ~~1311~~. The rules shall allow an applicant to present a veterans identification card issued in accordance with section 317.241 of the Revised Code in lieu of a copy of the applicant's DD-214 or an equivalent document. An applicant may be required to present additional evidence if the veterans identification card does not show all of the information needed for issuance of the specific nonstandard license plate requested by the applicant. 1311
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- (5) Establish guidelines for the designs, markings, and inscriptions on a specialty license plate established under this section; 1321
1322
1323
- (6) Establish procedures for altering the designs, markings, or inscriptions on a specialty license plate established under this section; 1324
1325
1326
- (7) Prohibit specialty license plates established under this section from recognizing achievement awards or unit awards; 1327
1328
- (8) Establish any other procedures or requirements that are necessary for the implementation and administration of this section. 1329
1330
1331
- (C) The rules adopted under division (B) of this section 1332

shall provide for the establishment of the military specialty 1333
license plates created prior to June 29, 2018, that are no 1334
longer codified in the Revised Code. 1335

(D) (1) Any person who meets the applicable qualifications 1336
for the issuance of a specialty license plate established by 1337
rule adopted under division (B) of this section may apply to the 1338
registrar of motor vehicles for the registration of any 1339
passenger car, noncommercial motor vehicle, recreational 1340
vehicle, or other vehicle the person owns or leases of a class 1341
approved by the registrar. The application may be combined with 1342
a request for a special reserved license plate under section 1343
4503.40 or 4503.42 of the Revised Code. 1344

(2) (a) Except as provided in division (D) (2) (b) of this 1345
section, upon receipt of an application for registration of a 1346
motor vehicle under this section and the required taxes and 1347
fees, compliance with all applicable laws relating to the 1348
registration of a motor vehicle, and, if necessary, upon 1349
presentation of the required documentary evidence, the registrar 1350
shall issue to the applicant the appropriate motor vehicle 1351
registration and a set of license plates and a validation 1352
sticker, or a validation sticker alone when required by section 1353
4503.191 of the Revised Code. 1354

(b) Any disabled veteran who qualifies to apply to the 1355
registrar for the registration of a motor vehicle under section 1356
4503.41 of the Revised Code without the payment of any 1357
registration taxes or fees, may apply instead for registration 1358
of the motor vehicle under this section. The disabled veteran 1359
applying for registration under this section is not required to 1360
pay any registration taxes or fees as required by sections 1361
4503.038, 4503.04, 4503.10, 4503.102, and 4503.103 of the 1362

Revised Code, any local motor vehicle tax levied under Chapter 1363
4504. of the Revised Code, or any fee charged under section 1364
4503.19 of the Revised Code for up to two motor vehicles, 1365
including any motor vehicle registered under section 4503.41 of 1366
the Revised Code. Upon receipt of an application for 1367
registration of the motor vehicle and presentation of any 1368
documentation the registrar may require by rule, the registrar 1369
shall issue to the applicant the appropriate motor vehicle 1370
registration and a set of license plates authorized under this 1371
section and a validation sticker, or a validation sticker alone 1372
when required by section 4503.191 of the Revised Code. 1373

(3) The license plates shall display county identification 1374
stickers that identify the county of registration as required 1375
under section 4503.19 of the Revised Code. 1376

Sec. 4503.44. (A) As used in this section and in section 1377
4511.69 of the Revised Code: 1378

(1) "Person with a disability that limits or impairs the 1379
ability to walk" means any person who, as determined by a health 1380
care provider, meets any of the following criteria: 1381

(a) Cannot walk two hundred feet without stopping to rest; 1382

(b) Cannot walk without the use of, or assistance from, a 1383
brace, cane, crutch, another person, prosthetic device, 1384
wheelchair, or other assistive device; 1385

(c) Is restricted by a lung disease to such an extent that 1386
the person's forced (respiratory) expiratory volume for one 1387
second, when measured by spirometry, is less than one liter, or 1388
the arterial oxygen tension is less than sixty millimeters of 1389
mercury on room air at rest; 1390

(d) Uses portable oxygen; 1391

(e) Has a cardiac condition to the extent that the 1392
person's functional limitations are classified in severity as 1393
class III or class IV according to standards set by the American 1394
heart association; 1395

(f) Is severely limited in the ability to walk due to an 1396
arthritic, neurological, or orthopedic condition; 1397

(g) Is blind, legally blind, or severely visually 1398
impaired. 1399

(2) "Organization" means any private organization or 1400
corporation, or any governmental board, agency, department, 1401
division, or office, that, as part of its business or program, 1402
transports persons with disabilities that limit or impair the 1403
ability to walk on a regular basis in a motor vehicle that has 1404
not been altered for the purpose of providing it with special 1405
equipment for use by persons with disabilities. This definition 1406
does not apply to division (I) of this section. 1407

(3) "Health care provider" means a physician, physician 1408
assistant, advanced practice registered nurse, optometrist, or 1409
chiropractor as defined in this section except that an 1410
optometrist shall only make determinations as to division (A) (1) 1411
(g) of this section. 1412

(4) "Physician" means a person licensed to practice 1413
medicine or surgery or osteopathic medicine and surgery under 1414
Chapter 4731. of the Revised Code. 1415

(5) "Chiropractor" means a person licensed to practice 1416
chiropractic under Chapter 4734. of the Revised Code. 1417

(6) "Advanced practice registered nurse" means a certified 1418
nurse practitioner, clinical nurse specialist, certified 1419
registered nurse anesthetist, or certified nurse-midwife who 1420

holds a certificate of authority issued by the board of nursing 1421
under Chapter 4723. of the Revised Code. 1422

(7) "Physician assistant" means a person who is licensed 1423
as a physician assistant under Chapter 4730. of the Revised 1424
Code. 1425

(8) "Optometrist" means a person licensed to engage in the 1426
practice of optometry under Chapter 4725. of the Revised Code. 1427

(B) (1) An organization, or a person with a disability that 1428
limits or impairs the ability to walk, may apply for the 1429
registration of any motor vehicle the organization or person 1430
owns or leases. When a motor vehicle has been altered for the 1431
purpose of providing it with special equipment for a person with 1432
a disability that limits or impairs the ability to walk, but is 1433
owned or leased by someone other than such a person, the owner 1434
or lessee may apply to the registrar or a deputy registrar for 1435
registration under this section. The application for 1436
registration of a motor vehicle owned or leased by a person with 1437
a disability that limits or impairs the ability to walk shall be 1438
accompanied by a signed statement from the applicant's health 1439
care provider certifying that the applicant meets at least one 1440
of the criteria contained in division (A) (1) of this section and 1441
that the disability is expected to continue for more than six 1442
consecutive months. The application for registration of a motor 1443
vehicle that has been altered for the purpose of providing it 1444
with special equipment for a person with a disability that 1445
limits or impairs the ability to walk but is owned by someone 1446
other than such a person shall be accompanied by such 1447
documentary evidence of vehicle alterations as the registrar may 1448
require by rule. 1449

(2) When an organization, a person with a disability that 1450

limits or impairs the ability to walk, or a person who does not 1451
have a disability that limits or impairs the ability to walk but 1452
owns a motor vehicle that has been altered for the purpose of 1453
providing it with special equipment for a person with a 1454
disability that limits or impairs the ability to walk first 1455
submits an application for registration of a motor vehicle under 1456
this section and every fifth year thereafter, the organization 1457
or person shall submit a signed statement from the applicant's 1458
health care provider, a completed application, and any required 1459
documentary evidence of vehicle alterations as provided in 1460
division (B) (1) of this section, and also a power of attorney 1461
from the owner of the motor vehicle if the applicant leases the 1462
vehicle. Upon submission of these items, the registrar or deputy 1463
registrar shall issue to the applicant appropriate vehicle 1464
registration and a set of license plates and validation 1465
stickers, or validation stickers alone when required by section 1466
4503.191 of the Revised Code. In addition to the letters and 1467
numbers ordinarily inscribed thereon, the license plates shall 1468
be imprinted with the international symbol of access. The 1469
license plates and validation stickers shall be issued upon 1470
payment of the regular license fee as prescribed under section 1471
4503.04 of the Revised Code and any motor vehicle tax levied 1472
under Chapter 4504. of the Revised Code, and the payment of a 1473
service fee equal to the amount specified in division (D) or (G) 1474
of section 4503.10 of the Revised Code. 1475

(C) (1) A person with a disability that limits or impairs 1476
the ability to walk may apply to the registrar of motor vehicles 1477
for a removable windshield placard by completing and signing an 1478
application provided by the registrar. The person shall include 1479
with the application a prescription from the person's health 1480
care provider prescribing such a placard for the person based 1481

upon a determination that the person meets at least one of the 1482
criteria contained in division (A) (1) of this section. The 1483
health care provider shall state on the prescription the length 1484
of time the health care provider expects the applicant to have 1485
the disability that limits or impairs the person's ability to 1486
walk. 1487

In addition to one placard or one or more sets of license 1488
plates, a person with a disability that limits or impairs the 1489
ability to walk is entitled to one additional placard, but only 1490
if the person applies separately for the additional placard, 1491
states the reasons why the additional placard is needed, and the 1492
registrar, in the registrar's discretion determines that good 1493
and justifiable cause exists to approve the request for the 1494
additional placard. 1495

(2) An organization may apply to the registrar of motor 1496
vehicles for a removable windshield placard by completing and 1497
signing an application provided by the registrar. The 1498
organization shall comply with any procedures the registrar 1499
establishes by rule. The organization shall include with the 1500
application documentary evidence that the registrar requires by 1501
rule showing that the organization regularly transports persons 1502
with disabilities that limit or impair the ability to walk. 1503

(3) Upon receipt of a completed and signed application for 1504
a removable windshield placard, the accompanying documents 1505
required under division (C) (1) or (2) of this section, and 1506
payment of a service fee equal to the amount specified in 1507
division (D) or (G) of section 4503.10 of the Revised Code, the 1508
registrar or deputy registrar shall issue to the applicant a 1509
removable windshield placard, which shall bear the date of 1510
expiration on both sides of the placard and shall be valid until 1511

expired, revoked, or surrendered. Every removable windshield 1512
placard expires as described in division (C)(4) of this section, 1513
but in no case shall a removable windshield placard be valid for 1514
a period of less than sixty days. Removable windshield placards 1515
shall be renewable upon application as provided in division (C) 1516
(1) or (2) of this section and upon payment of a service fee 1517
equal to the amount specified in division (D) or (G) of section 1518
4503.10 of the Revised Code for the renewal of a removable 1519
windshield placard. The registrar shall provide the application 1520
form and shall determine the information to be included thereon. 1521
The registrar also shall determine the form and size of the 1522
removable windshield placard, the material of which it is to be 1523
made, and any other information to be included thereon, and 1524
shall adopt rules relating to the issuance, expiration, 1525
revocation, surrender, and proper display of such placards. Any 1526
placard issued after October 14, 1999, shall be manufactured in 1527
a manner that allows the expiration date of the placard to be 1528
indicated on it through the punching, drilling, boring, or 1529
creation by any other means of holes in the placard. 1530

(4) At the time a removable windshield placard is issued 1531
to a person with a disability that limits or impairs the ability 1532
to walk, the registrar or deputy registrar shall enter into the 1533
records of the bureau of motor vehicles the last date on which 1534
the person will have that disability, as indicated on the 1535
accompanying prescription. Not less than thirty days prior to 1536
that date and all removable windshield placard renewal dates, 1537
the bureau shall send a renewal notice to that person at the 1538
person's last known address as shown in the records of the 1539
bureau, informing the person that the person's removable 1540
windshield placard will expire on the indicated date not to 1541
exceed ~~five~~ten years from the date of issuance, and that the 1542

person is required to renew the placard by submitting to the 1543
registrar or a deputy registrar another prescription, as 1544
described in division (C) (1) or (2) of this section, and by 1545
complying with the renewal provisions prescribed in division (C) 1546
(3) of this section. If such a prescription is not received by 1547
the registrar or a deputy registrar by that date, the placard 1548
issued to that person expires and no longer is valid, and this 1549
fact shall be recorded in the records of the bureau. 1550

(5) At least once every year, on a date determined by the 1551
registrar, the bureau shall examine the records of the office of 1552
vital statistics, located within the department of health, that 1553
pertain to deceased persons, and also the bureau's records of 1554
all persons who have been issued removable windshield placards 1555
and temporary removable windshield placards. If the records of 1556
the office of vital statistics indicate that a person to whom a 1557
removable windshield placard or temporary removable windshield 1558
placard has been issued is deceased, the bureau shall cancel 1559
that placard, and note the cancellation in its records. 1560

The office of vital statistics shall make available to the 1561
bureau all information necessary to enable the bureau to comply 1562
with division (C) (5) of this section. 1563

(6) Nothing in this section shall be construed to require 1564
a person or organization to apply for a removable windshield 1565
placard or special license plates if the special license plates 1566
issued to the person or organization under prior law have not 1567
expired or been surrendered or revoked. 1568

(D) (1) (a) A person with a disability that limits or 1569
impairs the ability to walk may apply to the registrar or a 1570
deputy registrar for a temporary removable windshield placard. 1571
The application for a temporary removable windshield placard 1572

shall be accompanied by a prescription from the applicant's 1573
health care provider prescribing such a placard for the 1574
applicant, provided that the applicant meets at least one of the 1575
criteria contained in division (A) (1) of this section and that 1576
the disability is expected to continue for six consecutive 1577
months or less. The health care provider shall state on the 1578
prescription the length of time the health care provider expects 1579
the applicant to have the disability that limits or impairs the 1580
applicant's ability to walk, which cannot exceed six months from 1581
the date of the prescription. Upon receipt of an application for 1582
a temporary removable windshield placard, presentation of the 1583
prescription from the applicant's health care provider, and 1584
payment of a service fee equal to the amount specified in 1585
division (D) or (G) of section 4503.10 of the Revised Code, the 1586
registrar or deputy registrar shall issue to the applicant a 1587
temporary removable windshield placard. 1588

(b) Any active-duty member of the armed forces of the 1589
United States, including the reserve components of the armed 1590
forces and the national guard, who has an illness or injury that 1591
limits or impairs the ability to walk may apply to the registrar 1592
or a deputy registrar for a temporary removable windshield 1593
placard. With the application, the person shall present evidence 1594
of the person's active-duty status and the illness or injury. 1595
Evidence of the illness or injury may include a current 1596
department of defense convalescent leave statement, any 1597
department of defense document indicating that the person 1598
currently has an ill or injured casualty status or has limited 1599
duties, or a prescription from any health care provider 1600
prescribing the placard for the applicant. Upon receipt of the 1601
application and the necessary evidence, the registrar or deputy 1602
registrar shall issue the applicant the temporary removable 1603

windshield placard without the payment of any service fee. 1604

(2) The temporary removable windshield placard shall be of 1605
the same size and form as the removable windshield placard, 1606
shall be printed in white on a red-colored background, and shall 1607
bear the word "temporary" in letters of such size as the 1608
registrar shall prescribe. A temporary removable windshield 1609
placard also shall bear the date of expiration on the front and 1610
back of the placard, and shall be valid until expired, 1611
surrendered, or revoked, but in no case shall such a placard be 1612
valid for a period of less than sixty days. The registrar shall 1613
provide the application form and shall determine the information 1614
to be included on it, provided that the registrar shall not 1615
require a health care provider's prescription or certification 1616
for a person applying under division (D) (1) (b) of this section. 1617
The registrar also shall determine the material of which the 1618
temporary removable windshield placard is to be made and any 1619
other information to be included on the placard and shall adopt 1620
rules relating to the issuance, expiration, surrender, 1621
revocation, and proper display of those placards. Any temporary 1622
removable windshield placard issued after October 14, 1999, 1623
shall be manufactured in a manner that allows for the expiration 1624
date of the placard to be indicated on it through the punching, 1625
drilling, boring, or creation by any other means of holes in the 1626
placard. 1627

(E) If an applicant for a removable windshield placard is 1628
a veteran of the armed forces of the United States whose 1629
disability, as defined in division (A) (1) of this section, is 1630
service-connected, the registrar or deputy registrar, upon 1631
receipt of the application, presentation of a signed statement 1632
from the applicant's health care provider certifying the 1633
applicant's disability, and presentation of such documentary 1634

evidence from the department of veterans affairs that the 1635
disability of the applicant meets at least one of the criteria 1636
identified in division (A) (1) of this section and is service- 1637
connected as the registrar may require by rule, but without the 1638
payment of any service fee, shall issue the applicant a 1639
removable windshield placard that is valid until expired, 1640
surrendered, or revoked. 1641

(F) Upon a conviction of a violation of division (H) or 1642
(I) of this section, the court shall report the conviction, and 1643
send the placard, if available, to the registrar, who thereupon 1644
shall revoke the privilege of using the placard and send notice 1645
in writing to the placardholder at that holder's last known 1646
address as shown in the records of the bureau, and the 1647
placardholder shall return the placard if not previously 1648
surrendered to the court, to the registrar within ten days 1649
following mailing of the notice. 1650

Whenever a person to whom a removable windshield placard 1651
has been issued moves to another state, the person shall 1652
surrender the placard to the registrar; and whenever an 1653
organization to which a placard has been issued changes its 1654
place of operation to another state, the organization shall 1655
surrender the placard to the registrar. 1656

(G) Subject to division (F) of section 4511.69 of the 1657
Revised Code, the operator of a motor vehicle displaying a 1658
removable windshield placard, temporary removable windshield 1659
placard, or the special license plates authorized by this 1660
section is entitled to park the motor vehicle in any special 1661
parking location reserved for persons with disabilities that 1662
limit or impair the ability to walk, also known as handicapped 1663
parking spaces or disability parking spaces. 1664

(H) No person or organization that is not eligible for the 1665
issuance of license plates or any placard under this section 1666
shall willfully and falsely represent that the person or 1667
organization is so eligible. 1668

No person or organization shall display license plates 1669
issued under this section unless the license plates have been 1670
issued for the vehicle on which they are displayed and are 1671
valid. 1672

(I) No person or organization to which a removable 1673
windshield placard or temporary removable windshield placard is 1674
issued shall do either of the following: 1675

(1) Display or permit the display of the placard on any 1676
motor vehicle when having reasonable cause to believe the motor 1677
vehicle is being used in connection with an activity that does 1678
not include providing transportation for persons with 1679
disabilities that limit or impair the ability to walk; 1680

(2) Refuse to return or surrender the placard, when 1681
required. 1682

(J) If a removable windshield placard, temporary removable 1683
windshield placard, or parking card is lost, destroyed, or 1684
mutilated, the placardholder or cardholder may obtain a 1685
duplicate by doing both of the following: 1686

(1) Furnishing suitable proof of the loss, destruction, or 1687
mutilation to the registrar; 1688

(2) Paying a service fee equal to the amount specified in 1689
division (D) or (G) of section 4503.10 of the Revised Code. 1690

Any placardholder or cardholder who loses a placard or 1691
card and, after obtaining a duplicate, finds the original, 1692

immediately shall surrender the original placard or card to the 1693
registrar. 1694

(K) (1) The registrar shall pay all fees received under 1695
this section for the issuance of removable windshield placards 1696
or temporary removable windshield placards or duplicate 1697
removable windshield placards or cards into the state treasury 1698
to the credit of the public safety - highway purposes fund 1699
created in section 4501.06 of the Revised Code. 1700

(2) In addition to the fees collected under this section, 1701
the registrar or deputy registrar shall ask each person applying 1702
for a removable windshield placard or temporary removable 1703
windshield placard or duplicate removable windshield placard or 1704
license plate issued under this section, whether the person 1705
wishes to make a two-dollar voluntary contribution to support 1706
rehabilitation employment services. The registrar shall transmit 1707
the contributions received under this division to the treasurer 1708
of state for deposit into the rehabilitation employment fund, 1709
which is hereby created in the state treasury. A deputy 1710
registrar shall transmit the contributions received under this 1711
division to the registrar in the time and manner prescribed by 1712
the registrar. The contributions in the fund shall be used by 1713
the opportunities for Ohioans with disabilities agency to 1714
purchase services related to vocational evaluation, work 1715
adjustment, personal adjustment, job placement, job coaching, 1716
and community-based assessment from accredited community 1717
rehabilitation program facilities. 1718

(L) For purposes of enforcing this section, every peace 1719
officer is deemed to be an agent of the registrar. Any peace 1720
officer or any authorized employee of the bureau of motor 1721
vehicles who, in the performance of duties authorized by law, 1722

becomes aware of a person whose placard or parking card has been 1723
revoked pursuant to this section, may confiscate that placard or 1724
parking card and return it to the registrar. The registrar shall 1725
prescribe any forms used by law enforcement agencies in 1726
administering this section. 1727

No peace officer, law enforcement agency employing a peace 1728
officer, or political subdivision or governmental agency 1729
employing a peace officer, and no employee of the bureau is 1730
liable in a civil action for damages or loss to persons arising 1731
out of the performance of any duty required or authorized by 1732
this section. As used in this division, "peace officer" has the 1733
same meaning as in division (B) of section 2935.01 of the 1734
Revised Code. 1735

(M) All applications for registration of motor vehicles, 1736
removable windshield placards, and temporary removable 1737
windshield placards issued under this section, all renewal 1738
notices for such items, and all other publications issued by the 1739
bureau that relate to this section shall set forth the criminal 1740
penalties that may be imposed upon a person who violates any 1741
provision relating to special license plates issued under this 1742
section, the parking of vehicles displaying such license plates, 1743
and the issuance, procurement, use, and display of removable 1744
windshield placards and temporary removable windshield placards 1745
issued under this section. 1746

(N) Whoever violates this section is guilty of a 1747
misdemeanor of the fourth degree. 1748

Sec. 4505.131. (A) Any person that purchases a motor 1749
vehicle that is financed shall choose, at the time that the 1750
security interest financing the motor vehicle is fully 1751
discharged, to either receive a physical certificate of title to 1752

that motor vehicle from the secured party or to have the 1753
certificate of title remain electronic. 1754

(B) Upon a secured party's receipt of good funds in the 1755
correct amount discharging the security interest financing the 1756
motor vehicle, the secured party shall send the purchaser a 1757
written form. The purchaser shall complete the form to 1758
affirmatively choose whether the purchaser wishes to receive a 1759
physical certificate of title or to have the certificate of 1760
title remain electronic. The form may be electronic or 1761
nonelectronic. 1762

(C) If the purchaser affirmatively selects to receive a 1763
physical certificate of title, the secured party shall deliver 1764
to the purchaser, without any additional fee, a physical 1765
certificate of title to the motor vehicle. 1766

(D) This section does not apply when a security interest 1767
financing a motor vehicle is discharged because the purchaser 1768
sold or traded the motor vehicle and no longer has an ownership 1769
interest in that motor vehicle. 1770

Sec. 4506.01. As used in this chapter: 1771

(A) "Alcohol concentration" means the concentration of 1772
alcohol in a person's blood, breath, or urine. When expressed as 1773
a percentage, it means grams of alcohol per the following: 1774

(1) One hundred milliliters of whole blood, blood serum, 1775
or blood plasma; 1776

(2) Two hundred ten liters of breath; 1777

(3) One hundred milliliters of urine. 1778

~~(B)~~ (B) (1) "Commercial driver's license" means a license 1779
issued in accordance with this chapter that authorizes an 1780

individual to drive a commercial motor vehicle. Except as 1781
otherwise specifically provided, "commercial driver's license" 1782
includes an "enhanced commercial driver's license." 1783

(2) "Enhanced commercial driver's license" means a 1784
commercial driver's license issued in accordance with sections 1785
4507.021 and 4506.072 of the Revised Code that denotes 1786
citizenship and identity and is approved by the United States 1787
secretary of homeland security or other designated federal 1788
agency for purposes of entering the United States. 1789

(C) "Commercial driver's license information system" means 1790
the information system established pursuant to the requirements 1791
of the "Commercial Motor Vehicle Safety Act of 1986," 100 Stat. 1792
3207-171, 49 U.S.C.A. App. 2701. 1793

(D) Except when used in section 4506.25 of the Revised 1794
Code, "commercial motor vehicle" means any motor vehicle 1795
designed or used to transport persons or property that meets any 1796
of the following qualifications: 1797

(1) Any combination of vehicles with a gross vehicle 1798
weight or combined gross vehicle weight rating of twenty-six 1799
thousand one pounds or more, provided the gross vehicle weight 1800
or gross vehicle weight rating of the vehicle or vehicles being 1801
towed is in excess of ten thousand pounds; 1802

(2) Any single vehicle with a gross vehicle weight or 1803
gross vehicle weight rating of twenty-six thousand one pounds or 1804
more; 1805

(3) Any single vehicle or combination of vehicles that is 1806
not a class A or class B vehicle, but is designed to transport 1807
sixteen or more passengers including the driver; 1808

(4) Any school bus with a gross vehicle weight or gross 1809

vehicle weight rating of less than twenty-six thousand one 1810
pounds that is designed to transport fewer than sixteen 1811
passengers including the driver; 1812

(5) Is transporting hazardous materials for which 1813
placarding is required under subpart F of 49 C.F.R. part 172, as 1814
amended; 1815

(6) Any single vehicle or combination of vehicles that is 1816
designed to be operated and to travel on a public street or 1817
highway and is considered by the federal motor carrier safety 1818
administration to be a commercial motor vehicle, including, but 1819
not limited to, a motorized crane, a vehicle whose function is 1820
to pump cement, a rig for drilling wells, and a portable crane. 1821

(E) "Controlled substance" means all of the following: 1822

(1) Any substance classified as a controlled substance 1823
under the "Controlled Substances Act," 80 Stat. 1242 (1970), 21 1824
U.S.C.A. 802(6), as amended; 1825

(2) Any substance included in schedules I through V of 21 1826
C.F.R. part 1308, as amended; 1827

(3) Any drug of abuse. 1828

(F) "Conviction" means an unvacated adjudication of guilt 1829
or a determination that a person has violated or failed to 1830
comply with the law in a court of original jurisdiction or an 1831
authorized administrative tribunal, an unvacated forfeiture of 1832
bail or collateral deposited to secure the person's appearance 1833
in court, a plea of guilty or nolo contendere accepted by the 1834
court, the payment of a fine or court cost, or violation of a 1835
condition of release without bail, regardless of whether or not 1836
the penalty is rebated, suspended, or probated. 1837

(G) "Disqualification" means any of the following:	1838
(1) The suspension, revocation, or cancellation of a person's privileges to operate a commercial motor vehicle;	1839 1840
(2) Any withdrawal of a person's privileges to operate a commercial motor vehicle as the result of a violation of state or local law relating to motor vehicle traffic control other than parking, vehicle weight, or vehicle defect violations;	1841 1842 1843 1844
(3) A determination by the federal motor carrier safety administration that a person is not qualified to operate a commercial motor vehicle under 49 C.F.R. 391.	1845 1846 1847
(H) "Domiciled" means having a true, fixed, principal, and permanent residence to which an individual intends to return.	1848 1849
(I) "Downgrade" means any of the following, as applicable:	1850
(1) A change in the commercial driver's license, or commercial driver's license temporary instruction permit, holder's self-certified status as described in division (A) (1) of section 4506.10 of the Revised Code;	1851 1852 1853 1854
(2) A change to a lesser class of vehicle;	1855
(3) Removal of commercial driver's license privileges from the individual's driver's license.	1856 1857
(J) "Drive" means to drive, operate, or be in physical control of a motor vehicle.	1858 1859
(K) "Driver" means any person who drives, operates, or is in physical control of a commercial motor vehicle or is required to have a commercial driver's license.	1860 1861 1862
(L) "Driver's license" means a license issued by the bureau of motor vehicles that authorizes an individual to drive.	1863 1864

(M) "Drug of abuse" means any controlled substance, 1865
dangerous drug as defined in section 4729.01 of the Revised 1866
Code, harmful intoxicant as defined in section 2925.01 of the 1867
Revised Code, or over-the-counter medication that, when taken in 1868
quantities exceeding the recommended dosage, can result in 1869
impairment of judgment or reflexes. 1870

(N) "Electronic device" includes a cellular telephone, a 1871
personal digital assistant, a pager, a computer, and any other 1872
device used to input, write, send, receive, or read text. 1873

(O) "Eligible unit of local government" means a village, 1874
township, or county that has a population of not more than three 1875
thousand persons according to the most recent federal census. 1876

(P) "Employer" means any person, including the federal 1877
government, any state, and a political subdivision of any state, 1878
that owns or leases a commercial motor vehicle or assigns a 1879
person to drive such a motor vehicle. 1880

(Q) "Endorsement" means an authorization on a person's 1881
commercial driver's license that is required to permit the 1882
person to operate a specified type of commercial motor vehicle. 1883

(R) "Farm truck" means a truck controlled and operated by 1884
a farmer for use in the transportation to or from a farm, for a 1885
distance of not more than one hundred fifty miles, of products 1886
of the farm, including livestock and its products, poultry and 1887
its products, floricultural and horticultural products, and in 1888
the transportation to the farm, from a distance of not more than 1889
one hundred fifty miles, of supplies for the farm, including 1890
tile, fence, and every other thing or commodity used in 1891
agricultural, floricultural, horticultural, livestock, and 1892
poultry production, and livestock, poultry, and other animals 1893

and things used for breeding, feeding, or other purposes 1894
connected with the operation of the farm, when the truck is 1895
operated in accordance with this division and is not used in the 1896
operations of a motor carrier, as defined in section 4923.01 of 1897
the Revised Code. 1898

(S) "Fatality" means the death of a person as the result 1899
of a motor vehicle accident occurring not more than three 1900
hundred sixty-five days prior to the date of death. 1901

(T) "Felony" means any offense under federal or state law 1902
that is punishable by death or specifically classified as a 1903
felony under the law of this state, regardless of the penalty 1904
that may be imposed. 1905

(U) "Foreign jurisdiction" means any jurisdiction other 1906
than a state. 1907

(V) "Gross vehicle weight rating" means the value 1908
specified by the manufacturer as the maximum loaded weight of a 1909
single or a combination vehicle. The gross vehicle weight rating 1910
of a combination vehicle is the gross vehicle weight rating of 1911
the power unit plus the gross vehicle weight rating of each 1912
towed unit. 1913

(W) "Hazardous materials" means any material that has been 1914
designated as hazardous under 49 U.S.C. 5103 and is required to 1915
be placarded under subpart F of 49 C.F.R. part 172 or any 1916
quantity of a material listed as a select agent or toxin in 42 1917
C.F.R. part 73, as amended. 1918

(X) "Imminent hazard" means the existence of a condition 1919
that presents a substantial likelihood that death, serious 1920
illness, severe personal injury, or a substantial endangerment 1921
to health, property, or the environment may occur before the 1922

reasonably foreseeable completion date of a formal proceeding 1923
begun to lessen the risk of that death, illness, injury, or 1924
endangerment. 1925

(Y) "Medical variance" means one of the following received 1926
by a driver from the federal motor carrier safety administration 1927
that allows the driver to be issued a medical certificate: 1928

(1) An exemption letter permitting operation of a 1929
commercial motor vehicle under 49 C.F.R. 381, subpart C or 49 1930
C.F.R. 391.64; 1931

(2) A skill performance evaluation certificate permitting 1932
operation of a commercial motor vehicle pursuant to 49 C.F.R. 1933
391.49. 1934

(Z) "Mobile telephone" means a mobile communication device 1935
that falls under or uses any commercial mobile radio service as 1936
defined in 47 C.F.R. 20, except that mobile telephone does not 1937
include two-way or citizens band radio services. 1938

(AA) "Motor vehicle" means a vehicle, machine, tractor, 1939
trailer, or semitrailer propelled or drawn by mechanical power 1940
used on highways, except that such term does not include a 1941
vehicle, machine, tractor, trailer, or semitrailer operated 1942
exclusively on a rail. 1943

(BB) "Out-of-service order" means a declaration by an 1944
authorized enforcement officer of a federal, state, local, 1945
Canadian, or Mexican jurisdiction declaring that a driver, 1946
commercial motor vehicle, or commercial motor carrier operation 1947
is out of service as defined in 49 C.F.R. 390.5. 1948

(CC) "Peace officer" has the same meaning as in section 1949
2935.01 of the Revised Code. 1950

(DD) "Portable tank" means a liquid or gaseous packaging 1951
designed primarily to be loaded onto or temporarily attached to 1952
a vehicle and equipped with skids, mountings, or accessories to 1953
facilitate handling of the tank by mechanical means. 1954

(EE) "Public safety vehicle" has the same meaning as in 1955
divisions (E) (1) and (3) of section 4511.01 of the Revised Code. 1956

(FF) "Recreational vehicle" includes every vehicle that is 1957
defined as a recreational vehicle in section 4501.01 of the 1958
Revised Code and is used exclusively for purposes other than 1959
engaging in business for profit. 1960

(GG) "Residence" means any person's residence determined 1961
in accordance with standards prescribed in rules adopted by the 1962
registrar. 1963

(HH) "School bus" has the same meaning as in section 1964
4511.01 of the Revised Code. 1965

(II) "Serious traffic violation" means any of the 1966
following: 1967

(1) A conviction arising from a single charge of operating 1968
a commercial motor vehicle in violation of any provision of 1969
section 4506.03 of the Revised Code; 1970

(2) (a) Except as provided in division (II) (2) (b) of this 1971
section, a violation while operating a commercial motor vehicle 1972
of a law of this state, or any municipal ordinance or county or 1973
township resolution, or any other substantially similar law of 1974
another state or political subdivision of another state 1975
prohibiting either of the following: 1976

(i) Texting while driving; 1977

(ii) Using a handheld mobile telephone. 1978

(b) It is not a serious traffic violation if the person	1979
was texting or using a handheld mobile telephone to contact law	1980
enforcement or other emergency services.	1981
(3) A conviction arising from the operation of any motor	1982
vehicle that involves any of the following:	1983
(a) A single charge of any speed in excess of the posted	1984
speed limit by fifteen miles per hour or more;	1985
(b) Violation of section 4511.20 or 4511.201 of the	1986
Revised Code or any similar ordinance or resolution, or of any	1987
similar law of another state or political subdivision of another	1988
state;	1989
(c) Violation of a law of this state or an ordinance or	1990
resolution relating to traffic control, other than a parking	1991
violation, or of any similar law of another state or political	1992
subdivision of another state, that results in a fatal accident;	1993
(d) Violation of section 4506.03 of the Revised Code or a	1994
substantially similar municipal ordinance or county or township	1995
resolution, or of any similar law of another state or political	1996
subdivision of another state, that involves the operation of a	1997
commercial motor vehicle without a valid commercial driver's	1998
license with the proper class or endorsement for the specific	1999
vehicle group being operated or for the passengers or type of	2000
cargo being transported;	2001
(e) Violation of section 4506.03 of the Revised Code or a	2002
substantially similar municipal ordinance or county or township	2003
resolution, or of any similar law of another state or political	2004
subdivision of another state, that involves the operation of a	2005
commercial motor vehicle without a valid commercial driver's	2006
license being in the person's possession;	2007

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

(g) Violation of any other law of this state, any law of another state, or any ordinance or resolution of a political subdivision of this state or another state that meets both of the following requirements:

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

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

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

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

(LL) "Tester" means a person or entity acting pursuant to a valid agreement entered into pursuant to division (B) of

section 4506.09 of the Revised Code. 2037

(MM) "Texting" means manually entering alphanumeric text 2038
into, or reading text from, an electronic device. Texting 2039
includes short message service, e-mail, instant messaging, a 2040
command or request to access a world wide web page, pressing 2041
more than a single button to initiate or terminate a voice 2042
communication using a mobile telephone, or engaging in any other 2043
form of electronic text retrieval or entry, for present or 2044
future communication. Texting does not include the following: 2045

(1) Using voice commands to initiate, receive, or 2046
terminate a voice communication using a mobile telephone; 2047

(2) Inputting, selecting, or reading information on a 2048
global positioning system or navigation system; 2049

(3) Pressing a single button to initiate or terminate a 2050
voice communication using a mobile telephone; or 2051

(4) Using, for a purpose that is not otherwise prohibited 2052
by law, a device capable of performing multiple functions, such 2053
as a fleet management system, a dispatching device, a mobile 2054
telephone, a citizens band radio, or a music player. 2055

(NN) "Texting while driving" means texting while operating 2056
a commercial motor vehicle, with the motor running, including 2057
while temporarily stationary because of traffic, a traffic 2058
control device, or other momentary delays. Texting while driving 2059
does not include operating a commercial motor vehicle with or 2060
without the motor running when the driver has moved the vehicle 2061
to the side of, or off, a highway and is stopped in a location 2062
where the vehicle can safely remain stationary. 2063

(OO) "United States" means the fifty states and the 2064
District of Columbia. 2065

(PP) "Upgrade" means a change in the class of vehicles, 2066
endorsements, or self-certified status as described in division 2067
(A) (1) of section 4506.10 of the Revised Code, that expands the 2068
ability of a current commercial driver's license holder to 2069
operate commercial motor vehicles under this chapter; 2070

(QQ) "Use of a handheld mobile telephone" means: 2071

(1) Using at least one hand to hold a mobile telephone to 2072
conduct a voice communication; 2073

(2) Dialing or answering a mobile telephone by pressing 2074
more than a single button; or 2075

(3) Reaching for a mobile telephone in a manner that 2076
requires a driver to maneuver so that the driver is no longer in 2077
a seated driving position, or restrained by a seat belt that is 2078
installed in accordance with 49 C.F.R. 393.93 and adjusted in 2079
accordance with the vehicle manufacturer's instructions. 2080

(RR) "Vehicle" has the same meaning as in section 4511.01 2081
of the Revised Code. 2082

Sec. 4506.072. (A) Pursuant to the memorandum of 2083
understanding agreement authorized by section 4507.021 of the 2084
Revised Code between the director of public safety and the 2085
United States department of homeland security or other 2086
designated federal agency, and in accordance with the rules 2087
adopted by the registrar of motor vehicles under that section, 2088
the registrar or a deputy registrar shall issue an enhanced 2089
commercial driver's license to an eligible applicant. An 2090
applicant for an enhanced commercial driver's license shall do 2091
all of the following: 2092

(1) Provide satisfactory proof of the applicant's identity 2093
and citizenship; 2094

<u>(2) Submit a biometric identifier as required by rule;</u>	2095
<u>(3) Sign a declaration on a form prescribed by the</u>	2096
<u>registrar acknowledging the use of the one-to-many biometric</u>	2097
<u>match and radio frequency identification or other security</u>	2098
<u>features of the license;</u>	2099
<u>(4) Pay a fee of twenty-five dollars, in addition to any</u>	2100
<u>other applicable fees in section 4506.08 of the Revised Code for</u>	2101
<u>issuance of a commercial driver's license. The fee shall be paid</u>	2102
<u>into the state treasury to the credit of the public safety -</u>	2103
<u>highway purposes fund created in section 4501.06 of the Revised</u>	2104
<u>Code.</u>	2105
<u>(5) Comply with all other conditions, qualifications, and</u>	2106
<u>requirements for issuance of a commercial driver's license.</u>	2107
<u>(B) All provisions in the Revised Code relating to a</u>	2108
<u>commercial driver's license include and apply to an enhanced</u>	2109
<u>commercial driver's license. An enhanced commercial driver's</u>	2110
<u>license may be used in the same manner as a commercial driver's</u>	2111
<u>license and additionally is approved for purposes of entering</u>	2112
<u>the United States at authorized land and sea ports.</u>	2113
Sec. 4506.11. (A) Every commercial driver's license shall	2114
be marked "commercial driver's license" or "CDL" and shall be of	2115
such material and so designed as to prevent its reproduction or	2116
alteration without ready detection. The commercial driver's	2117
license for licensees under twenty-one years of age shall have	2118
characteristics prescribed by the registrar of motor vehicles	2119
distinguishing it from that issued to a licensee who is twenty-	2120
one years of age or older. Every commercial driver's license	2121
shall display all of the following information:	2122
(1) The name and residence address of the licensee;	2123

(2) A color photograph of the licensee showing the licensee's uncovered face;	2124 2125
(3) A physical description of the licensee, including sex, height, weight, and color of eyes and hair;	2126 2127
(4) The licensee's date of birth;	2128
(5) The licensee's social security number if the person has requested that the number be displayed in accordance with section 4501.31 of the Revised Code or if federal law requires the social security number to be displayed and any number or other identifier the director of public safety considers appropriate and establishes by rules adopted under Chapter 119. of the Revised Code and in compliance with federal law;	2129 2130 2131 2132 2133 2134 2135
(6) The licensee's signature;	2136
(7) The classes of commercial motor vehicles the licensee is authorized to drive and any endorsements or restrictions relating to the licensee's driving of those vehicles;	2137 2138 2139
(8) The name of this state;	2140
(9) The dates of issuance and of expiration of the license;	2141 2142
(10) If the licensee has certified willingness to make an anatomical gift under section 2108.05 of the Revised Code, any symbol chosen by the registrar of motor vehicles to indicate that the licensee has certified that willingness;	2143 2144 2145 2146
(11) If the licensee has executed a durable power of attorney for health care or a declaration governing the use or continuation, or the withholding or withdrawal, of life-sustaining treatment and has specified that the licensee wishes the license to indicate that the licensee has executed either	2147 2148 2149 2150 2151

type of instrument, any symbol chosen by the registrar to 2152
indicate that the licensee has executed either type of 2153
instrument; 2154

(12) On and after October 7, 2009, if the licensee has 2155
specified that the licensee wishes the license to indicate that 2156
the licensee is a veteran, active duty, or reservist of the 2157
armed forces of the United States and has presented a copy of 2158
the licensee's DD-214 form or an equivalent document, any symbol 2159
chosen by the registrar to indicate that the licensee is a 2160
veteran, active duty, or reservist of the armed forces of the 2161
United States; 2162

(13) If the licensee is a noncitizen of the United States, 2163
a notation designating that the licensee is a noncitizen; 2164

(14) Any other information the registrar considers 2165
advisable and requires by rule. 2166

(B) Every enhanced commercial driver's license shall have 2167
any additional characteristics established by the rules adopted 2168
under section 4507.021 of the Revised Code. 2169

(C) The registrar may establish and maintain a file of 2170
negatives of photographs taken for the purposes of this section. 2171

~~(C)~~ (D) Neither the registrar nor any deputy registrar 2172
shall issue a commercial driver's license to anyone under 2173
twenty-one years of age that does not have the characteristics 2174
prescribed by the registrar distinguishing it from the 2175
commercial driver's license issued to persons who are twenty-one 2176
years of age or older. 2177

~~(D)~~ (E) Whoever violates division ~~(C)~~ (D) of this section 2178
is guilty of a minor misdemeanor. 2179

Sec. 4507.01. (A) As used in this chapter, "motor 2180
vehicle," "motorized bicycle," "state," "owner," "operator," 2181
"chauffeur," and "highways" have the same meanings as in section 2182
4501.01 of the Revised Code. 2183

"Driver's license" means a class D license issued to any 2184
person to operate a motor vehicle or motor-driven cycle, other 2185
than a commercial motor vehicle, and includes "probationary 2186
license," "restricted license," and any operator's or 2187
chauffeur's license issued before January 1, 1990. Except as 2188
otherwise specifically provided, "driver's license" includes an 2189
"enhanced driver's license." 2190

"Enhanced driver's license" means a driver's license 2191
issued in accordance with sections 4507.021 and 4507.063 of the 2192
Revised Code that denotes citizenship and identity and is 2193
approved by the United States secretary of homeland security or 2194
other designated federal agency for purposes of entering the 2195
United States. 2196

"Probationary license" means the license issued to any 2197
person between sixteen and eighteen years of age to operate a 2198
motor vehicle. 2199

"Restricted license" means the license issued to any 2200
person to operate a motor vehicle subject to conditions or 2201
restrictions imposed by the registrar of motor vehicles. 2202

"Commercial driver's license" means the license issued to 2203
a person under Chapter 4506. of the Revised Code to operate a 2204
commercial motor vehicle. 2205

"Commercial motor vehicle" has the same meaning as in 2206
section 4506.01 of the Revised Code. 2207

"Motorcycle operator's temporary instruction permit," 2208

license, or endorsement" includes a temporary instruction 2209
permit, license, or endorsement for a motor-driven cycle or 2210
motor scooter unless otherwise specified. 2211

"Motorized bicycle license" means the license issued under 2212
section 4511.521 of the Revised Code to any person to operate a 2213
motorized bicycle including a "probationary motorized bicycle 2214
license." 2215

"Probationary motorized bicycle license" means the license 2216
issued under section 4511.521 of the Revised Code to any person 2217
between fourteen and sixteen years of age to operate a motorized 2218
bicycle. 2219

"Identification card" means a card issued under sections 2220
4507.50 ~~and 4507.51~~ to 4507.52 of the Revised Code. Except as 2221
otherwise specifically provided, "identification card" includes 2222
an "enhanced identification card." 2223

"Enhanced identification card" means an identification 2224
card issued in accordance with sections 4507.021 and 4507.511 of 2225
the Revised Code that denotes citizenship and identity and is 2226
approved by the United States secretary of homeland security or 2227
other designated federal agency for purposes of entering the 2228
United States. 2229

"Resident" means a person who, in accordance with 2230
standards prescribed in rules adopted by the registrar, resides 2231
in this state on a permanent basis. 2232

"Temporary resident" means a person who, in accordance 2233
with standards prescribed in rules adopted by the registrar, 2234
resides in this state on a temporary basis. 2235

(B) In the administration of this chapter and Chapter 2236
4506. of the Revised Code, the registrar has the same authority 2237

as is conferred on the registrar by section 4501.02 of the Revised Code. Any act of an authorized deputy registrar of motor vehicles under direction of the registrar is deemed the act of the registrar.

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

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

The registrar shall assign one or more deputy registrars to any driver's license examining station operated under the supervision of the director of public safety, whenever the registrar considers such assignment possible. Space shall be provided in the driver's license examining station for any such deputy registrar so assigned. The deputy registrars shall not exercise the powers conferred by such sections upon the registrar, unless they are specifically authorized to exercise such powers by such sections.

(C) No agent for any insurance company, writing automobile insurance, shall be appointed deputy registrar, and any such appointment is void. No deputy registrar shall in any manner solicit any form of automobile insurance, nor in any manner advise, suggest, or influence any licensee or applicant for license for or against any kind or type of automobile insurance, insurance company, or agent, nor have the deputy registrar's office directly connected with the office of any automobile

insurance agent, nor impart any information furnished by any 2268
applicant for a license or identification card to any person, 2269
except the registrar. This division shall not apply to any 2270
nonprofit corporation appointed deputy registrar. 2271

(D) The registrar shall immediately remove a deputy 2272
registrar who violates the requirements of this chapter. 2273

Sec. 4507.021. (A) (1) The director of public safety shall 2274
enter into a memorandum of understanding agreement with the 2275
United States department of homeland security or other 2276
designated federal agency. The purpose of the agreement is to 2277
obtain approval to issue enhanced driver's licenses, enhanced 2278
commercial driver's licenses, and enhanced identification cards 2279
to Ohio residents for use as proof of identity and citizenship 2280
and for purposes of entering the United States at authorized 2281
land and sea ports. 2282

(2) In conjunction with the United States department of 2283
homeland security or other designated federal agency, the 2284
director may enter into an agreement with the United Mexican 2285
States, any country within the region of the Caribbean, Canada, 2286
or any Canadian province for the purpose of implementing a 2287
border-crossing initiative. 2288

(B) (1) Pursuant to an agreement under division (A) (1) of 2289
this section, the registrar of motor vehicles, subject to 2290
approval by the director, shall adopt rules in accordance with 2291
Chapter 119. of the Revised Code governing issuance of an 2292
enhanced driver's license, enhanced commercial driver's license, 2293
and enhanced identification card. 2294

(2) The rules shall establish all of the following: 2295

(a) Acceptable methods of proving citizenship for an 2296

applicant for an enhanced driver's license, enhanced commercial 2297
driver's license, or enhanced identification card; 2298

(b) Reasonable security measures to prevent counterfeiting 2299
of enhanced licenses and identification cards and to protect 2300
against unauthorized disclosure of personal information that is 2301
contained in an enhanced license or identification card. The 2302
rules may require a one-to-many biometric matching system for 2303
identification purposes, use of radio frequency identification 2304
technology, or use of other secure technology that is acceptable 2305
to the United States department of homeland security and is 2306
encrypted or otherwise secure from unauthorized data access. 2307

(c) Any other additional characteristics of an enhanced 2308
license or identification card as determined by the registrar. 2309

(C) The registrar may adopt any other rules necessary to 2310
administer the issuance of an enhanced driver's license, 2311
enhanced commercial driver's license, and enhanced 2312
identification card. 2313

Sec. 4507.061. (A) Beginning on and after July 1, 2022, 2314
the registrar of motor vehicles may authorize the online renewal 2315
of a driver's license or identification card issued by the 2316
bureau of motor vehicles for eligible applicants. An applicant 2317
is eligible for online renewal if all of the following apply: 2318

(1) The applicant's current driver's license or 2319
identification card was processed in person at a deputy 2320
registrar office. 2321

(2) The applicant has a photo on file with the bureau of 2322
motor vehicles from the applicant's current driver's license or 2323
identification card. 2324

(3) The applicant's current driver's license or 2325

identification card expires on the birthday of the applicant in 2326
the fourth year after the date it was issued. 2327

(4) The applicant is applying for a driver's license or 2328
identification card that expires on the birthday of the 2329
applicant in the fourth year after the date it is issued. 2330

(5) The applicant's current driver's license or 2331
identification card is unexpired or expired not more than six 2332
months prior to the date of the application. 2333

(6) The applicant is a citizen of the United States and a 2334
permanent resident of this state. 2335

(7) The applicant is twenty-one years of age or older, but 2336
less than sixty-five years of age. 2337

(8) The applicant's current driver's license or driving 2338
privileges are not suspended, canceled, revoked, or restricted, 2339
and the applicant is not otherwise prohibited by law from 2340
obtaining a driver's license or identification card. 2341

(9) The applicant has no changes to the applicant's name 2342
or personal information, other than a change of address. 2343

(10) The applicant has no medical restrictions that would 2344
require the applicant to apply for a driver's license or 2345
identification card in person at a deputy registrar office. The 2346
registrar shall determine the medical restrictions that require 2347
in person applications. 2348

(B) An applicant may not submit an application online for 2349
any of the following: 2350

(1) A temporary instruction permit; 2351

(2) A commercial driver's license or a commercial driver's 2352

license temporary instruction permit;	2353
(3) An initial issuance of an Ohio driver's license or identification card;	2354 2355
(4) An initial issuance of a federally compliant driver's license or identification card;	2356 2357
(5) <u>An initial issuance of an enhanced driver's license or enhanced identification card;</u>	2358 2359
<u>(6) An ignition interlock license;</u>	2360
(6) <u>(7) A nonrenewable license.</u>	2361
(C) The registrar may require an applicant to provide a digital copy of any identification documents and supporting documents as required by statute or administrative rule to comply with current state and federal requirements.	2362 2363 2364 2365
(D) Except as otherwise provided, an applicant shall comply with all other applicable laws related to the issuance of a driver's license or identification card in order to renew a driver's license or identification card under this section.	2366 2367 2368 2369
(E) The registrar may adopt rules in accordance with Chapter 119. of the Revised Code to implement and administer this section.	2370 2371 2372
<u>Sec. 4507.063.</u> (A) <u>Pursuant to the memorandum of</u> <u>understanding agreement authorized by section 4507.021 of the</u> <u>Revised Code between the director of public safety and the</u> <u>United States department of homeland security or other</u> <u>designated federal agency, and in accordance with the rules</u> <u>adopted by the registrar of motor vehicles under that section,</u> <u>the registrar or a deputy registrar shall issue an enhanced</u> <u>driver's license to an eligible applicant. An applicant for an</u>	2373 2374 2375 2376 2377 2378 2379 2380

enhanced driver's license shall do all of the following: 2381

(1) Provide satisfactory proof of the applicant's identity 2382
and citizenship; 2383

(2) Submit a biometric identifier as required by rule; 2384

(3) Sign a declaration on a form prescribed by the 2385
registrar acknowledging the use of the one-to-many biometric 2386
match and radio frequency identification or other security 2387
features of the license; 2388

(4) Pay a fee of twenty-five dollars, in addition to any 2389
other applicable fees in sections 4507.23 and 4507.24 of the 2390
Revised Code for issuance of a driver's license. The fee shall 2391
be paid into the state treasury to the credit of the public 2392
safety - highway purposes fund created in section 4501.06 of the 2393
Revised Code. 2394

(5) Comply with all other conditions, qualifications, and 2395
requirements for issuance of a driver's license. 2396

(B) All provisions in the Revised Code relating to a 2397
driver's license include and apply to an enhanced driver's 2398
license. An enhanced driver's license may be used in the same 2399
manner as a driver's license and additionally is approved for 2400
purposes of entering the United States at authorized land and 2401
sea ports. 2402

Sec. 4507.13. (A) (1) The registrar of motor vehicles shall 2403
issue a driver's license to every person licensed as an operator 2404
of motor vehicles other than commercial motor vehicles. No 2405
person licensed as a commercial motor vehicle driver under 2406
Chapter 4506. of the Revised Code need procure a driver's 2407
license, but no person shall drive any commercial motor vehicle 2408
unless licensed as a commercial motor vehicle driver. 2409

(2) Every driver's license shall display all of the	2410
following information:	2411
(a) The distinguishing number assigned to the licensee;	2412
(b) The licensee's name and date of birth;	2413
(c) The licensee's residence address and county of	2414
residence;	2415
(d) A color photograph of the licensee;	2416
(e) A brief description of the licensee for the purpose of	2417
identification;	2418
(f) A facsimile of the signature of the licensee as it	2419
appears on the application for the license;	2420
(g) A notation, in a manner prescribed by the registrar,	2421
indicating any condition described in division (D) (3) of section	2422
4507.08 of the Revised Code to which the licensee is subject;	2423
(h) If the licensee has executed a durable power of	2424
attorney for health care or a declaration governing the use or	2425
continuation, or the withholding or withdrawal, of life-	2426
sustaining treatment and has specified that the licensee wishes	2427
the license to indicate that the licensee has executed either	2428
type of instrument, any symbol chosen by the registrar to	2429
indicate that the licensee has executed either type of	2430
instrument;	2431
(i) If the licensee has specified that the licensee wishes	2432
the license to indicate that the licensee is a veteran, active	2433
duty, or reservist of the armed forces of the United States and	2434
has presented a copy of the licensee's DD-214 form or an	2435
equivalent document, any symbol chosen by the registrar to	2436
indicate that the licensee is a veteran, active duty, or	2437

reservist of the armed forces of the United States;	2438
(j) If the licensee is a noncitizen of the United States,	2439
a notation designating that the licensee is a noncitizen;	2440
(k) Any additional information that the registrar requires	2441
by rule.	2442
(3) No license shall display the licensee's social	2443
security number unless the licensee specifically requests that	2444
the licensee's social security number be displayed on the	2445
license. If federal law requires the licensee's social security	2446
number to be displayed on the license, the social security	2447
number shall be displayed on the license notwithstanding this	2448
section.	2449
(4) The driver's license for licensees under twenty-one	2450
years of age shall have characteristics prescribed by the	2451
registrar distinguishing it from that issued to a licensee who	2452
is twenty-one years of age or older, except that a driver's	2453
license issued to a person who applies no more than thirty days	2454
before the applicant's twenty-first birthday shall have the	2455
characteristics of a license issued to a person who is twenty-	2456
one years of age or older.	2457
(5) The driver's license issued to a temporary resident	2458
shall contain the word "nonrenewable" and shall have any	2459
additional characteristics prescribed by the registrar	2460
distinguishing it from a license issued to a resident.	2461
(6) <u>Every enhanced driver's license shall have any</u>	2462
<u>additional characteristics established by the rules adopted</u>	2463
<u>under section 4507.021 of the Revised Code.</u>	2464
(7) <u>Every driver's or commercial driver's license</u>	2465
<u>displaying a motorcycle operator's endorsement and every</u>	2466

restricted license to operate a motor vehicle also shall display 2467
the designation "novice," if the endorsement or license is 2468
issued to a person who is eighteen years of age or older and 2469
previously has not been licensed to operate a motorcycle by this 2470
state or another jurisdiction recognized by this state. The 2471
"novice" designation shall be effective for one year after the 2472
date of issuance of the motorcycle operator's endorsement or 2473
license. 2474

~~(7)~~ (8) Each license issued under this section shall be of 2475
such material and so designed as to prevent its reproduction or 2476
alteration without ready detection. 2477

(B) Except in regard to a driver's license issued to a 2478
person who applies no more than thirty days before the 2479
applicant's twenty-first birthday, neither the registrar nor any 2480
deputy registrar shall issue a driver's license to anyone under 2481
twenty-one years of age that does not have the characteristics 2482
prescribed by the registrar distinguishing it from the driver's 2483
license issued to persons who are twenty-one years of age or 2484
older. 2485

(C) Whoever violates division (B) of this section is 2486
guilty of a minor misdemeanor. 2487

Sec. 4507.511. (A) Pursuant to the memorandum of 2488
understanding agreement authorized by section 4507.021 of the 2489
Revised Code between the director of public safety and the 2490
United States department of homeland security or other 2491
designated federal agency, and in accordance with the rules 2492
adopted by the registrar of motor vehicles under that section, 2493
the registrar or a deputy registrar shall issue an enhanced 2494
identification card to an eligible applicant. An applicant for 2495
an enhanced identification card shall do all of the following: 2496

<u>(1) Provide satisfactory proof of the applicant's identity</u>	2497
<u>and citizenship;</u>	2498
<u>(2) Submit a biometric identifier as required by rule;</u>	2499
<u>(3) Sign a declaration on a form prescribed by the</u>	2500
<u>registrar acknowledging the use of the one-to-many biometric</u>	2501
<u>match and radio frequency identification or other security</u>	2502
<u>features of the card;</u>	2503
<u>(4) Pay a fee of twenty-five dollars, in addition to any</u>	2504
<u>other applicable fees in section 4507.50 of the Revised Code for</u>	2505
<u>issuance of an identification card. The fee shall be paid into</u>	2506
<u>the state treasury to the credit of the public safety - highway</u>	2507
<u>purposes fund created in section 4501.06 of the Revised Code.</u>	2508
<u>(5) Comply with all other requirements for issuance of an</u>	2509
<u>identification card.</u>	2510
<u>(B) All provisions in the Revised Code relating to an</u>	2511
<u>identification card issued under sections 4507.50 to 4507.52 of</u>	2512
<u>the Revised Code include and apply to an enhanced identification</u>	2513
<u>card. An enhanced identification card may be used in the same</u>	2514
<u>manner as an identification card and additionally is approved</u>	2515
<u>for purposes of entering the United States at authorized land</u>	2516
<u>and sea ports.</u>	2517
Sec. 4507.52. (A) (1) Each identification card issued by	2518
the registrar of motor vehicles or a deputy registrar shall	2519
display a distinguishing number assigned to the cardholder, and	2520
shall display the following inscription:	2521
 "STATE OF OHIO IDENTIFICATION CARD	2522
 This card is not valid for the purpose of operating a	2523
motor vehicle. It is provided solely for the purpose of	2524

establishing the identity of the bearer described on the card, 2525
who currently is not licensed to operate a motor vehicle in the 2526
state of Ohio." 2527

(2) The identification card shall display substantially 2528
the same information as contained in the application and as 2529
described in division (A)(1) of section 4507.51 of the Revised 2530
Code, including, if the cardholder is a noncitizen of the United 2531
States, a notation designating that the cardholder is a 2532
noncitizen. The identification card shall not display the 2533
cardholder's social security number unless the cardholder 2534
specifically requests that the cardholder's social security 2535
number be displayed on the card. If federal law requires the 2536
cardholder's social security number to be displayed on the 2537
identification card, the social security number shall be 2538
displayed on the card notwithstanding this section. 2539

(3) The identification card also shall display the color 2540
photograph of the cardholder. 2541

(4) If the cardholder has executed a durable power of 2542
attorney for health care or a declaration governing the use or 2543
continuation, or the withholding or withdrawal, of life- 2544
sustaining treatment and has specified that the cardholder 2545
wishes the identification card to indicate that the cardholder 2546
has executed either type of instrument, the card also shall 2547
display any symbol chosen by the registrar to indicate that the 2548
cardholder has executed either type of instrument. 2549

(5) If the cardholder has specified that the cardholder 2550
wishes the identification card to indicate that the cardholder 2551
is a veteran, active duty, or reservist of the armed forces of 2552
the United States and has presented a copy of the cardholder's 2553
DD-214 form or an equivalent document, the card also shall 2554

display any symbol chosen by the registrar to indicate that the 2555
cardholder is a veteran, active duty, or reservist of the armed 2556
forces of the United States. 2557

(6) The card shall be designed as to prevent its 2558
reproduction or alteration without ready detection. 2559

(7) The identification card for persons under twenty-one 2560
years of age shall have characteristics prescribed by the 2561
registrar distinguishing it from that issued to a person who is 2562
twenty-one years of age or older, except that an identification 2563
card issued to a person who applies no more than thirty days 2564
before the applicant's twenty-first birthday shall have the 2565
characteristics of an identification card issued to a person who 2566
is twenty-one years of age or older. 2567

(8) (a) Except as provided in division (A) (8) (b) of this 2568
section, every identification card issued to a resident of this 2569
state shall expire, unless canceled or surrendered earlier, on 2570
the birthday of the cardholder in the fourth or the eighth year 2571
after the date on which it is issued, based on the period of 2572
renewal requested by the applicant. 2573

(b) Upon request, the registrar or a deputy registrar 2574
shall issue an identification card to a resident of this state 2575
who is permanently or irreversibly disabled that shall expire, 2576
unless canceled or surrendered earlier, on the birthday of the 2577
cardholder in the eighth year after the date on which it is 2578
issued. The registrar shall issue a reminder notice to a 2579
cardholder, at the last known address of the cardholder, six 2580
months before the identification card is scheduled to expire. 2581
The registrar shall adopt rules governing the documentation a 2582
cardholder shall submit to certify that the cardholder is 2583
permanently or irreversibly disabled. 2584

As used in this section, "permanently or irreversibly disabled" means a condition of disability from which there is no present indication of recovery. 2585
2586
2587

(c) Every identification card issued to a temporary resident shall expire in accordance with rules adopted by the registrar and is nonrenewable, but may be replaced with a new identification card upon the applicant's compliance with all applicable requirements. 2588
2589
2590
2591
2592

(9) A cardholder may renew the cardholder's identification card within ninety days prior to the day on which it expires by filing an application and paying the prescribed fee, if required, in accordance with section 4507.50 of the Revised Code. 2593
2594
2595
2596
2597

(10) If a cardholder applies for a driver's or commercial driver's license in this state or another licensing jurisdiction, the cardholder shall surrender the cardholder's identification card to the registrar or any deputy registrar before the license is issued. 2598
2599
2600
2601
2602

(11) Every enhanced identification card shall have any additional characteristics established by the rules adopted under section 4507.021 of the Revised Code. 2603
2604
2605

(B) (1) If a card is lost, destroyed, or mutilated, the person to whom the card was issued may obtain a duplicate by doing both of the following: 2606
2607
2608

(a) Furnishing suitable proof of the loss, destruction, or mutilation to the registrar or a deputy registrar; 2609
2610

(b) Filing an application and presenting documentary evidence under section 4507.51 of the Revised Code. 2611
2612

(2) A cardholder may apply to obtain a reprint of the 2613
cardholder's identification card through electronic means in 2614
accordance with section 4507.40 of the Revised Code. 2615

(3) Any person who loses a card and, after obtaining a 2616
duplicate or reprint, finds the original, immediately shall 2617
surrender the original to the registrar or a deputy registrar. 2618

(4) A cardholder may obtain a replacement identification 2619
card that reflects any change of the cardholder's name by 2620
furnishing suitable proof of the change to the registrar or a 2621
deputy registrar and surrendering the cardholder's existing 2622
card. 2623

(5) Except as provided in division (A) (6) or (7) of this 2624
section, when a cardholder applies for a duplicate, reprint, or 2625
replacement identification card, the cardholder shall pay the 2626
following fees: 2627

(a) Two dollars and fifty cents; 2628

(b) A deputy registrar or service fee equal to the amount 2629
established under section 4503.038 of the Revised Code. 2630

(6) The following cardholders may apply for a duplicate, 2631
reprint, or replacement identification card without payment of 2632
any fee prescribed in division (B) (5) of this section: 2633

(a) A disabled veteran who has a service-connected 2634
disability rated at one hundred per cent by the veterans' 2635
administration; 2636

(b) A resident who is permanently or irreversibly disabled 2637
and who is unemployed. 2638

(7) A cardholder who is seventeen years of age or older 2639
may apply for a replacement identification card without payment 2640

of any fee prescribed in division (B) (5) of this section. 2641

(8) A duplicate, reprint, or replacement identification 2642
card expires on the same date as the card it replaces. 2643

(C) The registrar shall cancel any card upon determining 2644
that the card was obtained unlawfully, issued in error, or was 2645
altered. The registrar also shall cancel any card that is 2646
surrendered to the registrar or to a deputy registrar after the 2647
holder has obtained a duplicate, reprint, replacement, or 2648
driver's or commercial driver's license. 2649

(D) (1) No agent of the state or its political subdivisions 2650
shall condition the granting of any benefit, service, right, or 2651
privilege upon the possession by any person of an identification 2652
card. Nothing in this section shall preclude any publicly 2653
operated or franchised transit system from using an 2654
identification card for the purpose of granting benefits or 2655
services of the system. 2656

(2) No person shall be required to apply for, carry, or 2657
possess an identification card. 2658

(E) Except in regard to an identification card issued to a 2659
person who applies no more than thirty days before the 2660
applicant's twenty-first birthday, neither the registrar nor any 2661
deputy registrar shall issue an identification card to a person 2662
under twenty-one years of age that does not have the 2663
characteristics prescribed by the registrar distinguishing it 2664
from the identification card issued to persons who are twenty- 2665
one years of age or older. 2666

(F) Whoever violates division (E) of this section is 2667
guilty of a minor misdemeanor. 2668

Sec. 4511.093. (A) A local authority may utilize a traffic 2669

law photo-monitoring device for the purpose of detecting traffic 2670
law violations. If the local authority is a county or township, 2671
the board of county commissioners or the board of township 2672
trustees may adopt such resolutions as may be necessary to 2673
enable the county or township to utilize traffic law photo- 2674
monitoring devices. 2675

(B) The use of a traffic law photo-monitoring device is 2676
subject to the following conditions: 2677

(1) A local authority shall use a traffic law photo- 2678
monitoring device to detect and enforce traffic law violations 2679
only if a law enforcement officer is present at the location of 2680
the device at all times during the operation of the device and 2681
if the local authority complies with sections 4511.094 and 2682
4511.095 of the Revised Code. 2683

(2) A law enforcement officer who is present at the 2684
location of any traffic law photo-monitoring device and who 2685
personally witnesses a traffic law violation may issue a ticket 2686
for the violation. Such a ticket shall be issued in accordance 2687
with section 2935.26 of the Revised Code and is not subject to 2688
sections 4511.096 to 4511.0910 and section 4511.912 of the 2689
Revised Code. 2690

(3) If a traffic law photo-monitoring device records a 2691
traffic law violation and the law enforcement officer who was 2692
present at the location of the traffic law photo-monitoring 2693
device does not issue a ticket as provided under division (B) (2) 2694
of this section, the local authority may only issue a ticket in 2695
accordance with sections 4511.096 to 4511.0912 of the Revised 2696
Code. 2697

(4) If the local authority utilizing traffic law photo- 2698

monitoring devices is a county or township, a law enforcement 2699
officer of the county or township shall use only a handheld 2700
traffic law photo-monitoring device held by the law enforcement 2701
officer. 2702

(C) No township constable appointed under section 509.01 2703
of the Revised Code, member of a police force of a township or 2704
joint police district created under section 505.48 or 505.482 of 2705
the Revised Code, or other representative of a township shall 2706
utilize a traffic law photo-monitoring device to detect and 2707
enforce traffic law violations on an interstate highway. 2708

Sec. 4513.34. (A) (1) The director of transportation with 2709
respect to all highways that are a part of the state highway 2710
system and local authorities with respect to highways under 2711
their jurisdiction, upon application in writing, shall issue a 2712
special regional heavy hauling permit authorizing the applicant 2713
to operate or move a vehicle or combination of vehicles as 2714
follows: 2715

(a) At a size or weight of vehicle or load exceeding the 2716
maximum specified in sections 5577.01 to 5577.09 of the Revised 2717
Code, or otherwise not in conformity with sections 4513.01 to 2718
4513.37 of the Revised Code; 2719

(b) Upon any highway under the jurisdiction of the 2720
authority granting the permit except those highways with a 2721
condition insufficient to bear the weight of the vehicle or 2722
combination of vehicles as stated in the application. 2723

Issuance of a special regional heavy hauling permit is 2724
subject to the payment of a fee established by the director or 2725
local authority in accordance with this section. 2726

(2) In circumstances where a person is not eligible to 2727

receive a permit under division (A) (1) of this section, the 2728
director of transportation with respect to all highways that are 2729
a part of the state highway system and local authorities with 2730
respect to highways under their jurisdiction, upon application 2731
in writing and for good cause shown, may issue a special permit 2732
in writing authorizing the applicant to operate or move a 2733
vehicle or combination of vehicles of a size or weight of 2734
vehicle or load exceeding the maximum specified in sections 2735
5577.01 to 5577.09 of the Revised Code, or otherwise not in 2736
conformity with sections 4513.01 to 4513.37 of the Revised Code, 2737
upon any highway under the jurisdiction of the authority 2738
granting the permit. 2739

(3) For purposes of this section, the director may 2740
designate certain state highways or portions of state highways 2741
as special economic development highways. If an application 2742
submitted to the director under this section involves travel of 2743
a nonconforming vehicle or combination of vehicles upon a 2744
special economic development highway, the director, in 2745
determining whether good cause has been shown that issuance of a 2746
permit is justified, shall consider the effect the travel of the 2747
vehicle or combination of vehicles will have on the economic 2748
development in the area in which the designated highway or 2749
portion of highway is located. 2750

~~(B)~~ (B) (1) Notwithstanding sections 715.22 and 723.01 of 2751
the Revised Code, the holder of a permit issued by the director 2752
under this section may move the vehicle or combination of 2753
vehicles described in the permit on any highway that is a part 2754
of the state highway system when the movement is partly within 2755
and partly without the corporate limits of a municipal 2756
corporation. No local authority shall require any other permit 2757
or license or charge any license fee or other charge against the 2758

holder of a permit for the movement of a vehicle or combination 2759
of vehicles on any highway that is a part of the state highway 2760
system. The director shall not require the holder of a permit 2761
issued by a local authority to obtain a special permit for the 2762
movement of vehicles or combination of vehicles on highways 2763
within the jurisdiction of the local authority. ~~Permits~~ 2764

(2) Except as provided in division (B) (3) of this section, 2765
permits may be issued for any period of time not to exceed one 2766
year, as the director in the director's discretion or a local 2767
authority in its discretion determines advisable, or for the 2768
duration of any public construction project. 2769

(3) The director and every county shall issue an annual 2770
permit under division (A) (2) of this section for: 2771

(a) A vehicle or combination of vehicles that haul farm 2772
machinery, provided that the farm machinery otherwise qualifies 2773
for the farm equipment permit or a similar permit offered by the 2774
county for farm machinery or equipment; 2775

(b) A vehicle or combination of vehicles that haul 2776
agricultural produce or agricultural production materials that 2777
otherwise could be hauled by farm machinery or equipment under 2778
the farm equipment permit or a similar permit offered by the 2779
county for farm machinery or equipment. 2780

(4) In addition to the annual permit issued under (B) (3) 2781
of this section, the director and every county may continue to 2782
issue a permit under division (A) (2) of this section for the 2783
vehicles specified in division (B) (3) of this section, for any 2784
period of time up to one year. 2785

(C) (1) The application for a permit issued under this 2786
section shall be in the form that the director or local 2787

authority prescribes. The director or local authority may 2788
prescribe a permit fee to be imposed and collected when any 2789
permit described in this section is issued. The permit fee may 2790
be in an amount sufficient to reimburse the director or local 2791
authority for the administrative costs incurred in issuing the 2792
permit, and also to cover the cost of the normal and expected 2793
damage caused to the roadway or a street or highway structure as 2794
the result of the operation of the nonconforming vehicle or 2795
combination of vehicles. The director, in accordance with 2796
Chapter 119. of the Revised Code, shall establish a schedule of 2797
fees for permits issued by the director under this section; 2798
however, the fee to operate a triple trailer unit, at locations 2799
authorized under federal law, shall be one hundred dollars. 2800

(2) For the purposes of this section and of rules adopted 2801
by the director under this section, milk transported in bulk by 2802
vehicle is deemed a nondivisible load. 2803

(3) For purposes of this section and of rules adopted by 2804
the director under this section, three or fewer aluminum coils, 2805
transported by a vehicle, are deemed a nondivisible load. The 2806
director shall adopt rules establishing requirements for an 2807
aluminum coil permit that are substantially similar to the 2808
requirements for a steel coil permit under Chapter 5501:2-1 of 2809
the Administrative Code. 2810

(D) The director or a local authority shall issue a 2811
special regional heavy hauling permit under division (A) (1) of 2812
this section upon application and payment of the applicable fee. 2813
~~However~~Except when required to issue a special permit under 2814
division (B) (3) of this section, the director or local authority 2815
may issue or withhold a special permit specified in division (A) 2816
(2) of this section. If a permit is to be issued, the director 2817

or local authority may limit or prescribe conditions of 2818
operation for the vehicle and may require the posting of a bond 2819
or other security conditioned upon the sufficiency of the permit 2820
fee to compensate for damage caused to the roadway or a street 2821
or highway structure. In addition, a local authority, as a 2822
condition of issuance of an overweight permit, may require the 2823
applicant to develop and enter into a mutual agreement with the 2824
local authority to compensate for or to repair excess damage 2825
caused to the roadway by travel under the permit. 2826

For a permit that will allow travel of a nonconforming 2827
vehicle or combination of vehicles on a special economic 2828
development highway, the director, as a condition of issuance, 2829
may require the applicant to agree to make periodic payments to 2830
the department to compensate for damage caused to the roadway by 2831
travel under the permit. 2832

(E) Every permit issued under this section shall be 2833
carried in the vehicle or combination of vehicles to which it 2834
refers and shall be open to inspection by any police officer or 2835
authorized agent of any authority granting the permit. No person 2836
shall violate any of the terms of a permit. 2837

(F) The director may debar an applicant from applying for 2838
a permit under this section upon a finding based on a reasonable 2839
belief that the applicant has done any of the following: 2840

(1) Abused the process by repeatedly submitting false 2841
information or false travel plans or by using another company or 2842
individual's name, insurance, or escrow account without proper 2843
authorization; 2844

(2) Failed to comply with or substantially perform under a 2845
previously issued permit according to its terms, conditions, and 2846

specifications within specified time limits;	2847
(3) Failed to cooperate in the application process for the permit or in any other procedures that are related to the issuance of the permit by refusing to provide information or documents required in a permit or by failing to respond to and correct matters related to the permit;	2848 2849 2850 2851 2852
(4) Accumulated repeated justified complaints regarding performance under a permit that was previously issued to the applicant or previously failed to obtain a permit when such a permit was required;	2853 2854 2855 2856
(5) Attempted to influence a public employee to breach ethical conduct standards;	2857 2858
(6) Been convicted of a disqualifying offense as determined under section 9.79 of the Revised Code;	2859 2860
(7) Accumulated repeated convictions under a state or federal safety law governing commercial motor vehicles or a rule or regulation adopted under such a law;	2861 2862 2863
(8) Accumulated repeated convictions under a law, rule, or regulation governing the movement of traffic over the public streets and highways;	2864 2865 2866
(9) Failed to pay any fees associated with any permitted operation or move;	2867 2868
(10) Deliberately or willfully submitted false or misleading information in connection with the application for, or performance under, a permit issued under this section.	2869 2870 2871
If the applicant is a partnership, association, or corporation, the director also may debar from consideration for permits any partner of the partnership, or the officers,	2872 2873 2874

directors, or employees of the association or corporation being 2875
debarred. 2876

The director may adopt rules in accordance with Chapter 2877
119. of the Revised Code governing the debarment of an 2878
applicant. 2879

(G) When the director reasonably believes that grounds for 2880
debarment exist, the director shall send the person that is 2881
subject to debarment a notice of the proposed debarment. A 2882
notice of proposed debarment shall indicate the grounds for the 2883
debarment of the person and the procedure for requesting a 2884
hearing. The notice and hearing shall be in accordance with 2885
Chapter 119. of the Revised Code. If the person does not respond 2886
with a request for a hearing in the manner specified in that 2887
chapter, the director shall issue the debarment decision without 2888
a hearing and shall notify the person of the decision by 2889
certified mail, return receipt requested. The debarment period 2890
may be of any length determined by the director, and the 2891
director may modify or rescind the debarment at any time. During 2892
the period of debarment, the director shall not issue, or 2893
consider issuing, a permit under this section to any 2894
partnership, association, or corporation that is affiliated with 2895
a debarred person. After the debarment period expires, the 2896
person, and any partnership, association, or corporation 2897
affiliated with the person, may reapply for a permit. 2898

(H) (1) No person shall violate the terms of a permit 2899
issued under this section that relate to gross load limits. 2900

(2) No person shall violate the terms of a permit issued 2901
under this section that relate to axle load by more than two 2902
thousand pounds per axle or group of axles. 2903

(3) No person shall violate the terms of a permit issued 2904
under this section that relate to an approved route except upon 2905
order of a law enforcement officer or authorized agent of the 2906
issuing authority. 2907

(I) Whoever violates division (H) of this section shall be 2908
punished as provided in section 4513.99 of the Revised Code. 2909

(J) A permit issued by the department of transportation or 2910
a local authority under this section for the operation of a 2911
vehicle or combination of vehicles is valid for the purposes of 2912
the vehicle operation in accordance with the conditions and 2913
limitations specified on the permit. Such a permit is voidable 2914
by law enforcement only for operation of a vehicle or 2915
combination of vehicles in violation of the weight, dimension, 2916
or route provisions of the permit. However, a permit is not 2917
voidable for operation in violation of a route provision of a 2918
permit if the operation is upon the order of a law enforcement 2919
officer. 2920

Sec. 4517.262. (A) As used in this section: 2921

(1) "Motor vehicle dealer" includes any owner, partner, 2922
shareholder, officer, member, trustee, employee, or agent of the 2923
motor vehicle dealership. 2924

(2) "Third-party motor vehicle history report" means any 2925
formal or informal report prepared by a person other than a 2926
motor vehicle dealer that relates to one or more of the 2927
following: 2928

(a) A motor vehicle's current ownership or a motor 2929
vehicle's certificate of title transfer history; 2930

(b) A brand on a motor vehicle's certificate of title; 2931

<u>(c) A lien on a motor vehicle;</u>	2932
<u>(d) A motor vehicle's service, maintenance, or repair history;</u>	2933
	2934
<u>(e) A motor vehicle's condition;</u>	2935
<u>(f) A motor vehicle's accident or collision history;</u>	2936
<u>(g) A motor vehicle's mileage.</u>	2937
<u>(B) When a motor vehicle dealer provides or otherwise makes available to a motor vehicle purchaser, lessee, or any other person a third-party motor vehicle history report in conjunction with the actual or potential sale or lease of a motor vehicle, the motor vehicle dealer is not liable for the accuracy of information that was provided by another entity.</u>	2938
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<u>Sec. 4955.50. (A) As used in this section and section 4955.51 of the Revised Code:</u>	2944
	2945
<u>(1) "Wayside detector system" means an electronic device or a series of connected devices that scan passing trains, rolling stock, on-track equipment, and their component equipment and parts for defects.</u>	2946
	2947
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	2949
<u>(2) "Defects" include hot wheel bearings, hot wheels, defective bearings that are detected through acoustics, dragging equipment, excessive height or weight, shifted loads, low hoses, rail temperature, and wheel condition.</u>	2950
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	2952
	2953
<u>(B) The public utilities commission in conjunction with the department of transportation shall work with each railroad company that does business in this state to ensure that wayside detector systems are installed and are operating along railroad tracks on which the railroad operates and to ensure that such systems meet all of following standards:</u>	2954
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	2956
	2957
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	2959

(1) The systems are properly installed, maintained, 2960
repaired, and operational in accordance with section 4955.51 of 2961
the Revised Code and the latest guidelines issued by the United 2962
States department of transportation, the federal railroad 2963
administration, and the association of American railroads. 2964

(2) Any expired, nonworking, or outdated wayside detector 2965
system or component parts of a system are removed and replaced 2966
with new parts or an entirely new system that reflects the 2967
current best practices and standards of the industry. 2968

(3) The distance between wayside detector systems is 2969
appropriate when accounting for the requirements of section 2970
4955.51 of the Revised Code, the natural terrain surrounding the 2971
railroad track on which the railroad operates, and the safety of 2972
the trains, rolling stock, on-track equipment, their operators, 2973
their passengers, and the persons and property in the vicinity 2974
of such railroad track so that if defects are detected operators 2975
have sufficient time to do the following: 2976

(a) Respond to the alerts projected by the wayside 2977
detector system; 2978

(b) Stop the train, rolling stock, or on-track equipment, 2979
if necessary; 2980

(c) Make all necessary repairs or, if repair is impossible 2981
at the location, to remove the component parts or equipment that 2982
is defective. 2983

(4) The railroad company has defined, written standards 2984
and training for its employees pertaining to wayside detector 2985
system defect alerts, the course of action that employees are 2986
required to take to respond to an alert, and appropriate 2987
monitoring and responses by the company if employees fail to 2988

take the required course of action. 2989

(C) If a railroad company refuses to work or otherwise 2990
cooperate with the public utilities commission and the 2991
department of transportation in good faith in accordance with 2992
this section, the commission and department shall investigate 2993
that railroad company's safety practices and standards in 2994
accordance with 49 C.F.R. Part 212. The commission and 2995
department shall determine whether the company appears to be in 2996
compliance with federal railroad safety laws, as defined in 49 2997
C.F.R. Part 209. 2998

(D) (1) If a railroad company does not appear to be in 2999
compliance with the applicable federal standards based on an 3000
investigation conducted under division (C) of this section, not 3001
later than sixty days after the conclusion of the investigation, 3002
the commission and department shall make a report to the federal 3003
railroad administration. The report shall detail the results of 3004
the investigation and recommend that the administration take 3005
enforcement action in accordance with its authority against the 3006
railroad company for the safety violations discovered through 3007
that investigation. 3008

(2) The commission and department shall send a copy of the 3009
report to the governor, the president of the senate, the speaker 3010
of the house of representatives, and the minority leaders of 3011
both the senate and the house of representatives. 3012

Sec. 4955.51. (A) (1) Except as otherwise provided in 3013
division (A) (2) of this section, any person responsible for the 3014
installation of wayside detector systems alongside or on a 3015
railroad shall ensure that each system location is not more than 3016
ten miles from the adjacent system location. 3017

(2) If the natural terrain does not allow for the 3018
placement of the next adjacent system location within ten miles 3019
from the prior system location, the next adjacent system 3020
location shall be installed not more than fifteen miles from the 3021
prior system location. 3022

(B) When a wayside detector system detects a defect in a 3023
passing train, rolling stock, on-track equipment, or its 3024
component equipment and parts, if the message regarding the 3025
defect is not immediately sent to the operator of that train, 3026
rolling stock, or on-track equipment, the person that receives 3027
the message shall immediately notify the operator of the defect. 3028

(C) The department of transportation and the public 3029
utilities commission, as part of their work with each railroad 3030
company under division (B) of section 4955.50 of the Revised 3031
Code, shall ensure both of the following: 3032

(1) The manner in which wayside detector systems are 3033
installed and placed complies with division (A) of this section; 3034

(2) The manner in which wayside detector system messages 3035
are sent and received complies with division (B) of this 3036
section. 3037

Sec. 4981.02. (A) There is hereby created the Ohio rail 3038
development commission, as an independent agency of the state 3039
within the department of transportation, consisting of ~~seven~~ 3040
~~members appointed by the governor with the advice and consent of~~ 3041
~~the senate, two~~ the following members: 3042

(1) Two members of the Ohio senate, one of whom shall be 3043
appointed by and serve at the pleasure of the president of the 3044
senate and one of whom shall be appointed by and serve at the 3045
pleasure of the minority leader of the senate, ~~two~~ i 3046

(2) Two members of the Ohio house of representatives, one 3047
of whom shall be appointed by and serve at the pleasure of the 3048
speaker of the house of representatives and one of whom shall be 3049
appointed by and serve at the pleasure of the minority leader of 3050
the house of representatives, ~~and two~~; 3051

(3) Two members representing the general public, one of 3052
whom shall be appointed by the president of the senate and one 3053
of whom shall be appointed by the speaker of the house of 3054
representatives. ~~The director of transportation and the director~~ 3055
~~of development, or their designees, shall be ex officio members~~ 3056
~~of the commission. Of the~~; 3057

(4) The director of transportation, or the director's 3058
designee, who shall be an ex officio member; 3059

(5) The director of development, or the director's 3060
designee, who shall be an ex officio member; 3061

(6) The following members appointed by the governor, ~~one~~ 3062
with the advice and consent of the senate; 3063

(a) One member, who shall serve as chairman chairperson of 3064
the commission, one until October 21, 2025, or an earlier date 3065
if the member resigns or otherwise leaves office; 3066

(b) One member, who shall represent the interests of a 3067
freight rail company, one; 3068

(c) One member, who shall represent the interests of 3069
passenger rail service, one; 3070

(d) One member, who shall have expertise in infrastructure 3071
financing, one; 3072

(e) One member, who shall represent the interests of 3073
organized labor, one; 3074

(f) One member, who shall represent the interests of 3075
manufacturers, and one; 3076

(g) One member who shall represent the general public, 3077
subject to division (B) of this section. All- 3078

(B) Beginning on October 21, 2025, or at an earlier date 3079
if there is a vacancy in the position of chairperson, the 3080
director of transportation or the director's designee shall 3081
serve as the chairperson of the commission. Upon the director or 3082
director's designee assuming the position of chairperson, the 3083
governor shall appoint an additional member to the commission to 3084
represent the general public. 3085

(C) All members shall be reimbursed for actual expenses 3086
incurred in the performance of their duties. The members of the 3087
commission from the Ohio senate and the Ohio house of 3088
representatives shall serve as nonvoting members. No more than 3089
four members of the seven appointed to the commission by the 3090
governor shall be from the same political party. Each member of 3091
the commission shall be a resident of this state. 3092

~~(B)~~ (D) Within sixty days after the effective date of this 3093
~~amendment~~ October 20, 1994, the governor shall make initial 3094
appointments to the commission. Of the initial appointments made 3095
to the commission, three shall be for a term ending three years 3096
~~after the effective date of this amendment~~ October 20, 1994, and 3097
three shall be for a term ending six years after that date. 3098
Terms for all other appointments made to the commission shall be 3099
for six years. Vacancies shall be filled in the manner provided 3100
for original appointments. Any member appointed to fill a 3101
vacancy shall have the same qualifications as ~~his~~ the member's 3102
predecessor. Each term shall end on the same day of the same 3103
month of the year as did the term which it succeeds. Each 3104

appointed member shall hold office from the date of ~~his~~ the 3105
member's appointment until the end of the term for which ~~he~~ the 3106
member was appointed. Any member appointed to fill a vacancy 3107
before the expiration of the term for which ~~his~~ the member's 3108
predecessor was appointed shall hold office for the remainder of 3109
that term. Any appointed member shall continue in office 3110
subsequent to the expiration date of ~~his~~ the member's term until 3111
~~his~~ the member's successor takes office, or for a period of 3112
sixty days, whichever occurs first. All members shall be 3113
eligible for reappointment. 3114

~~(C)~~ (E) The commission may employ an executive director, 3115
who shall have appropriate experience as determined by the 3116
commission, and a secretary-treasurer and other employees that 3117
the commission considers appropriate. The commission may fix the 3118
compensation of the employees. 3119

~~(D)~~ (F) Six members of the commission shall constitute a 3120
quorum, and the affirmative vote of six members shall be 3121
necessary for any action taken by the commission. No vacancy in 3122
the membership of the commission shall impair the rights of a 3123
quorum to exercise all the rights and perform all the duties of 3124
the commission. 3125

~~(E)~~ (G) All members of the commission are subject to 3126
Chapter 102. of the Revised Code. 3127

~~(F)~~ (H) The department of transportation may use all 3128
appropriate sources of revenue to assist the commission in 3129
developing and implementing rail service. 3130

~~(G)~~ (I) Expenditures by the department of transportation, 3131
the Ohio rail development commission, or any other state agency 3132
for capital improvements for the development of passenger rail 3133

shall be subject to the approval of the controlling board with 3134
an affirmative vote of not fewer than five members, including 3135
the affirmative vote of a majority of the controlling board 3136
members appointed by the president of the senate and a majority 3137
of the controlling board members appointed by the speaker of the 3138
house of representatives. All public funds acquired by the 3139
commission shall be used for developing, implementing, and 3140
regulating rail service and not for operating rail service 3141
unless the general assembly specifically approves the 3142
expenditure of funds for operating rail service. 3143

Sec. 4981.04. (A) The Ohio rail development commission 3144
shall prepare a plan for the construction and operation of an 3145
intercity conventional or high speed passenger transportation 3146
system in this state. The system shall be constructed and 3147
operated by the commission or its designees. The plan for 3148
construction and operation shall be based on existing studies, 3149
and shall state that the ~~system's initial route system~~ will 3150
connect ~~Cleveland, Columbus, and Cincinnati~~ and any points in 3151
~~between those cities~~ Ohio and nearby states as determined by the 3152
authority ~~commission~~. The plan shall include the following 3153
information: 3154

- (1) The route alignment of the proposed system; 3155
- (2) The proposed technology; 3156
- (3) The size, nature, and scope of the proposed system; 3157
- (4) The sources of the public and private revenue needed 3158
to finance the system; 3159
- (5) The projected ability of all revenue sources to meet 3160
both capital and operating funding requirements of the proposed 3161
system; 3162

(6) The construction, operation, and management plan for the system, including a timetable for construction and the proposed location and number of transit stations considered necessary;

(7) The likelihood that Ohio-based corporations will be used to manufacture or supply components of the proposed system;

(8) The likelihood that additional or subsidiary development will be generated;

(9) The extent to which the proposed system will create an additional or reduced demand for sources of energy;

(10) Any changes in the law necessary to implement the proposed system;

(11) The proposed system's impact on the economy of the state and on the economic and other public policies of the state.

The commission may revise any plan of the Ohio high speed rail authority or may submit a separate plan for construction and operation and a funding request to the governor, the speaker of the house of representatives, and to the president of the senate. Any plan for an intercity conventional or high speed passenger transportation system submitted by the commission pursuant to this section shall not propose the operation of such a system by the state other than through the commission.

Sec. 4999.09. (A) The requirements set forth in division (B) of this section are solely related to safety, including ensuring that no train or light engine used in connection with the movement of freight in this state is left without a functional crew person as a result of a medical emergency.

(B) A train or light engine used in connection with the 3191
movement of freight shall have a crew that consists of at least 3192
two individuals. No superintendent, trainmaster, or other 3193
employee of a railroad shall order or otherwise require a train 3194
or light engine used in connection with the movement of freight 3195
to be operated unless it has a crew that consists of at least 3196
two individuals. 3197

As used in this division, "train or light engine used in 3198
connection with the movement of freight" does not include 3199
hostler service or utility employees. 3200

(C) (1) The public utilities commission may assess a civil 3201
penalty against a person who willfully violates division (B) of 3202
this section. If the commission assesses a civil penalty, the 3203
commission shall do so as follows: 3204

(a) If, within three years of the violation, the 3205
commission has not previously assessed a civil penalty against 3206
the person under this section, in an amount not less than two 3207
hundred fifty, but not more than one thousand dollars; 3208

(b) If, within three years of the violation, the 3209
commission has previously assessed one civil penalty against the 3210
person under this section, in an amount not less than one 3211
thousand, but not more than five thousand dollars; 3212

(c) If, within three years of the violation, the 3213
commission has previously assessed two or more civil penalties 3214
against the person under this section, in an amount not less 3215
than five thousand, but not more than ten thousand dollars. 3216

(2) The attorney general, upon the request of the public 3217
utilities commission, shall bring a civil action to collect the 3218
penalties described in division (C) (1) of this section. All 3219

penalties collected under the division shall be deposited into 3220
the state treasury to the credit of the public utilities fund 3221
created in section 4905.10 of the Revised Code. 3222

(D) The requirements of this section do not apply on and 3223
after the date a federal law or regulation takes effect 3224
requiring a train or light engine used in connection with the 3225
movement of freight in this state to have a crew of at least two 3226
individuals. 3227

Sec. 5501.521. (A) The department of transportation shall 3228
prepare expense reports related to grants and loans that are 3229
issued by the department through its transportation grant and 3230
loan programs. The department shall submit each report to the 3231
president of the senate and the speaker of the house of 3232
representatives at the earliest of the following periods: 3233

(1) The conclusion of the term of loan; 3234

(2) The conclusion of the project funded by the grant; 3235

(3) The end of the fiscal year for each fiscal year that 3236
the loan or the project is still pending. 3237

(B) The department shall require the recipient of the loan 3238
or grant to assist in preparing the expense reports and 3239
itemizing the uses of the loan or grant money issued to that 3240
recipient. 3241

(C) The department shall include its administrative 3242
expenses in managing the loan or grant program in the expense 3243
reports submitted in accordance with this section. 3244

(D) If any content required for inclusion in an expense 3245
report under this section is the same content that the 3246
department submits to the Ohio state and local government 3247

expenditure database established under sections 113.70 to 113.77 3248
of the Revised Code, the department may send copies of that 3249
content to the president of the senate and speaker of the house 3250
of representatives in lieu of including it in a report under 3251
this section. 3252

Sec. 5501.60. (A) When the boundaries of two municipal 3253
corporations are adjacent, the department of transportation 3254
shall ensure that limited access exit and entrance interchanges 3255
to an interstate highway located in those municipal corporations 3256
are constructed at intervals of at least one interchange every 3257
four and one-half miles when the following conditions exist: 3258

(1) The adjacent municipal corporations each have a 3259
population of more than thirty-five thousand according to the 3260
most recent federal decennial census. 3261

(2) The municipal corporations are located in different 3262
counties. 3263

(3) At least one of the municipal corporations is located 3264
in a county with a population of more than one million according 3265
to the most recent federal decennial census. 3266

(B) The department shall use money appropriated to it for 3267
highway purposes to comply with this section. 3268

Sec. 5503.031. ~~(A)~~ Beginning July 1, 2023, the following 3269
officers of the state highway patrol shall be paid in accordance 3270
with the indicated pay ranges from schedule E-1 of division (B) 3271
of section 124.152 of the Revised Code: 3272

~~(1)~~ (A) A sergeant or equivalent officer who is an exempt 3273
employee under section 124.152 of the Revised Code shall be paid 3274
in accordance with pay range 14. 3275

(B) A lieutenant or equivalent officer shall be paid in accordance with pay range 15.	3276 3277
(2) (C) A staff lieutenant or equivalent officer shall be paid in accordance with pay range 16.	3278 3279
(3) (D) A captain or equivalent officer shall be paid in accordance with pay range 17.	3280 3281
(4) (E) A major or equivalent officer shall be paid in accordance with pay range 18.	3282 3283
(5) (F) A lieutenant colonel or equivalent officer shall be paid in accordance with pay range 19 established in rules adopted in accordance with division (D) of section 124.152 of the Revised Code.	3284 3285 3286 3287
Sec. 5517.011. (A) Notwithstanding section 5517.01 of the Revised Code, the director of transportation may establish a program to expedite the sale and construction of special projects by combining the design and construction elements of a highway or bridge project <u>projects for transportation facilities as defined in section 5501.01 of the Revised Code</u> into a single contract. The director shall prepare and distribute a scope of work document upon which the bidders shall base their bids. Except in regard to those requirements relating to providing plans, the director shall award contracts under this section in accordance with Chapter 5525. of the Revised Code.	3288 3289 3290 3291 3292 3293 3294 3295 3296 3297 3298
(B) Notwithstanding any provision of Chapter 5525. of the Revised Code, the director may use a value-based selection process, combining technical qualifications and competitive bidding elements, including consideration for minority or disadvantaged businesses that may include joint ventures, when letting special projects that contain both design and	3299 3300 3301 3302 3303 3304

construction elements of a transportation project into a single 3305
contract. If award of a contract to the best-value bidder is not 3306
in the best interest of the state, the director may do either of 3307
the following after requesting and obtaining the approval of the 3308
controlling board: 3309

(1) Accept another bid; 3310

(2) Reject all bids and then advertise for other bids. 3311

(C) The total dollar value of contracts made under this 3312
section shall not exceed one billion dollars per fiscal year. 3313
The director may provide compensation for preparation of a 3314
responsive preliminary design concept to not more than two 3315
bidders who, after the successful bidder, submitted the next 3316
best bids. The director may establish policies or procedures 3317
necessary to determine the amount of compensation to be provided 3318
for each project and the method of evaluating the value of the 3319
preliminary design concept submitted, but in no instance may the 3320
compensation exceed the value of such concept. 3321

(D) (1) Notwithstanding division (C) of this section, the 3322
director may award contracts under this section for a bridge 3323
project that spans the Ohio river for an amount not to exceed 3324
one billion five hundred million dollars. The project may 3325
include both of the following: 3326

(a) The replacement, addition, improvement, or 3327
rehabilitation of a bridge or a system of bridges over the Ohio 3328
river; 3329

(b) The replacement, addition, improvement, or 3330
rehabilitation of roadways providing for ingress to and egress 3331
from the bridge or system of bridges over the Ohio river within 3332
this state and any adjoining state. 3333

(2) If the amount of the contracts entered into under 3334
division (D)(1) of this section exceeds one billion five hundred 3335
million dollars, the director shall appear before the 3336
controlling board to request additional contracting authority 3337
beyond the one billion five hundred million dollar threshold. 3338
The controlling board may approve the request at its discretion. 3339

(3) The director may provide compensation for preparation 3340
of a responsive preliminary design concept under division (D) of 3341
this section to not more than three bidders. The director may 3342
establish policies or procedures necessary to determine the 3343
amount of compensation to be provided for the project and the 3344
method of evaluating the value of the preliminary design concept 3345
submitted, but in no instance may the compensation exceed the 3346
cost to develop such concept. 3347

(4) The authority granted under division (D) of this 3348
section is granted for the purposes of any application for 3349
available federal funding. Any such federal funding awarded 3350
shall be expended only pursuant to appropriations made by the 3351
general assembly ~~after the effective date of this amendment~~ 3352
August 31, 2022. 3353

Sec. 5525.16. (A) Before entering into a contract, the 3354
director of transportation shall require a contract performance 3355
bond and a payment bond with sufficient sureties, as follows: 3356

(1) A contract performance bond in an amount equal to one 3357
hundred per cent of the contract amount, conditioned, among 3358
other things, that the contractor will perform the work upon the 3359
terms proposed, within the time prescribed, and in accordance 3360
with the plans and specifications, will indemnify the state 3361
against any damage that may result from any failure of the 3362
contractor to so perform, and, further, in case of a grade 3363

separation will indemnify any railroad company involved against 3364
any damage that may result by reason of the negligence of the 3365
contractor in making the improvement. 3366

(2) A payment bond in an amount equal to one hundred per 3367
cent of the contract amount, conditioned for the payment by the 3368
contractor and all subcontractors for labor or work performed or 3369
materials furnished in connection with the work, improvement, or 3370
project involved. 3371

(B) After entering into a contract and the initial 3372
issuance of a contract performance bond and payment bond in 3373
accordance with division (A) of this section, both of the 3374
following apply, as applicable: 3375

(1) If the contract amount increases or decreases by forty 3376
thousand dollars or more during the term of the contract, the 3377
final bond amount shall be adjusted to account for the change 3378
from the original contract value to the actual final contract 3379
value. The director shall do all of the following: 3380

(a) Determine the final bond premium amount for the 3381
contract performance bond and payment bond based on the actual 3382
final contract value; 3383

(b) Finalize any bond premium adjustments after receiving 3384
written consent from the affected sureties confirming that the 3385
sureties increased or decreased the penal sums, as applicable; 3386

(c) Determine what, if any, additional payments or refunds 3387
are necessary under the contract as a result of the adjusted 3388
final bond premium amount. 3389

(2) A contractor shall provide the director with new 3390
surety bonds, in the form and amount required by this section, 3391
within twenty-one days of any of the following occurring to a 3392

<u>surety providing a surety bond for the project:</u>	3393
<u>(a) It is adjudged bankrupt or has made a general</u>	3394
<u>assignment for the benefit of its creditors;</u>	3395
<u>(b) It has liquidated all assets or has made a general</u>	3396
<u>assignment for the benefit of its creditors;</u>	3397
<u>(c) It is placed in receivership;</u>	3398
<u>(d) It petitions a state or federal court for protection</u>	3399
<u>from its creditors;</u>	3400
<u>(e) It allows its license to do business in this state to</u>	3401
<u>lapse or to be revoked.</u>	3402
<u>(C) (1) In no case is the state liable for damages</u>	3403
sustained in the construction of any work, improvement, or	3404
project under this chapter and Chapters 5501., 5503., 5511.,	3405
5513., 5515., 5516., 5517., 5519., 5521., 5523., 5527., 5528.,	3406
5529., 5531., 5533., and 5535. of the Revised Code.	3407
<u>(2) This section does not require the director to take</u>	3408
bonds as described in division (A) <u>or (B)</u> of this section in	3409
connection with any force account work, but the director may	3410
require those bonds in connection with force account work.	3411
<u>(3) If any bonds taken under this section are executed by</u>	3412
a surety company, the director may not approve such bonds unless	3413
there is attached a certificate of the superintendent of	3414
insurance that the company is authorized to transact business in	3415
this state, and a copy of the power of attorney of the agent of	3416
the company. The superintendent, upon request, shall issue to	3417
any licensed agent of such company the certificate without	3418
charge.	3419
<u>(4) The bonds required to be taken under this section</u>	3420

shall be executed by the same surety, approved by the director 3421
as to sufficiency of the sureties, and be in the form prescribed 3422
by the attorney general. 3423

~~(C)~~ (D) Any person to whom any money is due for labor or 3424
work performed or materials furnished in connection with a work, 3425
improvement, or project, at any time after performing the labor 3426
or furnishing the materials but not later than ninety days after 3427
the acceptance of the work, improvement, or project by the 3428
director, may furnish to the sureties on the payment bond a 3429
statement of the amount due the person. If the indebtedness is 3430
not paid in full at the expiration of sixty days after the 3431
statement is furnished, the person may commence an action in the 3432
person's own name upon the bond as provided in sections 2307.06 3433
and 2307.07 of the Revised Code. 3434

An action shall not be commenced against the sureties on a 3435
payment bond until sixty days after the furnishing of the 3436
statement described in this section or, notwithstanding section 3437
2305.12 of the Revised Code, later than one year after the date 3438
of the acceptance of the work, improvement, or project. 3439

~~(D)~~ (E) When the total contract amount is greater than 3440
five hundred million dollars, the director may authorize either 3441
of the following for purposes of meeting the requirements of 3442
division (A) of this section: 3443

(1) The issuance of multiple contract performance bonds or 3444
multiple contract payment bonds to meet the requirement that the 3445
bonding amount equals one hundred per cent of the contract 3446
amount; 3447

(2) The issuance of contract performance bonds and 3448
contract payment bonds in succession to align with the phases of 3449

the contract to meet the requirement that the bonding amount 3450
equals one hundred per cent of the contract amount. 3451

(F) As used in this section, ~~"improvement,"~~: 3452

(1) "Improvement," "subcontractor," "material supplier," 3453
and "materials" have the same meanings as in section 1311.01 of 3454
the Revised Code, and "contractor" has the same meaning as 3455
"original contractor" as defined in that section. 3456

(2) "Actual final contract value" is the final sum of 3457
money, excluding any bond premium adjustments, that is paid by 3458
the department to the contractor as a result of the contractor 3459
completing the agreed upon work. 3460

Sec. 5531.09. (A) As used in this section and section 3461
5531.10 of the Revised Code: 3462

(1) "Qualified project" means any public or private 3463
transportation project as determined by the director of 3464
transportation, including, without limitation, planning, 3465
environmental impact studies, engineering, construction, 3466
reconstruction, resurfacing, restoring, rehabilitation, or 3467
replacement of public or private transportation facilities 3468
within the state, studying the feasibility thereof, and the 3469
acquisition of real or personal property or interests therein; 3470
any highway, public transit, aviation, rail, or other 3471
transportation project eligible for financing or aid under any 3472
federal or state program; and any project involving the 3473
maintaining, repairing, improving, or construction of any public 3474
or private highway, road, street, parkway, public transit, 3475
aviation, or rail project, and any related rights-of-way, 3476
bridges, tunnels, railroad-highway crossings, drainage 3477
structures, signs, guardrails, or protective structures. 3478

(2) "Small municipal corporation" means a municipal corporation that is determined by the department of transportation to be an eligible small city in accordance with the department's small city program.

(B) The state infrastructure bank shall consist of the highway and transit infrastructure bank fund, the aviation infrastructure bank fund, the rail infrastructure bank fund, and the infrastructure bank obligations fund, which are hereby created as funds of the state treasury, to be administered by the director of transportation and used for the purposes described in division ~~(B)~~(C) of this section. The highway and transit infrastructure bank fund, the aviation infrastructure bank fund, and the rail infrastructure bank fund shall consist of federal grants and awards or other assistance received by the state and eligible for deposit therein under applicable federal law, payments received by the department in connection with providing financial assistance for qualifying projects under division ~~(B)~~(C) of this section, and such other amounts as may be provided by law. The infrastructure bank obligations fund shall consist of such amounts of the proceeds of obligations issued under section 5531.10 of the Revised Code as the director of transportation determines with the advice of the director of budget and management; and such other amounts as may be provided by law. The director of budget and management, upon the request of the director of transportation, may transfer amounts between the funds created in this division, except the infrastructure bank obligations fund. The investment earnings of each fund created by this division shall be credited to such fund.

~~(B)~~(C) The director of transportation shall use the state infrastructure bank to encourage public and private investment in transportation facilities that contribute to the multi-modal

and intermodal transportation capabilities of the state, develop 3510
a variety of financing techniques designed to expand the 3511
availability of funding resources and to reduce direct state 3512
costs, maximize private and local participation in financing 3513
projects, and improve the efficiency of the state transportation 3514
system by using and developing the particular advantages of each 3515
transportation mode to the fullest extent. In furtherance of 3516
these purposes, the director shall use the state infrastructure 3517
bank to provide financial assistance to public or private 3518
entities for qualified projects. Such assistance shall be in the 3519
form of loans, loan guarantees, letters of credit, leases, 3520
lease-purchase agreements, interest rate subsidies, debt service 3521
reserves, and such other forms as the director determines to be 3522
appropriate. All fees, charges, rates of interest, payment 3523
schedules, security for, and other terms and conditions relating 3524
to such assistance shall be determined by the director. Any loan 3525
made to a small municipal corporation from the state 3526
infrastructure bank shall be a zero interest loan. 3527

~~(C)-(D)~~ The director of transportation shall adopt rules 3528
establishing guidelines necessary for the implementation and 3529
exercise of the authority granted by this section, including 3530
rules for receiving, reviewing, evaluating, and selecting 3531
projects for which financial assistance may be approved. 3532

~~(D) As used in this section and in section 5531.10 of the~~ 3533
~~Revised Code, "qualified project" means any public or private~~ 3534
~~transportation project as determined by the director of~~ 3535
~~transportation, including, without limitation, planning,~~ 3536
~~environmental impact studies, engineering, construction,~~ 3537
~~reconstruction, resurfacing, restoring, rehabilitation, or~~ 3538
~~replacement of public or private transportation facilities~~ 3539
~~within the state, studying the feasibility thereof, and the~~ 3540

~~acquisition of real or personal property or interests therein; 3541
any highway, public transit, aviation, rail, or other 3542
transportation project eligible for financing or aid under any 3543
federal or state program; and any project involving the 3544
maintaining, repairing, improving, or construction of any public 3545
or private highway, road, street, parkway, public transit, 3546
aviation, or rail project, and any related rights of way, 3547
bridges, tunnels, railroad highway crossings, drainage 3548
structures, signs, guardrails, or protective structures. 3549~~

(E) The general assembly finds that state infrastructure 3550
projects, as defined in division (A) (8) of section 5531.10 of 3551
the Revised Code, and the state infrastructure bank, will 3552
materially contribute to the economic revitalization of areas of 3553
the state and result in improving the economic welfare of all 3554
the people of the state. Accordingly, it is declared to be the 3555
public purpose of the state, through operations under sections 3556
5531.09 and 5531.10 of the Revised Code, and other applicable 3557
laws adopted pursuant to Section 13 of Article VIII, Ohio 3558
Constitution, and other authority vested in the general 3559
assembly, to assist in and facilitate the purposes set forth in 3560
division (B) of section 5531.10 of the Revised Code, and to 3561
assist and cooperate with any governmental agency in achieving 3562
such purposes. 3563

Sec. 5531.10. (A) As used in this chapter: 3564

(1) "Bond proceedings" means the resolution, order, trust 3565
agreement, indenture, lease, lease-purchase agreements, and 3566
other agreements, amendments and supplements to the foregoing, 3567
or any one or more or combination thereof, authorizing or 3568
providing for the terms and conditions applicable to, or 3569
providing for the security or liquidity of, obligations issued 3570

pursuant to this section, and the provisions contained in such obligations. 3571
3572

(2) "Bond service charges" means principal, including 3573
mandatory sinking fund requirements for retirement of 3574
obligations, and interest, and redemption premium, if any, 3575
required to be paid by the state on obligations. 3576

(3) "Bond service fund" means the applicable fund and 3577
accounts therein created for and pledged to the payment of bond 3578
service charges, which may be, or may be part of, the state 3579
infrastructure bank revenue bond service fund created by 3580
division (R) of this section including all moneys and 3581
investments, and earnings from investments, credited and to be 3582
credited thereto. 3583

(4) "Issuing authority" means the treasurer of state, or 3584
the officer who by law performs the functions of the treasurer 3585
of state. 3586

(5) "Obligations" means bonds, notes, or other evidence of 3587
obligation including interest coupons pertaining thereto, issued 3588
pursuant to this section. 3589

(6) "Pledged receipts" means moneys accruing to the state 3590
from the lease, lease-purchase, sale, or other disposition, or 3591
use, of qualified projects, and from the repayment, including 3592
interest, of loans made from proceeds received from the sale of 3593
obligations; accrued interest received from the sale of 3594
obligations; income from the investment of the special funds; 3595
any gifts, grants, donations, and pledges, and receipts 3596
therefrom, available for the payment of bond service charges; 3597
and any amounts in the state infrastructure bank pledged to the 3598
payment of such charges. If the amounts in the state 3599

infrastructure bank are insufficient for the payment of such 3600
charges, "pledged receipts" also means moneys that are 3601
apportioned by the United States secretary of transportation 3602
under United States Code, Title XXIII, as amended, or any 3603
successor legislation, or under any other federal law relating 3604
to aid for highways, and that are to be received as a grant by 3605
the state, to the extent the state is not prohibited by state or 3606
federal law from using such moneys and the moneys are pledged to 3607
the payment of such bond service charges. 3608

(7) "Special funds" or "funds" means, except where the 3609
context does not permit, the bond service fund, and any other 3610
funds, including reserve funds, created under the bond 3611
proceedings, and the state infrastructure bank revenue bond 3612
service fund created by division (R) of this section to the 3613
extent provided in the bond proceedings, including all moneys 3614
and investments, and earnings from investment, credited and to 3615
be credited thereto. 3616

(8) "State infrastructure project" means any public 3617
transportation project undertaken by the state, including, but 3618
not limited to, all components of any such project, as described 3619
in division ~~(D)~~(A)(1) of section 5531.09 of the Revised Code. 3620

(9) "District obligations" means bonds, notes, or other 3621
evidence of obligation including interest coupons pertaining 3622
thereto, issued to finance a qualified project by a 3623
transportation improvement district created pursuant to section 3624
5540.02 of the Revised Code, of which the principal, including 3625
mandatory sinking fund requirements for retirement of such 3626
obligations, and interest and redemption premium, if any, are 3627
payable by the department of transportation. 3628

(B) The issuing authority, after giving written notice to 3629

the director of budget and management and upon the certification 3630
by the director of transportation to the issuing authority of 3631
the amount of moneys or additional moneys needed either for 3632
state infrastructure projects or to provide financial assistance 3633
for any of the purposes for which the state infrastructure bank 3634
may be used under section 5531.09 of the Revised Code, or needed 3635
for capitalized interest, funding reserves, and paying costs and 3636
expenses incurred in connection with the issuance, carrying, 3637
securing, paying, redeeming, or retirement of the obligations or 3638
any obligations refunded thereby, including payment of costs and 3639
expenses relating to letters of credit, lines of credit, 3640
insurance, put agreements, standby purchase agreements, 3641
indexing, marketing, remarketing and administrative 3642
arrangements, interest swap or hedging agreements, and any other 3643
credit enhancement, liquidity, remarketing, renewal, or 3644
refunding arrangements, all of which are authorized by this 3645
section, shall issue obligations of the state under this section 3646
in the required amount. The proceeds of such obligations, except 3647
for the portion to be deposited in special funds, including 3648
reserve funds, as may be provided in the bond proceedings, shall 3649
as provided in the bond proceedings be credited to the 3650
infrastructure bank obligations fund of the state infrastructure 3651
bank created by section 5531.09 of the Revised Code and 3652
disbursed as provided in the bond proceedings for such 3653
obligations. The issuing authority may appoint trustees, paying 3654
agents, transfer agents, and authenticating agents, and may 3655
retain the services of financial advisors, accounting experts, 3656
and attorneys, and retain or contract for the services of 3657
marketing, remarketing, indexing, and administrative agents, 3658
other consultants, and independent contractors, including 3659
printing services, as are necessary in the issuing authority's 3660
judgment to carry out this section. The costs of such services 3661

are payable from funds of the state infrastructure bank or as 3662
otherwise provided in the bond proceedings. 3663

(C) The holders or owners of such obligations shall have 3664
no right to have moneys raised by taxation by the state of Ohio 3665
obligated or pledged, and moneys so raised shall not be 3666
obligated or pledged, for the payment of bond service charges. 3667
The right of such holders and owners to the payment of bond 3668
service charges is limited to all or that portion of the pledged 3669
receipts and those special funds pledged thereto pursuant to the 3670
bond proceedings for such obligations in accordance with this 3671
section, and each such obligation shall bear on its face a 3672
statement to that effect. Moneys received as repayment of loans 3673
made by the state infrastructure bank pursuant to section 3674
5531.09 of the Revised Code shall not be considered moneys 3675
raised by taxation by the state of Ohio regardless of the source 3676
of the moneys. 3677

(D) Obligations shall be authorized by order of the 3678
issuing authority and the bond proceedings shall provide for the 3679
purpose thereof and the principal amount or amounts, and shall 3680
provide for or authorize the manner or agency for determining 3681
the principal maturity or maturities, not exceeding twenty-five 3682
years from the date of issuance or, with respect to obligations 3683
issued to finance a transportation facility pursuant to a 3684
public-private agreement, not exceeding forty-five years from 3685
the date of issuance, the interest rate or rates or the maximum 3686
interest rate, the date of the obligations and the dates of 3687
payment of interest thereon, their denomination, and the 3688
establishment within or without the state of a place or places 3689
of payment of bond service charges. Sections 9.98 to 9.983 of 3690
the Revised Code are applicable to obligations issued under this 3691
section. The purpose of such obligations may be stated in the 3692

bond proceedings in terms describing the general purpose or 3693
purposes to be served. The bond proceedings also shall provide, 3694
subject to the provisions of any other applicable bond 3695
proceedings, for the pledge of all, or such part as the issuing 3696
authority may determine, of the pledged receipts and the 3697
applicable special fund or funds to the payment of bond service 3698
charges, which pledges may be made either prior or subordinate 3699
to other expenses, claims, or payments, and may be made to 3700
secure the obligations on a parity with obligations theretofore 3701
or thereafter issued, if and to the extent provided in the bond 3702
proceedings. The pledged receipts and special funds so pledged 3703
and thereafter received by the state immediately are subject to 3704
the lien of such pledge without any physical delivery thereof or 3705
further act, and the lien of any such pledges is valid and 3706
binding against all parties having claims of any kind against 3707
the state or any governmental agency of the state, irrespective 3708
of whether such parties have notice thereof, and shall create a 3709
perfected security interest for all purposes of Chapter 1309. of 3710
the Revised Code, without the necessity for separation or 3711
delivery of funds or for the filing or recording of the bond 3712
proceedings by which such pledge is created or any certificate, 3713
statement, or other document with respect thereto; and the 3714
pledge of such pledged receipts and special funds is effective 3715
and the money therefrom and thereof may be applied to the 3716
purposes for which pledged without necessity for any act of 3717
appropriation. Every pledge, and every covenant and agreement 3718
made with respect thereto, made in the bond proceedings may 3719
therein be extended to the benefit of the owners and holders of 3720
obligations authorized by this section, and to any trustee 3721
therefor, for the further security of the payment of the bond 3722
service charges. 3723

For purposes of this division, "transportation facility" 3724
and "public-private agreement" have the same meanings as in 3725
section 5501.70 of the Revised Code. 3726

(E) The bond proceedings may contain additional provisions 3727
as to: 3728

(1) The redemption of obligations prior to maturity at the 3729
option of the issuing authority at such price or prices and 3730
under such terms and conditions as are provided in the bond 3731
proceedings; 3732

(2) Other terms of the obligations; 3733

(3) Limitations on the issuance of additional obligations; 3734

(4) The terms of any trust agreement or indenture securing 3735
the obligations or under which the same may be issued; 3736

(5) The deposit, investment, and application of special 3737
funds, and the safeguarding of moneys on hand or on deposit, 3738
without regard to Chapter 131. or 135. of the Revised Code, but 3739
subject to any special provisions of this section with respect 3740
to particular funds or moneys, provided that any bank or trust 3741
company which acts as depository of any moneys in the special 3742
funds may furnish such indemnifying bonds or may pledge such 3743
securities as required by the issuing authority; 3744

(6) Any or every provision of the bond proceedings being 3745
binding upon such officer, board, commission, authority, agency, 3746
department, or other person or body as may from time to time 3747
have the authority under law to take such actions as may be 3748
necessary to perform all or any part of the duty required by 3749
such provision; 3750

(7) Any provision that may be made in a trust agreement or 3751

indenture; 3752

(8) Any other or additional agreements with the holders of 3753
the obligations, or the trustee therefor, relating to the 3754
obligations or the security therefor, including the assignment 3755
of mortgages or other security relating to financial assistance 3756
for qualified projects under section 5531.09 of the Revised 3757
Code. 3758

(F) The obligations may have the great seal of the state 3759
or a facsimile thereof affixed thereto or printed thereon. The 3760
obligations and any coupons pertaining to obligations shall be 3761
signed or bear the facsimile signature of the issuing authority. 3762
Any obligations or coupons may be executed by the person who, on 3763
the date of execution, is the proper issuing authority although 3764
on the date of such bonds or coupons such person was not the 3765
issuing authority. In case the issuing authority whose signature 3766
or a facsimile of whose signature appears on any such obligation 3767
or coupon ceases to be the issuing authority before delivery 3768
thereof, such signature or facsimile nevertheless is valid and 3769
sufficient for all purposes as if the former issuing authority 3770
had remained the issuing authority until such delivery; and in 3771
case the seal to be affixed to obligations has been changed 3772
after a facsimile of the seal has been imprinted on such 3773
obligations, such facsimile seal shall continue to be sufficient 3774
as to such obligations and obligations issued in substitution or 3775
exchange therefor. 3776

(G) All obligations are negotiable instruments and 3777
securities under Chapter 1308. of the Revised Code, subject to 3778
the provisions of the bond proceedings as to registration. The 3779
obligations may be issued in coupon or in registered form, or 3780
both, as the issuing authority determines. Provision may be made 3781

for the registration of any obligations with coupons attached 3782
thereto as to principal alone or as to both principal and 3783
interest, their exchange for obligations so registered, and for 3784
the conversion or reconversion into obligations with coupons 3785
attached thereto of any obligations registered as to both 3786
principal and interest, and for reasonable charges for such 3787
registration, exchange, conversion, and reconversion. 3788

(H) Obligations may be sold at public sale or at private 3789
sale, as determined in the bond proceedings. 3790

(I) Pending preparation of definitive obligations, the 3791
issuing authority may issue interim receipts or certificates 3792
which shall be exchanged for such definitive obligations. 3793

(J) In the discretion of the issuing authority, 3794
obligations may be secured additionally by a trust agreement or 3795
indenture between the issuing authority and a corporate trustee 3796
which may be any trust company or bank possessing corporate 3797
trust powers that has a place of business within or without the 3798
state. Any such agreement or indenture may contain the order 3799
authorizing the issuance of the obligations, any provisions that 3800
may be contained in any bond proceedings, and other provisions 3801
which are customary or appropriate in an agreement or indenture 3802
of such type, including, but not limited to: 3803

(1) Maintenance of each pledge, trust agreement, 3804
indenture, or other instrument comprising part of the bond 3805
proceedings until the state has fully paid the bond service 3806
charges on the obligations secured thereby, or provision 3807
therefor has been made; 3808

(2) In the event of default in any payments required to be 3809
made by the bond proceedings, or any other agreement of the 3810

issuing authority made as a part of the contract under which the 3811
obligations were issued, enforcement of such payments or 3812
agreement by mandamus, the appointment of a receiver, suit in 3813
equity, action at law, or any combination of the foregoing; 3814

(3) The rights and remedies of the holders of obligations 3815
and of the trustee, and provisions for protecting and enforcing 3816
them, including limitations on the rights of individual holders 3817
of obligations; 3818

(4) The replacement of any obligations that become 3819
mutilated or are destroyed, lost, or stolen; 3820

(5) Such other provisions as the trustee and the issuing 3821
authority agree upon, including limitations, conditions, or 3822
qualifications relating to any of the foregoing. 3823

(K) Any holder of obligations or a trustee under the bond 3824
proceedings, except to the extent that the holder's or trustee's 3825
rights are restricted by the bond proceedings, may by any 3826
suitable form of legal proceedings, protect and enforce any 3827
rights under the laws of this state or granted by such bond 3828
proceedings. Such rights include the right to compel the 3829
performance of all duties of the issuing authority and the 3830
director of transportation required by the bond proceedings or 3831
sections 5531.09 and 5531.10 of the Revised Code; to enjoin 3832
unlawful activities; and in the event of default with respect to 3833
the payment of any bond service charges on any obligations or in 3834
the performance of any covenant or agreement on the part of the 3835
issuing authority or the director of transportation in the bond 3836
proceedings, to apply to a court having jurisdiction of the 3837
cause to appoint a receiver to receive and administer the 3838
pledged receipts and special funds, other than those in the 3839
custody of the treasurer of state, which are pledged to the 3840

payment of the bond service charges on such obligations or which 3841
are the subject of the covenant or agreement, with full power to 3842
pay, and to provide for payment of bond service charges on, such 3843
obligations, and with such powers, subject to the direction of 3844
the court, as are accorded receivers in general equity cases, 3845
excluding any power to pledge additional revenues or receipts or 3846
other income or moneys of the state or local governmental 3847
entities, or agencies thereof, to the payment of such principal 3848
and interest and excluding the power to take possession of, 3849
mortgage, or cause the sale or otherwise dispose of any project 3850
facilities. 3851

Each duty of the issuing authority and the issuing 3852
authority's officers and employees, and of each state or local 3853
governmental agency and its officers, members, or employees, 3854
undertaken pursuant to the bond proceedings or any loan, loan 3855
guarantee, lease, lease-purchase agreement, or other agreement 3856
made under authority of section 5531.09 of the Revised Code, and 3857
in every agreement by or with the issuing authority, is hereby 3858
established as a duty of the issuing authority, and of each such 3859
officer, member, or employee having authority to perform such 3860
duty, specifically enjoined by the law resulting from an office, 3861
trust, or station within the meaning of section 2731.01 of the 3862
Revised Code. 3863

The person who is at the time the issuing authority, or 3864
the issuing authority's officers or employees, are not liable in 3865
their personal capacities on any obligations issued by the 3866
issuing authority or any agreements of or with the issuing 3867
authority. 3868

(L) The issuing authority may authorize and issue 3869
obligations for the refunding, including funding and retirement, 3870

and advance refunding with or without payment or redemption 3871
prior to maturity, of any obligations previously issued by the 3872
issuing authority or district obligations. Such refunding 3873
obligations may be issued in amounts sufficient for payment of 3874
the principal amount of the prior obligations or district 3875
obligations, any redemption premiums thereon, principal 3876
maturities of any such obligations or district obligations 3877
maturing prior to the redemption of the remaining obligations or 3878
district obligations on a parity therewith, interest accrued or 3879
to accrue to the maturity dates or dates of redemption of such 3880
obligations or district obligations, and any expenses incurred 3881
or to be incurred in connection with such issuance and such 3882
refunding, funding, and retirement. Subject to the bond 3883
proceedings therefor, the portion of proceeds of the sale of 3884
refunding obligations issued under this division to be applied 3885
to bond service charges on the prior obligations or district 3886
obligations shall be credited to an appropriate account held by 3887
the trustee for such prior or new obligations or to the 3888
appropriate account in the bond service fund for such 3889
obligations or district obligations. Obligations authorized 3890
under this division shall be deemed to be issued for those 3891
purposes for which such prior obligations or district 3892
obligations were issued and are subject to the provisions of 3893
this section pertaining to other obligations, except as 3894
otherwise provided in this section. The last maturity of 3895
obligations authorized under this division shall not be later 3896
than the latest permitted maturity of the original securities 3897
issued for the original purpose. 3898

(M) The authority to issue obligations under this section 3899
includes authority to issue obligations in the form of bond 3900
anticipation notes and to renew the same from time to time by 3901

the issuance of new notes. The holders of such notes or interest 3902
coupons pertaining thereto shall have a right to be paid solely 3903
from the pledged receipts and special funds that may be pledged 3904
to the payment of the bonds anticipated, or from the proceeds of 3905
such bonds or renewal notes, or both, as the issuing authority 3906
provides in the order authorizing such notes. Such notes may be 3907
additionally secured by covenants of the issuing authority to 3908
the effect that the issuing authority and the state will do such 3909
or all things necessary for the issuance of such bonds or 3910
renewal notes in the appropriate amount, and apply the proceeds 3911
thereof to the extent necessary, to make full payment of the 3912
principal of and interest on such notes at the time or times 3913
contemplated, as provided in such order. For such purpose, the 3914
issuing authority may issue bonds or renewal notes in such 3915
principal amount and upon such terms as may be necessary to 3916
provide funds to pay when required the principal of and interest 3917
on such notes, notwithstanding any limitations prescribed by or 3918
for purposes of this section. Subject to this division, all 3919
provisions for and references to obligations in this section are 3920
applicable to notes authorized under this division. 3921

The issuing authority in the bond proceedings authorizing 3922
the issuance of bond anticipation notes shall set forth for such 3923
bonds an estimated interest rate and a schedule of principal 3924
payments for such bonds and the annual maturity dates thereof. 3925

(N) Obligations issued under this section are lawful 3926
investments for banks, societies for savings, savings and loan 3927
associations, deposit guarantee associations, trust companies, 3928
trustees, fiduciaries, insurance companies, including domestic 3929
for life and domestic not for life, trustees or other officers 3930
having charge of sinking and bond retirement or other special 3931
funds of political subdivisions and taxing districts of this 3932

state, the commissioners of the sinking fund of the state, the 3933
administrator of workers' compensation, the state teachers 3934
retirement system, the public employees retirement system, the 3935
school employees retirement system, and the Ohio police and fire 3936
pension fund, notwithstanding any other provisions of the 3937
Revised Code or rules adopted pursuant thereto by any agency of 3938
the state with respect to investments by them, and are also 3939
acceptable as security for the deposit of public moneys. 3940

(O) Unless otherwise provided in any applicable bond 3941
proceedings, moneys to the credit of or in the special funds 3942
established by or pursuant to this section may be invested by or 3943
on behalf of the issuing authority only in notes, bonds, or 3944
other obligations of the United States, or of any agency or 3945
instrumentality of the United States, obligations guaranteed as 3946
to principal and interest by the United States, obligations of 3947
this state or any political subdivision of this state, and 3948
certificates of deposit of any national bank located in this 3949
state and any bank, as defined in section 1101.01 of the Revised 3950
Code, subject to inspection by the superintendent of financial 3951
institutions. If the law or the instrument creating a trust 3952
pursuant to division (J) of this section expressly permits 3953
investment in direct obligations of the United States or an 3954
agency of the United States, unless expressly prohibited by the 3955
instrument, such moneys also may be invested in no-front-end- 3956
load money market mutual funds consisting exclusively of 3957
obligations of the United States or an agency of the United 3958
States and in repurchase agreements, including those issued by 3959
the fiduciary itself, secured by obligations of the United 3960
States or an agency of the United States; and in collective 3961
investment funds as defined in division (A) of section 1111.01 3962
of the Revised Code and consisting exclusively of any such 3963

securities. The income from such investments shall be credited 3964
to such funds as the issuing authority determines, and such 3965
investments may be sold at such times as the issuing authority 3966
determines or authorizes. 3967

(P) Provision may be made in the applicable bond 3968
proceedings for the establishment of separate accounts in the 3969
bond service fund and for the application of such accounts only 3970
to the specified bond service charges on obligations pertinent 3971
to such accounts and bond service fund and for other accounts 3972
therein within the general purposes of such fund. Unless 3973
otherwise provided in any applicable bond proceedings, moneys to 3974
the credit of or in the several special funds established 3975
pursuant to this section shall be disbursed on the order of the 3976
treasurer of state, provided that no such order is required for 3977
the payment from the bond service fund when due of bond service 3978
charges on obligations. 3979

(Q) (1) The issuing authority may pledge all, or such 3980
portion as the issuing authority determines, of the pledged 3981
receipts to the payment of bond service charges on obligations 3982
issued under this section, and for the establishment and 3983
maintenance of any reserves, as provided in the bond 3984
proceedings, and make other provisions therein with respect to 3985
pledged receipts as authorized by this chapter, which provisions 3986
are controlling notwithstanding any other provisions of law 3987
pertaining thereto. 3988

(2) An action taken under division (Q) (2) of this section 3989
does not limit the generality of division (Q) (1) of this 3990
section, and is subject to division (C) of this section and, if 3991
and to the extent otherwise applicable, Section 13 of Article 3992
VIII, Ohio Constitution. The bond proceedings may contain a 3993

covenant that, in the event the pledged receipts primarily 3994
pledged and required to be used for the payment of bond service 3995
charges on obligations issued under this section, and for the 3996
establishment and maintenance of any reserves, as provided in 3997
the bond proceedings, are insufficient to make any such payment 3998
in full when due, or to maintain any such reserve, the director 3999
of transportation shall so notify the governor, and shall 4000
determine to what extent, if any, the payment may be made or 4001
moneys may be restored to the reserves from lawfully available 4002
moneys previously appropriated for that purpose to the 4003
department of transportation. The covenant also may provide that 4004
if the payments are not made or the moneys are not immediately 4005
and fully restored to the reserves from such moneys, the 4006
director shall promptly submit to the governor and to the 4007
director of budget and management a written request for either 4008
or both of the following: 4009

(a) That the next biennial budget submitted by the 4010
governor to the general assembly include an amount to be 4011
appropriated from lawfully available moneys to the department 4012
for the purpose of and sufficient for the payment in full of 4013
bond service charges previously due and for the full 4014
replenishment of the reserves; 4015

(b) That the general assembly be requested to increase 4016
appropriations from lawfully available moneys for the department 4017
in the current biennium sufficient for the purpose of and for 4018
the payment in full of bond service charges previously due and 4019
to come due in the biennium and for the full replenishment of 4020
the reserves. 4021

The director of transportation shall include with such 4022
requests a recommendation that the payment of the bond service 4023

charges and the replenishment of the reserves be made in the 4024
interest of maximizing the benefits of the state infrastructure 4025
bank. Any such covenant shall not obligate or purport to 4026
obligate the state to pay the bond service charges on such bonds 4027
or notes or to deposit moneys in a reserve established for such 4028
payments other than from moneys that may be lawfully available 4029
and appropriated for that purpose during the then-current 4030
biennium. 4031

(R) There is hereby created the state infrastructure bank 4032
revenue bond service fund, which shall be in the custody of the 4033
treasurer of state but shall not be a part of the state 4034
treasury. All moneys received by or on account of the issuing 4035
authority or state agencies and required by the applicable bond 4036
proceedings, consistent with this section, to be deposited, 4037
transferred, or credited to the bond service fund, and all other 4038
moneys transferred or allocated to or received for the purposes 4039
of the fund, shall be deposited and credited to such fund and to 4040
any separate accounts therein, subject to applicable provisions 4041
of the bond proceedings, but without necessity for any act of 4042
appropriation. The state infrastructure bank revenue bond 4043
service fund is a trust fund and is hereby pledged to the 4044
payment of bond service charges to the extent provided in the 4045
applicable bond proceedings, and payment thereof from such fund 4046
shall be made or provided for by the treasurer of state in 4047
accordance with such bond proceedings without necessity for any 4048
act of appropriation. 4049

(S) The obligations issued pursuant to this section, the 4050
transfer thereof, and the income therefrom, including any profit 4051
made on the sale thereof, shall at all times be free from 4052
taxation within this state. 4053

Sec. 5540.01. As used in this chapter: 4054

(A) "Transportation improvement district" or "district" 4055
means a transportation improvement district designated pursuant 4056
to section 5540.02 of the Revised Code. 4057

(B) "Governmental agency" means a department, division, or 4058
other unit of state government; a county, township, or municipal 4059
corporation or other political subdivision; a regional transit 4060
authority or regional transit commission created pursuant to 4061
Chapter 306. of the Revised Code; a port authority created 4062
pursuant to Chapter 4582. of the Revised Code; and the United 4063
States or any agency thereof. 4064

(C) "Project" means a street, highway, parking facility, 4065
freight rail tracks and necessarily related freight rail 4066
facilities, or other transportation project constructed or 4067
improved under this chapter and includes all bridges, tunnels, 4068
overpasses, underpasses, interchanges, approaches, those 4069
portions of connecting streets or highways that serve 4070
interchanges and are determined by the district to be necessary 4071
for the safe merging of traffic between the project and those 4072
streets or highways, service facilities, and administration, 4073
storage, and other buildings, property, and facilities, that the 4074
district considers necessary for the operation of the project, 4075
together with all property and rights that must be acquired by 4076
the district for the construction, maintenance, or operation of 4077
the project. "Project" includes a qualifying project. 4078

(D) "Cost," as applied to the construction of a project, 4079
includes the cost of construction, including bridges over or 4080
under existing highways and railroads, acquisition of all 4081
property acquired by the district for such construction, 4082
demolishing or removing any buildings or structures on land so 4083

acquired, including the cost of acquiring any lands to which 4084
such buildings or structures may be moved, site clearance, 4085
improvement, and preparation, diverting streets or highways, 4086
interchanges with streets or highways, access roads to private 4087
property, including the cost of land or easements therefor, all 4088
machinery, furnishings, and equipment, communications 4089
facilities, financing and auditing expenses, interest prior to 4090
and during construction and for one year after completion of 4091
construction, traffic estimates, indemnity and surety bonds and 4092
premiums on insurance, and guarantees, engineering, feasibility 4093
studies, and legal expenses, plans, specifications, surveys, 4094
estimates of cost and revenues, other expenses necessary or 4095
incidental to determining the feasibility or practicability of 4096
constructing a project, and such other expense as may be 4097
necessary or incident to the construction of the project and the 4098
financing of such construction. Any obligation or expense 4099
incurred by any governmental agency or person for surveys, 4100
borings, preparation of plans and specifications, and other 4101
engineering services, or any other cost described above, in 4102
connection with the construction of a project may be regarded as 4103
part of the cost of the project and reimbursed from revenues, 4104
taxes, or the proceeds of bonds as authorized by this chapter. 4105

(E) "Owner" includes any person having any title or 4106
interest in any property authorized to be acquired by a district 4107
under this chapter. 4108

(F) "Revenues" means all moneys received by a district 4109
with respect to the lease, sublease, or sale, including 4110
installment sale, conditional sale, or sale under a lease- 4111
purchase agreement, of a project, all moneys received by a 4112
district under an agreement pursuant to Section 515.03 of H.B. 4113
66 of the 126th ~~General Assembly~~ general assembly, Section 4114

555.10 of H.B. 67 of the 127th general assembly, or Section 4115
755.20 of H.B. 153 of the 129th general assembly, any gift or 4116
grant received with respect to a project, tolls, special 4117
assessments levied by the district, sales and use taxes received 4118
from a qualifying regional transit authority for any purpose 4119
authorized by section 306.353 of the Revised Code, proceeds of 4120
bonds to the extent the use thereof for payment of principal or 4121
of premium, if any, or interest on the bonds is authorized by 4122
the district, proceeds from any insurance, condemnation, or 4123
guaranty pertaining to a project or property mortgaged to secure 4124
bonds or pertaining to the financing of a project, and income 4125
and profit from the investment of the proceeds of bonds or of 4126
any revenues. 4127

(G) "Street or highway" has the same meaning as in section 4128
4511.01 of the Revised Code. 4129

(H) "Financing expenses" means all costs and expenses 4130
relating to the authorization, issuance, sale, delivery, 4131
authentication, deposit, custody, clearing, registration, 4132
transfer, exchange, fractionalization, replacement, payment, and 4133
servicing of bonds including, without limitation, costs and 4134
expenses for or relating to publication and printing, postage, 4135
delivery, preliminary and final official statements, offering 4136
circulars, and informational statements, travel and 4137
transportation, underwriters, placement agents, investment 4138
bankers, paying agents, registrars, authenticating agents, 4139
remarketing agents, custodians, clearing agencies or 4140
corporations, securities depositories, financial advisory 4141
services, certifications, audits, federal or state regulatory 4142
agencies, accounting and computation services, legal services 4143
and obtaining approving legal opinions and other legal opinions, 4144
credit ratings, redemption premiums, and credit enhancement 4145

facilities. 4146

(I) "Bond proceedings" means the resolutions, trust 4147
agreements, certifications, notices, sale proceedings, leases, 4148
lease-purchase agreements, assignments, credit enhancement 4149
facility agreements, and other agreements, instruments, and 4150
documents, as amended and supplemented, or any one or more of 4151
combination thereof, authorizing, or authorizing or providing 4152
for the terms and conditions applicable to, or providing for the 4153
security or sale or award or liquidity of, bonds, and includes 4154
the provisions set forth or incorporated in those bonds and bond 4155
proceedings. 4156

(J) "Bond service charges" means principal, including any 4157
mandatory sinking fund or mandatory redemption requirements for 4158
retirement of bonds, and interest and any redemption premium 4159
payable on bonds, as those payments come due and are payable to 4160
the bondholder or to a person making payment under a credit 4161
enhancement facility of those bond service charges to a 4162
bondholder. 4163

(K) "Bond service fund" means the applicable fund created 4164
by the bond proceedings for and pledged to the payment of bond 4165
service charges on bonds provided for by those proceedings, 4166
including all moneys and investments, and earnings from 4167
investments, credited and to be credited to that fund as 4168
provided in the bond proceedings. 4169

(L) "Bonds" means bonds, notes, including notes 4170
anticipating bonds or other notes, commercial paper, 4171
certificates of participation, or other evidences of obligation, 4172
including any interest coupons pertaining thereto, issued 4173
pursuant to this chapter. 4174

(M) "Net revenues" means revenues lawfully available to 4175
pay both current operating expenses of a district and bond 4176
service charges in any fiscal year or other specified period, 4177
less current operating expenses of the district and any amount 4178
necessary to maintain a working capital reserve for that period. 4179

(N) "Pledged revenues" means net revenues, moneys and 4180
investments, and earnings on those investments, in the 4181
applicable bond service fund and any other special funds, and 4182
the proceeds of any bonds issued for the purpose of refunding 4183
prior bonds, all as lawfully available and by resolution of the 4184
district committed for application as pledged revenues to the 4185
payment of bond service charges on particular issues of bonds. 4186

(O) "Special funds" means the applicable bond service fund 4187
and any accounts and subaccounts in that fund, any other funds 4188
or accounts permitted by and established under, and identified 4189
as a special fund or special account in, the bond proceedings, 4190
including any special fund or account established for purposes 4191
of rebate or other requirements under federal income tax laws. 4192

(P) "Credit enhancement facilities" means letters of 4193
credit, lines of credit, standby, contingent, or firm securities 4194
purchase agreements, insurance, or surety arrangements, 4195
guarantees, and other arrangements that provide for direct or 4196
contingent payment of bond service charges, for security or 4197
additional security in the event of nonpayment or default in 4198
respect of bonds, or for making payment of bond service charges 4199
and at the option and on demand of bondholders or at the option 4200
of the district or upon certain conditions occurring under put 4201
or similar arrangements, or for otherwise supporting the credit 4202
or liquidity of the bonds, and includes credit, reimbursement, 4203
marketing, remarketing, indexing, carrying, interest rate hedge, 4204

and subrogation agreements, and other agreements and 4205
arrangements for payment and reimbursement of the person 4206
providing the credit enhancement facility and the security for 4207
that payment and reimbursement. 4208

(Q) "Refund" means to fund and retire outstanding bonds, 4209
including advance refunding with or without payment or 4210
redemption prior to stated maturity. 4211

(R) "Property" includes interests in property. 4212

(S) "Administrative agent," "agent," "commercial paper," 4213
"floating rate interest structure," "indexing agent," "interest 4214
rate hedge," "interest rate period," "put arrangement," and 4215
"remarketing agent" have the same meanings as in section 9.98 of 4216
the Revised Code. 4217

(T) "Outstanding" as applied to bonds means outstanding in 4218
accordance with the terms of the bonds and the applicable bond 4219
proceedings. 4220

(U) "Interstate system" has the same meaning as in section 4221
5516.01 of the Revised Code. 4222

(V) "Qualifying regional transit authority," "qualifying 4223
project," "qualifying bonds," and "sales and use tax" have the 4224
same meanings as in section 306.353 of the Revised Code. 4225

Sec. 5540.02. (A) A transportation improvement district 4226
may be created by the board of county commissioners of a county. 4227
The board, by resolution, shall determine the structure of the 4228
board of trustees of the transportation improvement district it 4229
creates by adopting the structure contained either in division 4230
(C) (1) or (2) of this section. 4231

(B) A transportation improvement district is a body both 4232

corporate and politic, and the exercise by it of the powers 4233
conferred by this chapter in the financing, construction, 4234
maintenance, repair, and operation of a project are and shall be 4235
held to be essential governmental functions. 4236

(C) (1) If the board of county commissioners so elects, a 4237
transportation improvement district shall be governed by a board 4238
of trustees consisting of the following members: 4239

(a) Two members appointed by the board of county 4240
commissioners; 4241

(b) Three members appointed by the legislative authority 4242
of the most populous municipal corporation in the district; 4243

(c) Two members appointed by the legislative authority of 4244
the second most populous municipal corporation in the district; 4245

(d) Two members appointed by the board of township 4246
trustees of the township in the county that is most populous in 4247
its unincorporated area; 4248

(e) The county engineer; 4249

(f) One member appointed by the legislative authority of 4250
any township or municipal corporation that cannot otherwise 4251
appoint a member to the board pursuant to this section, and that 4252
is wholly or partially within the area of the transportation 4253
improvement district as the district was originally designated 4254
by the board of county commissioners; 4255

(g) If the area of a transportation improvement district 4256
is expanded by the board of county commissioners, the 4257
legislative authority of any township or municipal corporation 4258
that is wholly or partially within the area of expansion and 4259
that cannot otherwise appoint a member to the board pursuant to 4260

this section, with the consent of the board of trustees of the 4261
district, may appoint one member to the board; 4262

(h) One member appointed by the regional planning 4263
commission for the county, who shall be a nonvoting member of 4264
the board; 4265

(i) One member appointed at the discretion of the speaker 4266
of the house of representatives, who, if appointed, shall be a 4267
nonvoting member of the board and who may be a member of the 4268
house of representatives; 4269

~~(j) One member appointed at the discretion of the 4270
president of the senate, who, if appointed, shall be a nonvoting 4271
member of the board and who may be a member of the senate. 4272~~

One of each of the appointments made by the board of 4273
county commissioners, the legislative authority of a municipal 4274
corporation, and the board of township trustees under divisions 4275
(C) (1) (a), (b), (c), and (d) of this section, shall be members 4276
of the chamber of commerce for the respective political 4277
subdivision. 4278

Whenever the addition of members to the board of trustees 4279
of a transportation improvement district pursuant to division 4280
(C) (1) (f) or (g) of this section results in an even number of 4281
total voting members on the board, the board of trustees of the 4282
district may appoint an additional person to its membership to 4283
maintain an odd number of voting members. 4284

(2) As an alternative to the structure prescribed in 4285
division (C) (1) of this section, a board of county 4286
commissioners, by resolution, may elect that the transportation 4287
improvement district it creates be governed by a board of 4288
trustees consisting of the following members: 4289

(a) Five members appointed by the board of county commissioners; 4290
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(b) One member appointed at the discretion of the speaker of the house of representatives, who, if appointed, shall be a nonvoting member of the board and who may be a member of the house of representatives; 4292
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4294
4295

~~(c) One member appointed at the discretion of the president of the senate, who, if appointed, shall be a nonvoting member of the board and who may be a member of the senate.~~ 4296
4297
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(D) Each appointed member of the board shall hold office for a term of two years but subject to removal at the pleasure of the authority that appointed the member. Members may be reappointed. Except as otherwise provided in this division, any vacancy on the board shall be filled in the same manner as the original appointment. Any vacancy on a board appointed under division (C)(1) of this section lasting longer than thirty days due to the failure of the legislative authority of a municipal corporation or a board of township trustees to make an appointment shall be filled by the board of trustees of the transportation improvement district. 4299
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(E) The voting members of the board shall elect from the entire board membership a chairperson, vice-chairperson, and secretary-treasurer. A majority of the voting members of the board constitutes a quorum, the affirmative vote of which is necessary for any action of the district. No vacancy in the membership of the board impairs the right of a quorum to exercise all the rights and perform all duties of the district. 4310
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(F) The board of county commissioners of ~~the any~~ county, the legislative authority of any municipal corporation, and the 4317
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board of township trustees of any township ~~that is part of the~~ 4319
~~district,~~ may make appropriations from moneys available to them 4320
and not otherwise appropriated, to pay costs incurred by the 4321
district in the exercise of its functions under this chapter, 4322
provided those moneys are available to use for that purpose. 4323

(G) An organizational meeting of the board of trustees of 4324
a transportation improvement district created under this section 4325
shall be held at the time and place designated by the board 4326
member who has served the most years as a member of the board of 4327
county commissioners that created the transportation improvement 4328
district. 4329

Sec. 5540.03. (A) A transportation improvement district 4330
may: 4331

(1) Adopt bylaws for the regulation of its affairs and the 4332
conduct of its business; 4333

(2) Adopt an official seal; 4334

(3) Sue and be sued in its own name, plead and be 4335
impleaded, provided any actions against the district shall be 4336
brought in the court of common pleas of the county in which the 4337
principal office of the district is located, or in the court of 4338
common pleas of the county in which the cause of action arose, 4339
and all summonses, exceptions, and notices of every kind shall 4340
be served on the district by leaving a copy thereof at its 4341
principal office with the secretary-treasurer; 4342

(4) Purchase, fund, finance, construct, maintain, repair, 4343
sell, exchange, police, operate, or lease projects; 4344

(5) Issue either or both of the following for the purpose 4345
of providing funds to pay the costs of any project or part 4346
thereof: 4347

(a) Transportation improvement district revenue bonds;	4348
(b) Bonds pursuant to Section 13 of Article VIII, Ohio Constitution.	4349 4350
(6) Maintain such funds as it considers necessary;	4351
(7) Direct its agents or employees, when properly identified in writing and after at least five days' written notice, to enter upon lands within its jurisdiction to make surveys and examinations preliminary to the location and construction of projects for the district, without liability of the district or its agents or employees except for actual damage done;	4352 4353 4354 4355 4356 4357 4358
(8) Make and enter into all contracts and agreements necessary or incidental to the performance of its functions and the execution of its powers under this chapter;	4359 4360 4361
(9) Employ or retain or contract for the services of consulting engineers, superintendents, managers, and such other engineers, construction and accounting experts, <u>auditors,</u> financial advisers, trustees, marketing, remarketing, and administrative agents, attorneys, and other employees, independent contractors, or agents as are necessary in its judgment and fix their compensation, provided all such expenses shall be payable solely from the proceeds of bonds or from revenues;	4362 4363 4364 4365 4366 4367 4368 4369 4370
(10) Receive and accept from the federal or any state or local government, including, but not limited to, any agency, entity, or instrumentality of any of the foregoing, loans and grants for or in aid of the construction, maintenance, or repair of any project, and receive and accept aid or contributions from any source or person of money, property, labor, or other things	4371 4372 4373 4374 4375 4376

of value, to be held, used, and applied only for the purposes 4377
for which such loans, grants, and contributions are made. 4378
Nothing in division (A) (10) of this section shall be construed 4379
as imposing any liability on this state for any loan received by 4380
a transportation improvement district from a third party unless 4381
this state has entered into an agreement to accept such 4382
liability. 4383

(11) Acquire, hold, and dispose of property in the 4384
exercise of its powers and the performance of its duties under 4385
this chapter; 4386

(12) Establish and collect tolls or user charges for its 4387
projects; 4388

(13) Subject to section 5540.18 of the Revised Code, enter 4389
into an agreement with a contiguous board of county 4390
commissioners other than the board of county commissioners that 4391
created the transportation improvement district, for the 4392
district to exercise all or any portion of its powers with 4393
respect to a project that is located wholly or partially within 4394
the county that is party to the agreement; 4395

(14) Cooperate with any governmental agencies in the 4396
planning, design, acquisition, construction, maintenance, 4397
funding, and financing of projects, including qualifying 4398
projects. In doing so, the district may enter into agreements 4399
with other governmental agencies to plan, design, acquire, 4400
construct, maintain, fund, and finance the projects or 4401
qualifying projects and to use pledged or assigned sales and use 4402
tax revenue to pay the debt service on qualifying bonds. 4403

(15) Enter into an agreement with the board of county 4404
commissioners that created the transportation improvement 4405

district and with the boards of county commissioners of any 4406
contiguous group of counties to exercise all powers of the 4407
district with respect to a project that is both of the 4408
following: 4409

(a) Located partially or wholly within any county that is 4410
a party to the agreement; 4411

(b) Partially funded with federal money. 4412

(16) Do all acts necessary and proper to carry out the 4413
powers expressly granted in this chapter. 4414

(B) (1) Chapters 123., 124., 125., and 153., and sections 4415
9.331 to 9.335 and 307.86 of the Revised Code do not apply to 4416
contracts or projects of a transportation improvement district. 4417

(2) A transportation improvement district is subject to 4418
sections 4115.03 to 4115.21 and 4115.99 of the Revised Code, 4419
unless the amount of state or local government funds, including, 4420
but not limited to, those provided by any agency, entity, or 4421
instrumentality of the state or a local government as described 4422
in division (A) (10) of this section received for the contract or 4423
project, is, in the aggregate, less than the amounts described 4424
in or calculated under section 4115.03 of the Revised Code. 4425

Sec. 5540.06. (A) The board of trustees of a 4426
transportation improvement district may provide by resolution 4427
for the issuance, at one time or from time to time, of bonds of 4428
the district for the purpose of paying all or any part of the 4429
cost of any one or more projects. The bond service charges shall 4430
be payable solely from pledged revenues pledged for such payment 4431
pursuant to the applicable bond proceedings. The bonds of each 4432
issue shall be dated, shall bear interest at a rate or rates or 4433
at variable rates, and shall mature or be payable at such time 4434

or times, with a final maturity not to exceed thirty years from 4435
their date or dates, all as determined by the board in the bond 4436
proceedings. The board shall determine the form of the bonds, 4437
including any interest coupons to be attached thereto, and shall 4438
fix the denomination or denominations of the bonds and the place 4439
or places of payment of bond service charges. 4440

(B) The bonds shall be signed by the chairperson or vice- 4441
chairperson of the board or by the facsimile signature of that 4442
officer, the official seal of the district or a facsimile 4443
thereof may be affixed thereto or printed thereon and attested 4444
by the secretary-treasurer of the district, which may be by 4445
facsimile signature, and any coupons attached thereto shall bear 4446
the facsimile signature of the chairperson or vice-chairperson 4447
of the board. In case any officer whose signature, or a 4448
facsimile of whose signature, appears on any bonds or coupons 4449
ceases to be such officer before delivery of the bonds, such 4450
signature or facsimile shall nevertheless be valid and 4451
sufficient for all purposes the same as if the officer had 4452
remained in office until such delivery. 4453

(C) Subject to the bond proceedings and provisions for 4454
registration, the bonds shall have all the qualities and 4455
incidents of negotiable instruments under Title XIII of the 4456
Revised Code. The bonds may be issued in such form or forms as 4457
the board determines, including without limitation coupon, book 4458
entry, and fully registered form, and provision may be made for 4459
the registration of any coupon bonds as to principal alone and 4460
also as to both principal and interest, and for the exchange of 4461
bonds between forms. The board may sell such bonds by 4462
competitive bid on the best bid after advertisement or request 4463
for bids or by private sale in the manner, and for the price, it 4464
determines to be for the best interest of the district. 4465

(D) The proceeds of the bonds of each issue shall be used 4466
solely for the payment of the costs of the project or projects 4467
for which the bonds were issued, and shall be disbursed in such 4468
manner and under such restrictions as the board provides in the 4469
bond proceedings. 4470

(E) Prior to the preparation of definitive bonds, the 4471
board may, under like restrictions, issue interim receipts or 4472
temporary bonds or bond anticipation notes, with or without 4473
coupons, exchangeable for definitive bonds when such bonds have 4474
been executed and are available for delivery. The board may 4475
provide for the replacement of any mutilated, stolen, destroyed, 4476
or lost bonds. 4477

(F) Sections 9.98 to 9.983 of the Revised Code apply to 4478
the bonds. 4479

(G) The bond proceedings shall provide, subject to the 4480
provisions of any other applicable bond proceedings, for the 4481
pledge to the payment of bond service charges and of any costs 4482
of or relating to credit enhancement facilities of all, or such 4483
part as the board may determine, of the pledged revenues and the 4484
applicable special fund or funds, which pledges may be made to 4485
secure the bonds on a parity with bonds theretofore or 4486
thereafter issued if and to the extent provided in the bond 4487
proceedings. Every pledge, and every covenant and agreement with 4488
respect thereto, made in the bond proceedings may in the bond 4489
proceedings be extended to the benefit of the owners and holders 4490
of bonds and to any trustee and any person providing a credit 4491
enhancement facility for those bonds, for the further security 4492
for the payment of the bond service charges and credit 4493
enhancement facility costs. 4494

(H) The bond proceedings may contain additional provisions 4495

as to:	4496
(1) The redemption of bonds prior to maturity at the	4497
option of the board or of the bondholders or upon the occurrence	4498
of certain stated conditions, and at such price or prices and	4499
under such terms and conditions as are provided in the bond	4500
proceedings;	4501
(2) Other terms of the bonds;	4502
(3) Limitations on the issuance of additional bonds;	4503
(4) The terms of any trust agreement securing the bonds or	4504
under which the same may be issued;	4505
(5) Any or every provision of the bond proceedings being	4506
binding upon the board and state agencies, or other person as	4507
may from time to time have the authority under law to take such	4508
actions as may be necessary to perform all or any part of the	4509
duty required by such provision;	4510
(6) Any provision that may be made in a trust agreement;	4511
(7) Any other or additional agreements with the holders of	4512
the bonds, or the trustee therefor, relating to the bonds or the	4513
security for the bonds, including agreements for credit	4514
enhancement facilities.	4515
(I) Any holder of bonds or a trustee under the bond	4516
proceedings, except to the extent that the holder's or trustee's	4517
rights are restricted by the bond proceedings, may by any	4518
suitable form of legal proceedings, protect and enforce any	4519
rights under the laws of this state or granted by the bond	4520
proceedings. Those rights include the right to compel the	4521
performance of all duties of the board required by this chapter	4522
or the bond proceedings; to enjoin unlawful activities; and in	4523

the event of default with respect to the payment of any bond 4524
service charges on any bonds or in the performance of any 4525
covenant or agreement on the part of the board contained in the 4526
bond proceedings, to apply to a court having jurisdiction of the 4527
cause to appoint a receiver to receive and administer the 4528
revenues and the pledged revenues which are pledged to the 4529
payment of the bond service charges on such bonds or that are 4530
the subject of the covenant or agreement, with full power to 4531
pay, and to provide for payment of, bond service charges on such 4532
bonds, and with such powers, subject to the direction of the 4533
court, as are accorded receivers in general equity cases, 4534
excluding any power to pledge additional revenue or receipts or 4535
other income, funds, or moneys of the board to the payment of 4536
such bond service charges and excluding the power to take 4537
possession of, mortgage, or cause the sale or otherwise dispose 4538
of any project or other property of the board. 4539

(J) Each duty of the board and the board's officers and 4540
employees, undertaken pursuant to the bond proceedings, is 4541
hereby established as a duty of the board, and of each such 4542
officer, member, or employee having authority to perform the 4543
duty, specifically enjoined by law resulting from an office, 4544
trust, or station within the meaning of section 2731.01 of the 4545
Revised Code. 4546

(K) The board's officers or employees are not liable in 4547
their personal capacities on any bonds issued by the board or 4548
any agreements of or with the board relating to those bonds. 4549

(L) The bonds are lawful investments for banks, savings 4550
and loan associations, credit union share guaranty corporations, 4551
trust companies, trustees, fiduciaries, insurance companies, 4552
including domestic for life and domestic not for life, trustees 4553

or other officers having charge of sinking and bond retirement 4554
or other funds of the state or its political subdivisions and 4555
taxing districts, the commissioners of the sinking fund of the 4556
state, the administrator of workers' compensation, the state 4557
teachers retirement system, the public employees retirement 4558
system, the school employees retirement system, and the Ohio 4559
police and fire pension fund, notwithstanding any other 4560
provisions of the Revised Code or rules adopted pursuant thereto 4561
by any state agency with respect to investments by them, and 4562
also are acceptable as security for the repayment of the deposit 4563
of public moneys. 4564

(M) Provision may be made in the applicable bond 4565
proceedings for the establishment of separate accounts in the 4566
bond service fund and for the application of such accounts only 4567
to the specified bond service charges pertinent to such accounts 4568
and bond service fund, and for other accounts therein within the 4569
general purposes of such fund. 4570

(N) The board may pledge all, or such portion as it 4571
determines, of the pledged revenues to the payment of bond 4572
service charges, and for the establishment and maintenance of 4573
any reserves and special funds, as provided in the bond 4574
proceedings, and make other provisions therein with respect to 4575
pledged revenues, revenues, and net revenues as authorized by 4576
this chapter, which provisions shall be controlling 4577
notwithstanding any other provisions of law pertaining thereto. 4578

(O) The board may pledge all, or such portion as it 4579
determines, of the pledged or assigned sales and use taxes 4580
received from a qualifying regional transit authority to the 4581
payment of debt service charges on any qualifying bonds issued 4582
by the transportation improvement district to fund or finance 4583

qualifying projects under section 306.353 of the Revised Code. 4584

Sec. 5543.19. (A) The county engineer may, when authorized 4585
by the board of county commissioners and not required by this 4586
section or other law to use competitive bidding, employ such 4587
laborers and vehicles, use such county employees and property, 4588
lease such implements and tools, and purchase such materials as 4589
are necessary in the construction, reconstruction, improvement, 4590
maintenance, or repair of roads by force account. 4591

In determining whether construction or reconstruction, 4592
including widening and resurfacing, of roads may be undertaken 4593
by force account, the county engineer shall first cause to be 4594
made an estimate of the cost of such work using the force 4595
account project assessment form developed by the auditor of 4596
state under section 117.16 of the Revised Code. When the total 4597
estimated cost of the work exceeds ~~thirty-seventy~~ thousand 4598
dollars per mile, the county commissioners shall invite and 4599
receive competitive bids for furnishing all the labor, 4600
materials, and equipment necessary to complete the work in 4601
accordance with sections 307.86 to 307.92 of the Revised Code. 4602

(B) The county engineer may, when authorized by the board 4603
of county commissioners and not required by this section or 4604
other law to use competitive bidding, employ such laborers and 4605
vehicles, use such county employees and property, lease such 4606
implements and tools, and purchase such materials as are 4607
necessary in the construction, reconstruction, improvement, 4608
maintenance, or repair of bridges and culverts by force account. 4609

In determining whether such construction, reconstruction, 4610
improvement, maintenance, or repair of bridges or culverts may 4611
be undertaken by force account, the county engineer shall first 4612
cause to be made an estimate of the cost of such work using the 4613

force account project assessment form. When the total estimated 4614
cost of the work exceeds ~~one~~ two hundred ~~thirty-three~~ thousand 4615
dollars, the board of county commissioners shall invite and 4616
receive competitive bids for furnishing all the labor, 4617
materials, and equipment necessary to complete the work, in 4618
accordance with sections 307.86 to 307.92 of the Revised Code. 4619
The county engineer shall obtain the approval required by 4620
section 5543.02 of the Revised Code. 4621

(C) On the first day of July of every ~~odd-numbered~~ year 4622
beginning in ~~2021~~2024, the threshold amounts established in this 4623
section shall increase by an amount not to exceed the lesser of 4624
~~three~~ five per cent, or the percentage amount of any increase in 4625
the department of transportation's construction cost index as 4626
annualized and totaled for the prior ~~two~~ calendar ~~years~~year. The 4627
director of transportation shall notify each appropriate county 4628
engineer of the increased amount. 4629

(D) "Force account," as used in this section means that 4630
the county engineer will act as contractor, using labor employed 4631
by the engineer using material and equipment either owned by the 4632
county or leased or purchased in compliance with sections 307.86 4633
to 307.92 of the Revised Code and excludes subcontracting any 4634
part of such work unless done pursuant to sections 307.86 to 4635
307.92 of the Revised Code. 4636

The term "competitive bids" as used in this section 4637
requires competition for the whole contract and in regard to its 4638
component parts, including labor and materials. Neither plans 4639
nor specifications shall be drawn to favor any manufacturer or 4640
bidder unless required by the public interest. 4641

Sec. 5575.01. (A) In the maintenance and repair of roads, 4642
the board of township trustees may proceed either by contract or 4643

force account, but, unless the exemption specified in division 4644
(C) of this section applies, if the board wishes to proceed by 4645
force account, it first shall cause the county engineer to 4646
complete the force account assessment form developed by the 4647
auditor of state under section 117.16 of the Revised Code. 4648
Except as otherwise provided in sections 505.08 and 505.101 of 4649
the Revised Code, when the board proceeds by contract, the 4650
contract shall, if the amount involved exceeds ~~forty five~~one 4651
hundred five thousand dollars, be let by the board to the lowest 4652
responsible bidder after advertisement for bids once, not later 4653
than two weeks, prior to the date fixed for the letting of the 4654
contract, in a newspaper of general circulation within the 4655
township. If the amount involved is ~~forty five~~one hundred five 4656
thousand dollars or less, a contract may be let without 4657
competitive bidding, or the work may be done by force account. 4658
Such a contract shall be performed under the supervision of a 4659
member of the board or the township road superintendent. 4660

(B) Before undertaking the construction or reconstruction 4661
of a township road, the board shall cause to be made by the 4662
county engineer an estimate of the cost of the work, which 4663
estimate shall include labor, material, freight, fuel, hauling, 4664
use of machinery and equipment, and all other items of cost. If 4665
the board finds it in the best interest of the public, it may, 4666
in lieu of constructing the road by contract, proceed to 4667
construct the road by force account. Except as otherwise 4668
provided under sections 505.08 and 505.101 of the Revised Code, 4669
where the total estimated cost of the work exceeds ~~fifteen~~ 4670
thirty-five thousand dollars per mile, the board shall invite 4671
and receive competitive bids for furnishing all the labor, 4672
materials, and equipment and doing the work, as provided in 4673
section 5575.02 of the Revised Code, and shall consider and 4674

reject them before ordering the work done by force account. When 4675
such bids are received, considered, and rejected, and the work 4676
is done by force account, the work shall be performed in 4677
compliance with the plans and specifications upon which the bids 4678
were based. 4679

(C) Force account assessment forms are not required under 4680
division (A) of this section for road maintenance or repair 4681
projects ~~of less than fifteen thousand dollars, or under~~ 4682
division (B) of this section for road construction or 4683
reconstruction projects of less than ~~five thousand dollars per~~ 4684
mile one-third of the applicable force account limit. 4685

(D) On the first day of July of every ~~odd-numbered~~ year 4686
beginning in ~~2021~~2024, the threshold amounts established in 4687
divisions (A) and (B) of this section shall increase by an 4688
amount not to exceed the lesser of ~~three~~five per cent, or the 4689
percentage amount of any increase in the department of 4690
transportation's construction cost index as annualized and 4691
totaled for the prior ~~two~~calendar yearsyear. The director of 4692
transportation shall notify each appropriate county engineer of 4693
the increased amount. 4694

(E) All force account work under this section shall be 4695
done under the direction of a member of the board or the 4696
township road superintendent. 4697

Sec. 5577.044. (A) Notwithstanding sections 5577.02 and 4698
5577.04 of the Revised Code, a vehicle fueled solely by 4699
compressed natural gas or liquid natural gas or powered 4700
primarily by means of an electric battery may exceed by not more 4701
than two thousand pounds the gross vehicle weight provisions of 4702
sections 5577.01 to 5577.09 of the Revised Code or the axle load 4703
limits of those sections. 4704

(B) If a vehicle described in division (A) of this section exceeds the weight provisions of sections 5577.01 to 5577.09 of the Revised Code by more than the allowance provided for in division (A) of this section, both of the following apply:

(1) The applicable penalty prescribed in section 5577.99 of the Revised Code;

(2) The civil liability imposed by section 5577.12 of the Revised Code.

(C) Division (A) of this section does not apply to the operation of a vehicle on a highway, road, or bridge that is subject to reduced maximum weights under section 4513.33, 5577.07, 5577.071, 5577.08, 5577.09, or 5591.42 of the Revised Code.

Sec. 5709.50. (A) The governing board of a regional transportation improvement project that grants a tax exemption under section 5709.48 of the Revised Code or enters into one or more voluntary agreements imposing assessments under section 5709.481 of the Revised Code shall establish a regional transportation improvement project fund into which shall be deposited service payments in lieu of taxes distributed under section 5709.49 of the Revised Code and assessments collected pursuant to such agreements. Money in the regional transportation improvement project fund shall be used by the governing board for the purposes described in the resolution creating the transportation financing district. Money in the regional transportation improvement project fund shall be administered by the governing board in accordance with the requirements of section 5595.08 of the Revised Code and may be invested as provided in section 5595.09 of the Revised Code.

(B) The regional transportation improvement project fund 4734
is dissolved by operation of law upon the dissolution of the 4735
associated regional transportation improvement project under 4736
section 5595.13 of the Revised Code. Any incidental surplus 4737
remaining in the fund, to the extent unencumbered, shall be 4738
divided and distributed by the county treasurer of the most 4739
populous county in which the district is located as follows: 4740

(1) To the general funds of the subdivisions and taxing 4741
units in which the district is located, an amount equal to the 4742
surplus revenue multiplied by a fraction, the numerator of which 4743
is the amount of service payment revenue deposited to the fund 4744
after the most recent collection of property taxes and payments 4745
in lieu of taxes, and the denominator of which is the total 4746
amount deposited to the fund after the most recent collection of 4747
property taxes and payments in lieu of taxes. This amount shall 4748
be divided proportionally based on the property tax levy revenue 4749
foregone by each such subdivision and taxing unit due to the 4750
exemption of improvements to property within the district at the 4751
most recent collection of service payments in lieu of taxes. The 4752
division of revenue shall account for amounts returned to 4753
subdivisions and taxing units through compensation agreements 4754
entered into under division (E) of section 5709.48 of the 4755
Revised Code. The amount distributed to each subdivision or 4756
taxing unit shall be apportioned among its funds as if that 4757
amount had been levied and collected as taxes and distributed in 4758
the most recent settlement of taxes. 4759

(2) To the owners of parcels subject to a special 4760
assessment under section 5709.481 of the Revised Code, all 4761
remaining surplus revenue. This amount shall be divided 4762
proportionally based on the amount of the assessment levied 4763
against each such parcel at the most recent collection of such 4764

assessments. Owners of parcels that are delinquent in paying an 4765
assessment imposed by an agreement under section 5709.481 of the 4766
Revised Code may not receive surplus revenue under this 4767
division. The share of surplus revenue that such owner or owners 4768
would have otherwise received shall be divided proportionally 4769
among the owners of nondelinquent parcels. 4770

Section 101.02. That existing sections 117.16, 124.152, 4771
303.02, 306.353, 519.02, 723.52, 4503.10, 4503.103, 4503.11, 4772
4503.191, 4503.29, 4503.44, 4506.01, 4506.11, 4507.01, 4507.061, 4773
4507.13, 4507.52, 4511.093, 4513.34, 4981.02, 4981.04, 5503.031, 4774
5517.011, 5525.16, 5531.09, 5531.10, 5540.01, 5540.02, 5540.03, 4775
5540.06, 5543.19, 5575.01, 5577.044, and 5709.50 of the Revised 4776
Code are hereby repealed. 4777

Section 105.01. That section 5501.09 of the Revised Code 4778
is hereby repealed. 4779

Section 201.10. Except as otherwise provided in this act, 4780
all appropriation items in this act are appropriated out of any 4781
moneys in the state treasury to the credit of the designated 4782
fund that are not otherwise appropriated. For all appropriations 4783
made in this act, the amounts in the first column are for fiscal 4784
year 2024 and the amounts in the second column are for fiscal 4785
year 2025. 4786

Section 203.10. 4787

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1 2 3 4 5

B	General Revenue Fund				
C	GRF	775470	Public Transportation - State	\$37,014,636	\$37,014,636
D	TOTAL General Revenue Fund			\$37,014,636	\$37,014,636
E	Highway Operating Fund Group				
F	2120	772426	Highway Infrastructure Bank - Federal	\$5,750,500	\$5,750,500
G	2120	772427	Highway Infrastructure Bank - State	\$15,099,500	\$15,099,500
H	2130	772431	Roadway Infrastructure Bank - State	\$3,750,000	\$3,750,000
I	2130	777477	Aviation Infrastructure Bank - State	\$2,400,000	\$2,400,000
J	5XI0	772504	Ohio Highway Transportation Safety	\$2,736,000	\$1,600,000
K	7002	770003	Transportation Facilities Lease Rental Bond	\$23,000,000	\$23,000,000

			Payments		
L	7002	771411	Planning and Research - State	\$30,128,120	\$29,650,000
M	7002	771412	Planning and Research - Federal	\$57,095,074	\$57,095,074
N	7002	772421	Highway Construction - State	\$902,000,000	\$734,000,000
O	7002	772422	Highway Construction - Federal	\$2,120,000,000	\$1,950,000,000
P	7002	772424	Highway Construction - Other	\$83,500,000	\$83,500,000
Q	7002	772437	Major New State Infrastructure Bond Debt Service - State	\$18,500,000	\$18,500,000
R	7002	772438	Major New State Infrastructure Bond Debt Service - Federal	\$132,500,000	\$132,500,000
S	7002	772603	Brent Spence Bridge Corridor - State	\$182,800,000	\$0

T	7002	772604	Brent Spence Bridge Corridor - Federal	\$1,909,200,000	\$0
U	7002	772605	Brent Spence Bridge Corridor - Other	\$809,000,000	\$0
V	7002	773431	Highway Maintenance - State	\$635,000,000	\$640,427,010
W	7002	775452	Public Transportation - Federal	\$57,445,919	\$63,004,296
X	7002	775454	Public Transportation - Other	\$1,570,000	\$1,570,000
Y	7002	776462	Grade Crossings - Federal	\$14,068,961	\$14,068,961
Z	7002	777472	Airport Improvements - Federal	\$405,000	\$405,000
AA	7002	777475	Aviation Administration	\$6,635,945	\$6,699,938
AB	7002	779491	Administration - State	\$115,424,899	\$115,593,642

AC TOTAL HOF Highway Operating Fund Group	\$7,128,009,918	\$3,898,613,921
AD Dedicated Purpose Fund Group		
AE 4N40 776664 Rail Transportation - Other	\$2,911,491	\$2,911,491
AF 5CV3 776672 Strategic Transportation and Development Analysis	\$10,000,000	\$0
AG 5W90 777615 County Airport Maintenance	\$620,000	\$620,000
AH TOTAL DPF Dedicated Purpose Fund Group	\$13,531,491	\$3,531,491
AI Capital Projects Fund Group		
AJ 7042 772723 Highway Construction - Bonds	\$94,450,000	\$94,450,000
AK 7045 772428 Highway Infrastructure Bank - Bonds	\$83,950,000	\$83,950,000
AL TOTAL CPF Capital Projects Fund Group	\$178,400,000	\$178,400,000
AM TOTAL ALL BUDGET FUND GROUPS	\$7,356,956,045	\$4,117,560,048

Section 203.20. TRANSPORTATION FACILITIES LEASE RENTAL 4789
BOND PAYMENTS 4790

The foregoing appropriation item 770003, Transportation 4791
Facilities Lease Rental Bond Payments, shall be used to meet all 4792
payments during the period from July 1, 2023, through June 30, 4793
2025, pursuant to the leases and agreements for facilities made 4794
under Chapter 154. of the Revised Code. These appropriations are 4795
the source of funds pledged for bond service charges on related 4796
obligations issued under Chapter 154. of the Revised Code. 4797

Should the appropriation in appropriation item 770003, 4798
Transportation Facilities Lease Rental Bond Payments, exceed the 4799
associated debt service payments in either fiscal year of the 4800
biennium ending June 30, 2025, the balance may be transferred to 4801
appropriation item 772421, Highway Construction - State, 773431, 4802
Highway Maintenance - State, or 779491, Administration - State, 4803
upon the written request of the Director of Transportation and 4804
with the approval of the Director of Budget and Management. The 4805
transfers are hereby appropriated and shall be reported to the 4806
Controlling Board. 4807

Section 203.25. PLANNING AND RESEARCH - STATE 4808

Of the foregoing appropriation item 771411, Planning and 4809
Research - State, up to \$50,000 in fiscal year 2024 shall be 4810
used to contract with a third-party through a request for 4811
proposal process and in coordination with the Department of 4812
Administrative Services to conduct a wrong way driving study 4813
across Ohio. The study shall collect data at specific locations, 4814
as determined by the Director of Transportation, to understand 4815
incorrect driving patterns and other factors that lead to wrong 4816
way driving. The data may be used to propose safety 4817
interventions that mitigate the hazards of wrong way driving or 4818

prevent its occurrence. 4819

Section 203.30. ROADS FOR DNR, METROPOLITAN PARKS, 4820
CONSERVANCY DISTRICTS, EXPOSITIONS COMMISSION, AND HISTORY 4821
CONNECTION 4822

(A) Notwithstanding section 5511.06 of the Revised Code, 4823
in each fiscal year of the biennium ending June 30, 2025, the 4824
Director of Transportation shall determine portions of the 4825
foregoing appropriation item 772421, Highway Construction - 4826
State, which shall be used for the construction, reconstruction, 4827
or maintenance of public access roads, including support 4828
features, to and within state facilities owned or operated by 4829
the Department of Natural Resources. 4830

(B) Notwithstanding section 5511.06 of the Revised Code, 4831
of the foregoing appropriation item 772421, Highway Construction 4832
- State, \$2,562,000 in each fiscal year shall be used for the 4833
construction, reconstruction, or maintenance of park drives or 4834
park roads within the boundaries of metropolitan parks. 4835

(C) Notwithstanding section 5511.06 of the Revised Code, 4836
of the foregoing appropriation item 772421, Highway Construction 4837
- State, \$500,000 in each fiscal year shall be used for the 4838
construction, reconstruction, or maintenance of park drives or 4839
park roads within the boundaries of state parks and wildlife 4840
areas greater than 10,000 contiguous acres that were purchased 4841
in a single, or series, of transactions, and \$500,000 in each 4842
fiscal year shall be used for construction, reconstruction, or 4843
maintenance of drives and roads leading to such state parks and 4844
wildlife areas. 4845

(D) Of the foregoing appropriation item 772421, Highway 4846
Construction - State, \$500,000 in each fiscal year shall be used 4847

to assist conservancy districts with the construction, 4848
reconstruction, improvement, repair, or maintenance of roads in 4849
accordance with section 5511.04 of the Revised Code. 4850

(E) The Department of Transportation may use the foregoing 4851
appropriation item 772421, Highway Construction - State, to 4852
perform: 4853

(1) Related road work on behalf of the Ohio Expositions 4854
Commission at the state fairgrounds, including reconstruction or 4855
maintenance of public access roads and support features to and 4856
within fairgrounds facilities, as requested by the Commission 4857
and approved by the Director of Transportation; and 4858

(2) Related road work on behalf of the Ohio History 4859
Connection, including reconstruction or maintenance of public 4860
access roads and support features to and within Ohio History 4861
Connection facilities, as requested by the Ohio History 4862
Connection and approved by the Director of Transportation. 4863

Section 203.40. TRANSPORTATION IMPROVEMENT DISTRICTS 4864

(A) Of the foregoing appropriation item 772421, Highway 4865
Construction - State, \$4,500,000 in each fiscal year shall be 4866
made available for distribution by the Director of 4867
Transportation to Transportation Improvement Districts that have 4868
facilitated funding for the cost of a project or projects in 4869
conjunction with and through other governmental agencies. 4870

(B) A Transportation Improvement District shall submit 4871
requests for project funding to the Director of Transportation 4872
by a day determined by the Director. The Department shall notify 4873
the Transportation Improvement District whether the Department 4874
has approved or disapproved the project funding request within 4875
ninety days after the day the request was submitted by the 4876

Transportation Improvement District. 4877

(C) Any funding provided to a Transportation Improvement 4878
District specified in this section shall not be used for the 4879
purposes of administrative costs or administrative staffing and 4880
must be used to fund a specific project or projects within that 4881
District's area. The total amount of a specific project's cost 4882
shall not be fully funded by the amount of funds provided under 4883
this section. The total amount of funding provided for each 4884
project is limited to \$500,000 per fiscal year. Transportation 4885
Improvement Districts that are co-sponsoring a specific project 4886
may individually apply for up to \$500,000 for that project per 4887
fiscal year. 4888

(D) Funding provided under this section may be used for 4889
preliminary engineering, detailed design, right-of-way 4890
acquisition, and construction of the specific project and such 4891
other project costs that are defined in section 5540.01 of the 4892
Revised Code and approved by the Director of Transportation. 4893
Upon receipt of a copy of an invoice for work performed on the 4894
specific project, the Director shall reimburse a Transportation 4895
Improvement District for the expenditures described above, 4896
subject to the requirements of this section. 4897

(E) A Transportation Improvement District that is 4898
requesting funds under this section shall register with the 4899
Director of Transportation. The Director shall register a 4900
Transportation Improvement District only if the district has a 4901
specific, eligible project and may cancel the registration of a 4902
Transportation Improvement District that is not eligible to 4903
receive funds under this section. The Director shall not provide 4904
funds to any Transportation Improvement District under this 4905
section if the district is not registered. The Director shall 4906

not register a Transportation Improvement District and may 4907
cancel the registration of a currently registered Transportation 4908
Improvement District unless at least one of the following 4909
applies: 4910

(1) The Transportation Improvement District, by a 4911
resolution or resolutions, designated a project or program of 4912
projects and facilitated, including in conjunction with and 4913
through other governmental agencies, funding for costs of a 4914
project or program of projects in an aggregate amount of not 4915
less than \$15,000,000 from the commencement date of the project 4916
or program of projects. 4917

(2) The Transportation Improvement District has 4918
designated, by a resolution or resolutions, a project or program 4919
of projects that has estimated aggregate costs in excess of 4920
\$10,000,000 and the County Engineer of the county in which the 4921
Transportation Improvement District is located has attested by a 4922
sworn affidavit that the costs of the project or program of 4923
projects exceeds \$10,000,000 and that the Transportation 4924
Improvement District is facilitating a portion of funding for 4925
that project or program of projects. 4926

(F) For the purposes of this section: 4927

(1) "Project" has the same meaning as in division (C) of 4928
section 5540.01 of the Revised Code. 4929

(2) "Governmental agency" has the same meaning as in 4930
division (B) of section 5540.01 of the Revised Code. 4931

(3) "Cost" has the same meaning as in division (D) of 4932
section 5540.01 of the Revised Code. 4933

Section 203.43. HIGHWAY CONSTRUCTION - FEDERAL 4934

Of the foregoing appropriation item 772422, Highway 4935
Construction - Federal, \$33,000,000 in each fiscal year shall be 4936
used to support public transportation statewide through the 4937
Federal Highway Administration (FHWA) flexible funding program. 4938

Section 203.45. REGIONAL TRANSPORTATION PLANNING 4939
ORGANIZATIONS 4940

Of the foregoing appropriation item 772422 Highway 4941
Construction - Federal, \$5,000,000 in each fiscal year shall be 4942
used by Regional Transportation Planning Organizations to 4943
conduct a rural transportation planning grant program. 4944

OHIO WORKFORCE MOBILITY PARTNERSHIP PROGRAM 4945

Of the foregoing appropriation item 772422 Highway 4946
Construction - Federal, \$15,000,000 in each fiscal year shall be 4947
used by the Ohio Department of Transportation to administer the 4948
Ohio Workforce Mobility Partnership Program established in 4949
Section 755.20 of this act. 4950

Section 203.47. STRATEGIC TRANSPORTATION AND DEVELOPMENT 4951
ANALYSIS 4952

The foregoing appropriation item 776672, Strategic 4953
Transportation and Development Analysis, shall be used for a 4954
statewide study of the Ohio transportation system, in 4955
collaboration with the Department of Development and the 4956
Governor's Office of Workforce Transformation. The study shall 4957
analyze statewide and regional demographics, investigate 4958
economic development growth opportunities, examine current 4959
transportation systems and capacities, forecast passenger and 4960
freight travel needs over a ten, twenty, and thirty year 4961
timeframe, identify current and future transportation links, 4962
evaluate and rank current and potential risks of future system 4963

congestion, and make actionable recommendations for 4964
transportation system projects to support statewide economic 4965
growth, including improving links between Toledo and Columbus 4966
and between Sandusky and Columbus. At any time, individual 4967
hotspot locations may receive advanced analysis of conceptual 4968
remedies with planning-level costs. The Department of 4969
Transportation may contract with third parties as necessary to 4970
execute this study. The study shall be completed by December 31, 4971
2024. 4972

BRENT SPENCE BRIDGE CORRIDOR PROJECT 4973

All spending related to the Brent Spence Bridge Corridor 4974
Project shall be documented in the Ohio Administrative Knowledge 4975
System (OAKS) and made visible in the Ohio State and Local 4976
Government Expenditure Database pursuant to section 113.71 of 4977
the Revised Code. 4978

Section 203.50. BOND ISSUANCE AUTHORIZATION 4979

The Treasurer of State, upon the request of the Director 4980
of Transportation, is authorized to issue and sell, in 4981
accordance with Section 2m of Article VIII, Ohio Constitution, 4982
and Chapter 151. and particularly sections 151.01 and 151.06 of 4983
the Revised Code, obligations, including bonds and notes, in the 4984
aggregate amount of \$251,000,000 in addition to the original 4985
issuance of obligations authorized by prior acts of the General 4986
Assembly. 4987

The obligations shall be issued and sold from time to time 4988
in amounts necessary to provide sufficient moneys to the credit 4989
of the Highway Capital Improvement Fund (Fund 7042) created by 4990
section 5528.53 of the Revised Code to pay costs charged to the 4991
fund when due as estimated by the Director of Transportation, 4992

provided, however, that not more than \$220,000,000 original 4993
principal amount of obligations, plus the principal amount of 4994
obligations that in prior fiscal years could have been, but were 4995
not, issued within the \$220,000,000 limit, may be issued in any 4996
fiscal year, and not more than \$1,200,000,000 original principal 4997
amount of such obligations are outstanding at any one time. 4998

Section 203.60. APPROPRIATION TRANSFERS, APPROPRIATION 4999
INCREASES, AND CASH TRANSFERS 5000

(A) TRANSFERS OF HIGHWAY OPERATING FUND APPROPRIATIONS: 5001
EMERGENCIES, INCLEMENT WEATHER, AND FEDERAL FUNDING CHANGES 5002

The Director of Transportation may request the Controlling 5003
Board to approve transfers between Highway Operating Fund (Fund 5004
7002) appropriations for planning and research (appropriation 5005
items 771411 and 771412), highway construction and debt service 5006
(appropriation items 772421, 772422, 772424, 772425, 772437, 5007
772438, and 770003), highway maintenance (appropriation item 5008
773431), public transportation - federal (appropriation item 5009
775452), rail grade crossings (appropriation item 776462), 5010
aviation (appropriation item 777475), airport improvement 5011
(appropriation item 777472), and administration (appropriation 5012
item 779491). The Director of Transportation may not seek 5013
requests of appropriation transfers out of debt service 5014
appropriation items unless the Director determines that the 5015
appropriated amounts exceed the actual and projected debt 5016
service requirements. 5017

This transfer request authorization is intended to provide 5018
for emergency situations or for the purchase of goods and 5019
services relating to dangerous inclement weather that arise 5020
during the biennium ending June 30, 2025. It also is intended to 5021
allow the Department to adjust to circumstances affecting the 5022

obligation and expenditure of federal funds.	5023
(B) TRANSFERS OF FEDERAL AND LOCAL FUNDED APPROPRIATIONS:	5024
HIGHWAY, PLANNING, TRANSIT, RAIL, AND AVIATION	5025
The Director of Transportation may request the Controlling	5026
Board to approve the transfer of appropriations between	5027
appropriation items 772422, Highway Construction - Federal,	5028
771412, Planning and Research - Federal, 775452, Public	5029
Transportation - Federal, 775454, Public Transportation - Other,	5030
776475, Federal Rail Administration, 776462, Grade Crossing -	5031
Federal, and 777472, Airport Improvements - Federal.	5032
(C) TRANSFERS OF APPROPRIATIONS AND CASH: STATE	5033
INFRASTRUCTURE BANK	5034
The Director of Transportation may request the Controlling	5035
Board to approve the transfer of appropriations and cash of the	5036
Infrastructure Bank funds created in section 5531.09 of the	5037
Revised Code, including transfers between fiscal years 2024 and	5038
2025.	5039
The Director of Transportation may request the Controlling	5040
Board to approve the transfer of appropriations and cash from	5041
the Highway Operating Fund (Fund 7002) to the Infrastructure	5042
Bank funds created in section 5531.09 of the Revised Code. The	5043
Director of Budget and Management may transfer from the	5044
Infrastructure Bank funds to Fund 7002 up to the amounts	5045
originally transferred to the Infrastructure Bank funds under	5046
this section. However, the Director may not make transfers	5047
between modes or transfers between different funding sources.	5048
(D) TRANSFERS OF APPROPRIATIONS AND CASH: TOLLING FUNDS	5049
The Director of Transportation may request the Controlling	5050
Board to approve the transfer of appropriations and cash of the	5051

Ohio Toll Fund and any subaccounts created in section 5531.14 of 5052
the Revised Code, including transfers between fiscal years 2024 5053
and 2025. 5054

(E) INCREASING APPROPRIATIONS: STATE FUNDS 5055

In the event that receipts or unexpended balances credited 5056
to the Highway Operating Fund (Fund 7002) exceed the estimates 5057
upon which the appropriations have been made in this act, upon 5058
the request of the Director of Transportation, the Controlling 5059
Board may approve expenditures, in excess of the amounts 5060
appropriated, from the Highway Operating Fund in the manner 5061
prescribed in section 131.35 of the Revised Code. The amounts 5062
approved by the Controlling Board under this division are hereby 5063
appropriated. 5064

(F) INCREASING APPROPRIATIONS: FEDERAL AND LOCAL FUNDS 5065

In the event that receipts or unexpended balances credited 5066
to the Highway Operating Fund (Fund 7002) or apportionments or 5067
allocations made available from the federal and local 5068
governments exceed the estimates upon which the appropriations 5069
have been made in this act, upon the request of the Director of 5070
Transportation, the Controlling Board may approve expenditures, 5071
in excess of the amounts appropriated, from the Highway 5072
Operating Fund in the manner prescribed in section 131.35 of the 5073
Revised Code. The amounts approved by the Controlling Board 5074
under this division are hereby appropriated. 5075

(G) TRANSFERS OF CASH BETWEEN THE HIGHWAY OPERATING FUND 5076
AND THE HIGHWAY CAPITAL IMPROVEMENT FUND 5077

Upon the request of the Director of Transportation, the 5078
Director of Budget and Management may transfer cash from the 5079
Highway Operating Fund (Fund 7002) to the Highway Capital 5080

Improvement Fund (Fund 7042) created in section 5528.53 of the Revised Code. The Director of Budget and Management may transfer cash from Fund 7042 to Fund 7002 up to the amount of cash previously transferred to Fund 7042 under this section.

(H) DEPUTY INSPECTOR GENERAL FOR ODOT FUNDING 5085

On July 1 and January 1 of each year in the biennium ending June 30, 2025, or as soon as possible thereafter, respectively, the Director of Budget and Management shall transfer \$200,000 cash, for each semiannual period, from the Highway Operating Fund (Fund 7002) to the Deputy Inspector General for ODOT Fund (Fund 5FA0).

The Inspector General, with the consent of the Director of Budget and Management, may request the Controlling Board to approve additional transfers of cash and expenditures in excess of the amount appropriated under appropriation item 965603, Deputy Inspector General for ODOT, if additional amounts are necessary. The amounts approved by the Controlling Board are hereby appropriated.

(I) LIQUIDATION OF UNFORESEEN LIABILITIES 5099

Any appropriation made from the Highway Operating Fund (Fund 7002) not otherwise restricted by law is available to liquidate unforeseen liabilities arising from contractual agreements of prior years when the prior year encumbrance is insufficient.

(J) ELECTRIC VEHICLE EXPENDITURES 5105

The Director of Transportation shall request Controlling Board approval for any expenditure of funds received under the federal "Infrastructure Investment and Jobs Act," Pub. L. No. 117-58, that are to be used for the construction or maintenance

of electric vehicle charging stations. Any such expenditures 5110
approved by the Controlling Board are hereby appropriated. 5111

Section 203.65. REAPPROPRIATIONS 5112

In each year of the biennium ending June 30, 2025, the 5113
Director of Budget and Management may request the Controlling 5114
Board to approve the expenditure of any remaining unencumbered 5115
balances of prior years' appropriations to the Ohio Highway 5116
Transportation Safety Fund (Fund 5XI0), the Highway Operating 5117
Fund (Fund 7002), the Highway Capital Improvement Fund (Fund 5118
7042), and the Infrastructure Bank funds created in section 5119
5531.09 of the Revised Code for the same purpose in the 5120
following fiscal year. The amounts approved by the Controlling 5121
Board are hereby reappropriated. 5122

Prior to the Director of Budget and Management's seeking 5123
approval of the Controlling Board, the Director of 5124
Transportation shall develop a reappropriation request plan that 5125
identifies the appropriate fund and appropriation item of the 5126
reappropriation, and the reappropriation request amount and 5127
submit the plan to the Director of Budget and Management for 5128
evaluation. The Director of Budget and Management may request 5129
additional information necessary for evaluating the 5130
reappropriation request plan, and the Director of Transportation 5131
shall provide the requested information to the Director of 5132
Budget and Management. Based on the information provided by the 5133
Director of Transportation, the Director of Budget and 5134
Management shall determine amounts to be reappropriated by fund 5135
and appropriation item to submit to the Controlling Board for 5136
its approval. 5137

Any balances of prior years' unencumbered appropriations 5138
to the Highway Operating Fund (Fund 7002), the Highway Capital 5139

Improvement Fund (Fund 7042), the Ohio Highway Transportation 5140
Safety Fund (Fund 5XI0), and the Infrastructure Bank funds 5141
created in section 5531.09 of the Revised Code for which 5142
reappropriations are requested and approved are subject to the 5143
availability of revenue in the funds. 5144

Section 203.70. MAINTENANCE OF INTERSTATE HIGHWAYS 5145

The Department of Transportation has the responsibility to 5146
maintain all interstate highways in the state. The Director of 5147
Transportation may enter into an agreement with a political 5148
subdivision to allow the political subdivision to remove snow 5149
and ice and maintain, repair, improve, or provide lighting upon 5150
interstate highways that are located within the boundaries of 5151
the political subdivision, in a manner adequate to meet the 5152
requirements of federal law. 5153

When agreed in writing by the Director of Transportation 5154
and the legislative authority of a political subdivision and 5155
notwithstanding sections 125.01 and 125.11 of the Revised Code, 5156
the Department of Transportation may reimburse a political 5157
subdivision for all or any part of the costs, as provided by 5158
such agreement, incurred by the political subdivision in 5159
maintaining, repairing, lighting, and removing snow and ice from 5160
the interstate system. 5161

Section 203.80. PUBLIC TRANSPORTATION HIGHWAY PURPOSE 5162
GRANTS 5163

The Director of Transportation may use revenues from the 5164
state motor vehicle fuel tax to match approved federal grants 5165
awarded to the Department of Transportation, regional transit 5166
authorities, or eligible public transportation systems, for 5167
public transportation highway purposes, or to support local or 5168

state-funded projects for public transportation highway 5169
purposes. 5170

Public transportation highway purposes include (1) the 5171
construction or repair of high-occupancy vehicle traffic lanes, 5172
(2) the acquisition or construction of park-and-ride facilities, 5173
(3) the acquisition or construction of public transportation 5174
vehicle loops, (4) the construction or repair of bridges used by 5175
public transportation vehicles or that are the responsibility of 5176
a regional transit authority or other public transportation 5177
system, or (5) other similar construction that is designated as 5178
an eligible public transportation highway purpose. Motor vehicle 5179
fuel tax revenues may not be used for operating assistance or 5180
for the purchase of vehicles, equipment, or maintenance 5181
facilities. 5182

Section 203.90. AGREEMENTS WITH FEDERAL AGENCIES FOR 5183
ENVIRONMENTAL REVIEW PURPOSES 5184

The Director of Transportation may enter into agreements 5185
as provided in this section with the United States or any 5186
department or agency of the United States, including, but not 5187
limited to, the United States Army Corps of Engineers, the 5188
United States Forest Service, the United States Environmental 5189
Protection Agency, and the United States Fish and Wildlife 5190
Service. An agreement entered into pursuant to this section 5191
shall be solely for the purpose of dedicating staff to the 5192
expeditious and timely review of environmentally related 5193
documents submitted by the Director of Transportation, as 5194
necessary for the approval of federal permits. 5195

The agreements may include provisions for advance payment 5196
by the Director of Transportation for labor and all other 5197
identifiable costs of the United States or any department or 5198

agency of the United States providing the services, as may be 5199
estimated by the United States, or the department or agency of 5200
the United States. 5201

The Director shall submit a request to the Controlling 5202
Board indicating the amount of the agreement, the services to be 5203
performed by the United States or the department or agency of 5204
the United States, and the circumstances giving rise to the 5205
agreement. 5206

Section 203.100. INDEFINITE DELIVERY INDEFINITE QUANTITY 5207
CONTRACTS 5208

(A) As used in this section, "indefinite delivery 5209
indefinite quantity contract" means a contract for an indefinite 5210
quantity, within stated limits, of supplies or services that 5211
will be delivered by the awarded bidder over a defined contract 5212
period. 5213

(B) The Director of Transportation shall advertise and 5214
seek bids for, and shall award, indefinite delivery indefinite 5215
quantity contracts for not more than two projects in fiscal year 5216
2024 and for not more than two projects in fiscal year 2025. For 5217
purposes of entering into indefinite delivery indefinite 5218
quantity contracts, the Director shall do all of the following: 5219

(1) Prepare bidding documents; 5220

(2) Establish contract forms; 5221

(3) Determine contract terms and conditions, including the 5222
following: 5223

(a) The maximum overall value of the contract, which may 5224
include an allowable increase of one hundred thousand dollars or 5225
five per cent of the advertised contract value, whichever is 5226

less; 5227

(b) The duration of the contract, including a time 5228
extension of up to one year if determined appropriate by the 5229
Director; 5230

(c) The defined geographical area to which the contract 5231
applies, which shall be not greater than the size of one 5232
district of the Department of Transportation. 5233

(4) Develop and implement a work order process in order to 5234
provide the awarded bidder adequate notice of requested supplies 5235
or services, the anticipated quantities of supplies, and work 5236
location information for each work order; 5237

(5) Take any other action necessary to fulfill the duties 5238
and obligations of the Director under this section. 5239

(C) Section 5525.01 of the Revised Code applies to 5240
indefinite delivery indefinite quantity contracts. 5241

Section 207.10. 5242

5243

	1	2	3	4	5
A	DEV DEPARTMENT OF DEVELOPMENT				
B	Dedicated Purpose Fund Group				
C	4W00	195629	Roadwork Development	\$15,200,000	\$15,200,000
D	TOTAL DPF Dedicated Purpose Fund Group			\$15,200,000	\$15,200,000

E TOTAL ALL BUDGET FUND GROUPS \$15,200,000 \$15,200,000

Section 207.20. ROADWORK DEVELOPMENT 5244

The foregoing appropriation item 195629, Roadwork 5245
Development, shall be used for road improvements associated with 5246
economic development opportunities that will retain or attract 5247
businesses for Ohio, including the construction, reconstruction, 5248
maintenance, or repair of public roads that provide access to a 5249
public airport or are located within a public airport. "Road 5250
improvements" are improvements to public roadway facilities 5251
located on, or serving or capable of serving, a project site, 5252
and include the construction, reconstruction, maintenance or 5253
repair of public roads that provide access to a public airport 5254
or are located within a public airport. The appropriation item 5255
may be used in conjunction with any other state funds 5256
appropriated for infrastructure improvements. 5257

The Director of Budget and Management, pursuant to a plan 5258
submitted by the Director of Development or as otherwise 5259
determined by the Director of Budget and Management, shall set a 5260
cash transfer schedule to meet the cash needs of the Roadwork 5261
Development Fund (Fund 4W00) used by the Department of 5262
Development, less any other available cash. The Director of 5263
Budget and Management shall transfer such cash amounts from the 5264
Highway Operating Fund (Fund 7002) to Fund 4W00 at such times as 5265
determined by the transfer schedule. 5266

The Director of Transportation, under the direction of the 5267
Director of Development, shall provide these funds in accordance 5268
with all guidelines and requirements established for other 5269
Department of Development programs, including Controlling Board 5270
review and approval, as well as the requirements for usage of 5271

motor vehicle fuel tax revenue prescribed in Section 5a of 5272
 Article XII, Ohio Constitution. Should the Department of 5273
 Development require the assistance of the Department of 5274
 Transportation to bring a project to completion, the Department 5275
 of Transportation shall use its authority under Title 55 of the 5276
 Revised Code to provide such assistance and may enter into 5277
 contracts on behalf of the Department of Development. 5278

Section 209.10. 5279

5280

	1	2	3	4	5
A			PWC PUBLIC WORKS COMMISSION		
B			Dedicated Purpose Fund Group		
C	7052	150402	Local Transportation Improvement Program - Operating	\$328,705	\$323,792
D	7052	150701	Local Transportation Improvement Program	\$60,000,000	\$64,000,000
E			TOTAL DPF Dedicated Purpose Fund Group	\$60,328,705	\$64,323,792
F			TOTAL ALL BUDGET FUND GROUPS	\$60,328,705	\$64,323,792

Section 209.20. REAPPROPRIATIONS 5281

All capital appropriations from the Local Transportation 5282
 Improvement Program Fund (Fund 7052) in H.B. 74 of the 134th 5283
 General Assembly remaining unencumbered as of June 30, 2023, may 5284
 be reappropriated for use during the period July 1, 2023, 5285

through June 30, 2024, for the same purpose. 5286

Notwithstanding division (B) of section 127.14 of the 5287
Revised Code, all capital appropriations and reappropriations 5288
from the Local Transportation Improvement Program Fund (Fund 5289
7052) in this act remaining unencumbered as of June 30, 2024, 5290
are reappropriated for use during the period July 1, 2024, 5291
through June 30, 2025, for the same purposes, subject to the 5292
availability of revenue as determined by the Director of the 5293
Public Works Commission. 5294

TEMPORARY TRANSFERS 5295

Notwithstanding section 127.14 of the Revised Code, the 5296
Director of Budget and Management may transfer cash from the 5297
Local Transportation Improvement Fund (Fund 7052) to the State 5298
Capital Improvement Fund (Fund 7038) and the Clean Ohio 5299
Conservation Fund (Fund 7056). The Director of Budget and 5300
Management may approve temporary cash transfers if such 5301
transfers are needed for capital outlays for which notes or 5302
bonds will be issued. When there is a sufficient cash balance in 5303
the fund that receives a cash transfer under this section, the 5304
Director of Budget and Management shall transfer cash from that 5305
fund to Fund 7052 in order to repay Fund 7052 for the amount of 5306
the temporary cash transfers made under this section. Any 5307
transfers executed under this section shall be reported to the 5308
Controlling Board by June 30 of the fiscal year in which the 5309
transfer occurred. 5310

Section 221.10. 5311

5312

A		RDF STATE REVENUE DISTRIBUTIONS		
B		Revenue Distribution Fund Group		
C	7060 110652	Gasoline Excise Tax Fund - Municipal	\$390,522,523	\$394,427,748
D	7060 110653	Gasoline Excise Tax Fund - Township	\$202,000,662	\$204,020,669
E	7060 110654	Gasoline Excise Tax Fund - County	\$336,676,815	\$340,043,583
F		TOTAL Revenue Distribution Fund Group	\$929,200,000	\$938,492,000
G		TOTAL ALL BUDGET FUND GROUPS	\$929,200,000	\$938,492,000

The foregoing appropriation item, 110652 Gasoline Excise Tax Fund - Municipal, shall be used to make payments to municipalities under sections 5735.051 and 5735.27 of the Revised Code. The foregoing appropriation item, 110653 Gasoline Excise Tax Fund - Township, shall be used to make payments to townships under those sections. The foregoing appropriation item, 110654 Gasoline Excise Tax Fund - County, shall be used to make payments to counties under those sections. The foregoing appropriation item, 110654 Gasoline Excise Tax Fund - County, shall also be used to make payments to the Ohio Turnpike and Infrastructure Commission under section 5735.051 of the Revised Code.

Appropriation items in Section 221.10 of this act shall be used for the purpose of administering and distributing the designated revenue distribution fund according to the Revised

Code. If it is determined that additional appropriations are 5328
 necessary for this purpose, such amounts are hereby 5329
 appropriated. 5330

Section 301.10. All items in sections of this act prefixed 5331
 with numbers in the 300s are hereby appropriated as designated 5332
 out of any moneys in the state treasury to the credit of the 5333
 designated fund. For all operating appropriations made in these 5334
 sections, those in the first column are for fiscal year 2022 and 5335
 those in the second column are for fiscal year 2023. The 5336
 operating appropriations made in sections of this act prefixed 5337
 in the 300s are in addition to any other operating 5338
 appropriations made for these fiscal years. 5339

Section 305.10. 5340

5341

	1	2	3	4	5
A	CSR CAPITOL SQUARE REVIEW AND ADVISORY BOARD				
B	General Revenue Fund				
C	GRF	874320	Maintenance and Equipment	\$0	\$100,000
D	TOTAL GRF General Revenue Fund			\$0	\$100,000
E	TOTAL ALL BUDGET FUND GROUPS			\$0	\$100,000

Section 350.10. Within the limits set forth in this act, 5342
 the Director of Budget and Management shall establish accounts 5343
 indicating the source and amount of funds for each appropriation 5344
 made in sections of this act prefixed with numbers in the 300s, 5345

and shall determine the manner in which appropriation accounts 5346
shall be maintained. Expenditures from operating appropriations 5347
contained in sections of this act prefixed with numbers in the 5348
300s shall be accounted for as though made in, and are subject 5349
to, all applicable provisions of H.B. 110 of the 134th General 5350
Assembly. 5351

Section 501.10. LIMITATION ON USE OF CAPITAL 5352
APPROPRIATIONS 5353

The capital appropriations made in this act for buildings 5354
or structures, including remodeling and renovations, are limited 5355
to: 5356

(A) Acquisition of real property or interests in real 5357
property; 5358

(B) Buildings and structures, which includes construction, 5359
demolition, complete heating and cooling, lighting and lighting 5360
fixtures, and all necessary utilities, ventilating, plumbing, 5361
sprinkling, water, and sewer systems, when such systems are 5362
authorized or necessary; 5363

(C) Architectural, engineering, and professional services 5364
expenses directly related to the projects; 5365

(D) Machinery that is a part of structures at the time of 5366
initial acquisition or construction; 5367

(E) Acquisition, development, and deployment of new 5368
computer systems, including the redevelopment or integration of 5369
existing and new computer systems, but excluding regular or 5370
ongoing maintenance or support agreements; 5371

(F) Furniture, fixtures, or equipment that meets all the 5372
following criteria: 5373

(1) Is essential in bringing the facility up to its 5374
intended use or is necessary for the functioning of the 5375
particular facility or project; 5376

(2) Has a unit cost, and not the individual parts of a 5377
unit, of about \$100 or more; and 5378

(3) Has a useful life of five years or more. 5379

Furniture, fixtures, or equipment that is not an integral 5380
part of or directly related to the basic purpose or function of 5381
a project for which moneys are appropriated shall not be paid 5382
from these appropriations. 5383

Section 503.10. STATE ARBITRAGE REBATE AUTHORIZATION 5384

If it is determined that a payment is necessary in the 5385
amount computed at the time to represent the portion of 5386
investment income to be rebated or amounts in lieu of or in 5387
addition to any rebate amount to be paid to the federal 5388
government in order to maintain the exclusion from gross income 5389
for federal income tax purposes of interest on those state 5390
obligations under section 148(f) of the Internal Revenue Code, 5391
such amount is hereby appropriated from those funds designated 5392
by or pursuant to the applicable proceedings authorizing the 5393
issuance of state obligations. 5394

Payments for this purpose shall be approved and vouchered 5395
by the Office of Budget and Management. 5396

Section 509.10. AUTHORIZATION FOR TREASURER OF STATE AND 5397
OBM TO EFFECTUATE CERTAIN LEASE RENTAL PAYMENTS 5398

The Office of Budget and Management shall process payments 5399
from lease rental payment appropriation items during the period 5400
from July 1, 2023, to June 30, 2025, pursuant to the lease and 5401

other agreements relating to bonds or notes issued under Section 5402
2i of Article VIII of the Ohio Constitution and Chapters 152. 5403
and 154. of the Revised Code, and acts of the General Assembly. 5404
Payments shall be made upon certification by the Treasurer of 5405
State of the dates and amounts due on those dates. 5406

Section 509.20. LEASE AND DEBT SERVICE PAYMENTS 5407

Certain appropriations are in this act for the purpose of 5408
paying debt service and financing costs on general obligation 5409
bonds or notes of the state and for the purpose of making lease 5410
rental and other payments under leases and agreements relating 5411
to bonds or notes issued under the Ohio Constitution, Revised 5412
Code, and acts of the General Assembly. If it is determined that 5413
additional appropriations are necessary for this purpose, such 5414
amounts are hereby appropriated. 5415

Section 610.10. That Section 265.325 of H.B. 110 of the 5416
134th General Assembly be amended to read as follows: 5417

Sec. 265.325. SCHOOL BUS PURCHASE 5418

The foregoing appropriation item 200663, School Bus 5419
Purchase, shall be used to distribute bus purchasing grants to 5420
city, local, and exempted village school districts pursuant to 5421
section 3317.071 of the Revised Code. 5422

An amount equal to the unexpended, unencumbered balance of 5423
the foregoing appropriation item 200663, School Bus Purchase, at 5424
the end of fiscal year 2022 is hereby reappropriated for the 5425
same purpose in fiscal year 2023. 5426

Notwithstanding any provision of law to the contrary, 5427
awards under this section may be used by recipients through 5428
fiscal year 2024 according to guidelines established by the 5429
Department of Education. 5430

Section 610.11. That existing Section 265.325 of H.B. 110 5431
of the 134th General Assembly is hereby repealed. 5432

Section 610.16. That Sections 223.15 (as amended by H.B. 5433
45 of the 134th General Assembly), 243.10, and 243.20 of H.B. 5434
687 of the 134th General Assembly be amended to read as follows: 5435

Sec. 223.15. The foregoing appropriation item C725E2, 5436
Local Parks, Recreation, and Conservation Projects, shall be 5437
used to support the projects listed in this section. An amount 5438
equal to two per cent of the projects listed may be used by the 5439
Department of Natural Resources for the administration of local 5440
projects. 5441

5442

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A	Project List	
B	Mentor Erosion Mitigation	\$3,000,000
C	Heritage Trail Extension	\$2,500,000
D	Lima Community Pool	\$2,400,000
E	Cleveland Zoo Primate Rainforest	\$1,700,000
F	Columbus Zoo	\$1,400,000
G	Cincinnati Findlay Community and Recreation Center	\$1,200,000
H	Gateway to Freedom Park	\$1,200,000

I	Akron Area YMCA Camp Y-Noah Capital Improvement	\$1,000,000
J	Euclid Waterfront Improvement Plan - Phase III	\$1,000,000
K	Franklin Park Conservatory Renovation of the Wolfe Palm House and the Davis Showhouse	\$1,000,000
L	Cincinnati Zoo and Botanical Garden Pedestrian Bridge	\$900,000
M	The Wilds RV Park and Campground	\$900,000
N	Irishtown Bend and Canal Basin Park	\$850,000
O	Cincinnati Playhouse in the Park	\$800,000
P	Lima Rotary Community Stage and Park	\$800,000
Q	Copley Ridgewood Trail	\$750,000
R	Delhi Towne Square	\$750,000
S	Environmental Education Pavilion at Forest Lawn Stormwater Park	\$750,000
T	Glen Helen Nature Preserve Accessibility Improvements	\$750,000
U	Lebanon Scenic Railway Bridge	\$750,000

V	Strongsville Town Center Enhancement and Walkability Initiative	\$725,000
W	Salem City Village Green Park	\$700,000
X	Green Township Veterans Park Enhancement	\$650,000
Y	Ohio Bird Sanctuary	\$600,000
Z	Stark Parks Magnolia Flouring Mill Public Access	\$571,000
AA	ArtsinStark Park	\$500,000
AB	Indian Lake Maintenance	\$500,000
AC	North Ridgeville Mills Creek	\$500,000
AD	Sidney Feeder Canal Bike Trail	\$500,000
AE	Sylvania YMCA	\$500,000
AF	The Foundry	\$500,000
AG	Vienna Air Heritage Park	\$500,000
AH	Litzenberg Memorial Woods Improvement Project	\$498,000
AI	Geneva Township Park - Old Lake Road Shoreline Restoration	\$450,000
AJ	Hamilton-Clover Groff Trail	\$450,000

	Project	
AK	Lake Erie Shoreline Erosion Mitigation	\$450,000
AL	McCord Park Renovations	\$450,000
AM	Mentor Marsh Observation Tower	\$450,000
AN	Replacement of Discovery Frontier Playground at Fryer Park	\$450,000
AO	Mosquito Creek Lake Park Improvements	\$404,000
AP	Avon Traxler Preserve	\$400,000
AQ	Chagrin Meadows Preserve	\$400,000
AR	Fort Colerain Phase III	\$400,000
AS	Kelleys Island East Lakeshore Shoreline Protection	\$400,000
AT	Lake Metroparks Lake Erie Shoreline Trail and Revetment Wall	\$400,000
AU	Mason Makino Park	\$400,000
AV	McDonald Commons Renovation and Construction	\$400,000
AW	Ripley Freedom Landing	\$400,000

	Riverfront Development	
AX	Solon to Chagrin Falls Multi-Purpose Trail	\$400,000
AY	Hamilton Beltline Recreational Trail	\$380,000
AZ	Holbrook Hollows Park Expansion	\$375,000
BA	Alum Creek Pedestrian/Bike Bridge - Bexley	\$350,000
BB	Boeckling Building Pier	\$350,000
BC	CROWN Wasson Way Crossing Improvements	\$350,000
BD	Fairport Harbor Marina Boat Launch	\$350,000
BE	Hiking Trails and Playground Refurbishment - Cincinnati	\$350,000
BF	Elyria Intergenerational Community Center	\$350,000
BG	Medina Recreation Center	\$350,000
BH	Project Playground Galena	\$350,000
BI	Wauseon Community Social and Recreational Center	\$350,000
BJ	Twinsburg Glen Chamberlin Park	\$338,000

BK	Botkins Community Park	\$300,000
BL	Camp Joy	\$300,000
BM	Canal Fulton Community Park	\$300,000
BN	Canton Township Faircrest Park	\$300,000
BO	Chagrin River Trail	\$300,000
BP	Creston Community Park Renovations	\$300,000
BQ	Edge Adventure Park	\$300,000
BR	Harbin Park ADA-Accessible Play Area and Splash Pad	\$300,000
BS	Kalida St. Michael Holy Name Ballpark	\$300,000
BT	Legacy Park Shelter House and Restrooms Project - Cridersville	\$300,000
BU	Liberty Landing Phase II	\$300,000
BV	Lincoln Heights Memorial Athletic Field Renovations	\$300,000
BW	Marysville Heritage Park	\$300,000
BX	Massillon Park Splash Pad	\$300,000
BY	Mayerson JCC Expansion	\$300,000

BZ	Meredith Park	\$300,000
CA	Niles Bike Path Bridge Improvements	\$300,000
CB	North Canton Dogwood Pool House	\$300,000
CC	Olmsted Township Nature Trail and Bark Park	\$300,000
CD	Plain Township Diamond Park Historic Barn	\$300,000
CE	Town Square Redevelopment - Blue Ash	\$300,000
CF	Willadale Trail- Boettler/Southgate Connector	\$275,000
CG	Fallen Timbers Family Recreation Center Pool Replacement <u>Capital</u> <u>Improvements</u>	\$275,000
CH	Grailville Park Improvements	\$260,000
CI	Streetsboro Industrial Park	\$250,000
CJ	Brunswick Recreation Center	\$250,000
CK	Chudzinski Johansen Conservancy Park	\$250,000
CL	Clearcreek Park Trail	\$250,000
CM	Coke Oven Community Civic Center	\$250,000

	Park	
CN	Covington - Schoolhouse Park	\$250,000
CO	Girl Scouts of Western Ohio - EMPOWER HER	\$250,000
CP	Girl Scouts of Western Ohio Camp Libbey	\$250,000
CQ	Johnstown Splash Pad	\$250,000
CR	Lockington Trail Bridge	\$250,000
CS	Lodi Community Park	\$250,000
CT	Louisville Metzger Park	\$250,000
CU	Noble County Heritage Park	\$250,000
CV	Rotary Lodge at River Cliff Park Renovation	\$250,000
CW	Schoonover Observatory Improvements	\$250,000
CX	SPIRE Institute and Academy	\$250,000
CY	Timken Gatehouse Renovation	\$250,000
CZ	West Carrollton Whitewater Park	\$250,000
DA	Wooster Barnes Preserve	\$250,000
DB	Valleyview Park	\$240,000

DC	Cave Lake Dam	\$225,000
DD	Moonville Rail Trail	\$225,000
DE	Dan Beard Scout Camp Flooding and Erosion Mitigation	\$223,000
DF	Chillicothe Paint Creek Recreational Trail	\$215,000
DG	Ashtabula Township Park - Restoration	\$200,000
DH	Augusta Community Park	\$200,000
DI	Bryan Lincoln Park	\$200,000
DJ	Camp Oty'Okwa Capital Improvements	\$200,000
DK	Center Gateway Improvement Project - Rocky River	\$200,000
DL	Centerville Benham's Grove	\$200,000
DM	City of Monroe Lookout Point	\$200,000
DN	Coshocton County Connector	\$200,000
DO	Franklin Furnace Park	\$200,000
DP	Great Miami River Trail - Middletown to Monroe Segment Construction Project	\$200,000

DQ	Memorial Park All-Purpose Trail - North Royalton	\$200,000
DR	Mount Aloysius Community Rec Center	\$200,000
DS	Portage Bike and Hike Trail - Mill Race Segment	\$200,000
DT	Seven Gables Park Playground Replacement	\$200,000
DU	Sylvania Plummer Pool	\$200,000
DV	Tuscarawas Memorial Park Improvements	\$200,000
DW	Wellness at the Generational Recreation Complex- Construction	\$200,000
DX	West Farmington Park Improvements	\$200,000
DY	Shawnee West Buckeye Trail	\$195,000
DZ	Jim Terrell Park Canoe/Kayak Launch	\$190,000
EA	Racine Star Mill Park	\$190,000
EB	Darke County Art Trail	\$180,000
EC	Bryn Du Barn	\$175,000
ED	Erie MetroParks Nature Center	\$175,000

EE	Norton Bicentennial Park	\$175,000
EF	Ohio and Erie Canal Restoration	\$175,000
EG	Concord Township Park Renovation	\$172,000
EH	Ward Park Swimming Pool Filtration System Replacement	\$171,000
EI	Ashland County Corner Park	\$150,000
EJ	Brown County Board of Developmental Disabilities Resource and Community Center	\$150,000
EK	Buckeye Lake Boat Ramps and Pier Enabling Project	\$150,000
EL	Deer Park Chamberlin Park	\$150,000
EM	Elyria Holly Hall	\$150,000
EN	Forest Park Central Park Improvements	\$150,000
EO	Fostoria Splash Pad	\$150,000
EP	Geneva Township Park Commission - Handicap Accessible Ramp	\$150,000
EQ	Gibsonburg Logyard Park	\$150,000
ER	Greenville Downtown Park	\$150,000
ES	Hammertown Lake Improvements	\$150,000

	Project	
ET	Kingsbury Riverfront Park Rehabilitation Project	\$150,000
EU	Lock Nine Riverfront Park	\$150,000
EV	MAGNET's Manufacturing Innovation, Technology and Job Center Park	\$150,000
EW	Mansfield B&O Trail Connector	\$150,000
EX	Mansfield Central Park	\$150,000
EY	Middle Point Recreation Center	\$150,000
EZ	Mount Gilead Park Site Preparations	\$150,000
FA	Navarre Park	\$150,000
FB	North Kingsville Village - Community Park	\$150,000
FC	North Olmsted Community Park Improvements	\$150,000
FD	Olmsted Falls East River Road Park	\$150,000
FE	Portsmouth Market Square Park	\$150,000
FF	Powhatan Point Municipal Park District	\$150,000

FG	Restore Rockefeller	\$150,000
FH	Richwood Splash Pad	\$150,000
FI	Rio Grande Reservoir and Park Improvements	\$150,000
FJ	Seven Hills Calvin Park Drainage Improvements	\$150,000
FK	Unger Park Multi-Use Loop Trail	\$150,000
FL	Urban Meadow Park Connector Trail	\$150,000
FM	Wellsville Marina Dredging	\$150,000
FN	Austintown Township Park Bandshell Replacement	\$140,000
FO	West Union SR 41 Shared Use Path Phase II	\$140,000
FP	Bellefontaine Blue Jacket Park	\$135,000
FQ	Alliance Memorial Park	\$250,000
FR	Antwerp Holly Kobee Memorial Splash Pad	\$125,000
FS	Carey Splash Pad	\$125,000
FT	Flight Line: East Dayton Rails- to-Trails	\$125,000

FU	Friedt Park	\$125,000
FV	Kirtland Community Center	\$125,000
FW	Miami Valley Research Park Bike Path and Pedestrian Bridge	\$125,000
FX	Old Murray City School Building Demolition	\$125,000
FY	Vermillion Main Street Beach and Harbor Access Project	\$125,000
FZ	Clepper Park Pickleball Courts	\$122,000
GA	Village of Fort Loramie Community Park Improvements	\$122,000
GB	North Fork Preserve of Bath	\$120,000
GC	Rootstown Community Park and Gracie Field Paving	\$120,000
GD	New Knoxville Splash Pad and Shelter House	\$110,000
GE	Sally Buffalo Park Stage	\$110,000
GF	South Lebanon Veteran's Park Playground	\$110,000
GG	Middleburg Heights Memorial Hall Courtyard	\$104,000
GH	Akron Zoo Additional Animal	\$100,000

	Housing Phase II	
GI	Bay Village Green Improvements	\$100,000
GJ	Brecksville Field House	\$100,000
GK	Cobblestone Park - Medina	\$100,000
GL	Fairfield Township Veterans Memorial Project	\$100,000
GM	Gahanna Exploration Center	\$100,000
GN	Harmony Park	\$100,000
GO	Highland Heights Park Connector	\$100,000
GP	Holden Arboretum All-Season Trails	\$100,000
GQ	Kenton Saulisberry Park at France Lake	\$100,000
GR	Mansfield Sterkel Park	\$100,000
GS	Marion Lincoln Park	\$100,000
GT	Mecca Township Recreation Center	\$100,000
GU	Montgomery Cultural Arts and Performance Fountain	\$100,000
GV	Ottawa Memorial Pool Splash Pad	\$100,000
GW	Outdoor Theater and Performing	\$100,000

	Arts Community Park - Hillsboro	
GX	Painesville Kiwanis Recreation Park	\$100,000
GY	Pickleball Courts at Patricia Allyn Park	\$100,000
GZ	Plain City Heritage Trail	\$100,000
HA	Plan4Health Perry Township Park Trail Improvement Plan	\$100,000
HB	Police and Fire Dedication Playground - Lyndhurst	\$100,000
HC	Sheffield Village James Day Park	\$100,000
HD	Syracuse Skatepark	\$100,000
HE	The Pony Wagon Trail	\$100,000
HF	The Wilds Shade and Shelter Improvements	\$100,000
HG	Veterans Memorial at Rose Run Park	\$100,000
HH	Village of Bellville Historic Bandstand Renovations	\$100,000
HI	Village of Bentleyville Riverview Community Park	\$100,000
HJ	Village of Middlefield Parks	\$100,000

Upgrades		
HK	Weatherstone Park - Wadsworth	\$100,000
HL	West Alexandria Smith Street Park	\$100,000
HM	Wintersville Recreation Complex	\$100,000
HN	Acres of Adventure Learning Center	\$90,000
HO	Byesville Patriot Park	\$90,000
HP	Malta Park Improvements	\$90,000
HQ	Parma Park Improvements	\$90,000
HR	Perrysville Weltmer Park - Playground	\$85,000
HS	4-H Camp Piedmont Upgrades	\$75,000
HT	Brook Park Central Park	\$75,000
HU	Cuyahoga Heights Willowbrook Connector Trail	\$75,000
HV	Fairborn Memorial Park	\$75,000
HW	Fairview Park Bain Park	\$75,000
HX	Havener Park Improvements	\$75,000
HY	Independence Pool Facility	\$75,000

Improvements		
HZ	Lancaster Nature Trail at AHA!	\$75,000
IA	Leipsic Buckeye Park	\$75,000
IB	Little Miami River Access and Park Development	\$75,000
IC	Loveland Heights Playground Improvements	\$75,000
ID	Middleport-Pomeroy Walking Path Project Phase IV	\$75,000
IE	Monroe Township Park Playground	\$75,000
IF	Mt. Sterling Mason Park	\$75,000
IG	New Concord Swimming Pool	\$75,000
IH	Outdoor Sports Court Revitalization - Springdale	\$75,000
II	Sharon Nature Preserve Trails Phase I	\$75,000
IJ	Wadsworth Safety Town Park	\$75,000
IK	Voice of America MetroPark Tylersville Road Entrance	\$70,000
IL	Wilhelmina Park Trail and Shelter Project	\$70,000

IM	Ellsworth Hills Learning Lab	\$65,000
IN	Roscoe Village Infrastructure Project	\$60,000
IO	Buckeye Trail East Fork Wildlife Area	\$57,000
IP	Caldwell Walking Track Expansion	\$55,000
IQ	Reservoir Park Pathway Pedestrian Bridge - Deshler	\$52,000
IR	McCulloughs Run - Newton	\$50,000
IS	Bellaire Walking Trail	\$50,000
IT	Big Walnut Trail Extension and Park	\$50,000
IU	Big Walnut Trail SE Columbus - Eastland Area	\$50,000
IV	Brunswick Lake ADA Canoe/Kayak Launch	\$50,000
IW	Bryan George Bible Park	\$50,000
IX	Buckeye Lake Crystal Lagoon and Public Park	\$50,000
IY	Center Ice Foundation	\$50,000
IZ	Cleveland Botanical Garden Public Accessible Garden Path	\$50,000

JA	Concord Township Park Restroom Facility Project	\$50,000
JB	Doylestown Memorial Park	\$50,000
JC	Drews Track Memorial Pump Track Expansion	\$50,000
JD	Glass City Enrichment Center	\$50,000
JE	Greenwich Reservoir Park	\$50,000
JF	Leila McGuire Jeffrey Park Playground	\$50,000
JG	Levitt Pavilion Dayton	\$50,000
JH	Madison Village Dana's Park	\$50,000
JI	Madison Village Wetland Trail	\$50,000
JJ	Martins Ferry Recreation Center- Water Splash Park/Ice Rink	\$50,000
JK	Millersport Lions Park	\$50,000
JL	Moscow Ohio River Stabilization, Phase II	\$50,000
JM	Ohio FFA Camp Muskingum	\$50,000
JN	P&G MLB Cincinnati Reds Youth Academy	\$50,000
JO	Penney Nature Center Improvement	\$50,000

	Project	
JP	Prairie Trail/Stitt Park Improvements	\$50,000
JQ	Caldwell Race Track Upgrades	\$50,000
JR	Richmond Heights Community Park Gazebo	\$50,000
JS	Richwood Park Lynn St. Shelterhouse and Parking	\$50,000
JT	Salt Fork State Park	\$50,000
JU	Shade Community Center Upgrades	\$50,000
JV	Tinker's Creek Trail	\$50,000
JW	Village of Bloomdale Reservoir Project	\$50,000
JX	Wapakoneta Waterpark	\$50,000
JY	Walton Hills Thomas Young Park	\$48,000
JZ	Byrd Township Community Center	\$45,000
KA	Selby Building Revitalization	\$45,000
KB	Village of Dunkirk Splash Pad and Storage Building	\$45,000
KC	Burr Oak State Park	\$44,000

KD	Veterans Memorial Park Accessibility Improvements - Liberty Center	\$42,000
KE	Chippewa Falls Rail Trail Parking Lot	\$40,000
KF	Chippewa Park Shelter House	\$40,000
KG	Gates Mills Community House Improvements	\$40,000
KH	Hartinger Park/Diles Park Playground Improvements	\$40,000
KI	Fifth Street Park Play Structure and Splash Pad	\$30,000
KJ	Keener Park Sledding Hill	\$30,000
KK	Alger Park Upgrades	\$25,000
KL	Blue Heron Park Trail Phase II	\$25,000
KM	Charlement Reservation Stable	\$25,000
KN	Gloria Glens Southwest Park Grading	\$25,000
KO	Pickerington Promenade	\$25,000
KP	Plymouth Mary Fate Park	\$25,000
KQ	Blue Heron Park Flood Mitigation	\$20,000

KR	Hardin County Veterans Memorial Park	\$20,000
KS	Malinta Community Park	\$20,000
KT	Zuck Riparian Preserve Trail	\$18,000
KU	Perrysville Weltmer Park - Electrical	\$15,000
KV	Sardinia Veteran's Community Park Revitalization	\$15,000
KW	Kokosing Gap Trail	\$14,000
KX	Paulding County Park District Floating Pier Addition	\$10,000
KY	Buckeye Trail Boesel Easement Bridge	\$2,800
KZ	Paulding County Park District Boat Launch Improvement	\$2,500
LA	Paulding County Park District	\$1,000
LB	Paulding County Park District Pier	\$1,000

Sec. 243.10.

5443

5444

A	PWC PUBLIC WORKS COMMISSION	
B	State Capital Improvements Fund (Fund 7038)	
C	C15000 Local Public Infrastructure/State CIP	\$400,000,000
		<u>\$410,000,000</u>
D	TOTAL State Capital Improvements Fund	\$400,000,000
		<u>\$410,000,000</u>
E	State Capital Improvements Revolving Loan Fund (Fund 7040)	
F	C15030 Revolving Loan	\$82,000,000
G	TOTAL State Capital Improvements Revolving Loan Fund	\$82,000,000
H	Clean Ohio Conservation Fund (Fund 7056)	
I	C15060 Clean Ohio Conservation Program	\$75,000,000
J	TOTAL Clean Ohio Conservation Fund	\$75,000,000
K	TOTAL ALL FUNDS	\$557,000,000
		<u>\$567,000,000</u>

LOCAL PUBLIC INFRASTRUCTURE 5445

Capital appropriations in this act made from the State 5446
 Capital Improvements Fund (Fund 7038) shall be used in 5447
 accordance with sections 164.01 to 164.12 of the Revised Code. 5448
 The Director of the Public Works Commission may certify to the 5449
 Director of Budget and Management that a need exists to 5450
 appropriate investment earnings to be used in accordance with 5451

sections 164.01 to 164.12 of the Revised Code. If the Director 5452
of Budget and Management determines pursuant to division (D) of 5453
section 164.08 and section 164.12 of the Revised Code that 5454
investment earnings are available to support additional 5455
appropriations, such amounts are hereby appropriated. 5456

If the Public Works Commission receives refunds due to 5457
project overpayments that are discovered during a post-project 5458
audit, the Director of the Public Works Commission may certify 5459
to the Director of Budget and Management that refunds have been 5460
received. In certifying the refunds, the Director of the Public 5461
Works Commission shall provide the Director of Budget and 5462
Management information on the project refunds. The certification 5463
shall detail by project the source and amount of project 5464
overpayments received and include any supporting documentation 5465
required or requested by the Director of Budget and Management. 5466
Upon receipt of the certification, the Director of Budget and 5467
Management shall determine if the project refunds are necessary 5468
to support existing appropriations. If the project refunds are 5469
available to support additional appropriations, these amounts 5470
are hereby appropriated to appropriation item C15000, Local 5471
Public Infrastructure/State CIP. 5472

Of the foregoing appropriation item C15000, Local Public 5473
Infrastructure/State CIP, \$10,000,000 shall be used under the 5474
Emergency Program to provide grants to communities to assist 5475
with road-slip emergency projects on nonstate roads or locally 5476
maintained routes and portions of interstates. 5477

REVOLVING LOAN 5478

Capital appropriations in this act made from the State 5479
Capital Improvements Revolving Loan Fund (Fund 7040) shall be 5480
used in accordance with sections 164.01 to 164.12 of the Revised 5481

Code.	5482
If the Public Works Commission receives refunds due to	5483
project overpayments that are discovered during a post-project	5484
audit, the Director of the Public Works Commission may certify	5485
to the Director of Budget and Management that refunds have been	5486
received. In certifying the refunds, the Director of the Public	5487
Works Commission shall provide the Director of Budget and	5488
Management information on the project refunds. The certification	5489
shall detail by project the source and amount of project	5490
overpayments received and include any supporting documentation	5491
required or requested by the Director of Budget and Management.	5492
Upon receipt of the certification, the Director of Budget and	5493
Management shall determine if the project refunds are necessary	5494
to support existing appropriations. If the project refunds are	5495
available to support additional appropriations, these amounts	5496
are hereby appropriated to appropriation item C15030, Revolving	5497
Loan.	5498
 CLEAN OHIO CONSERVATION GRANT REPAYMENTS	5499
 Capital appropriations in this act made from the Clean	5500
Ohio Conservation Fund (Fund 7056) shall be used in accordance	5501
with sections 164.20 to 164.27 of the Revised Code.	5502
 Any amount in grant repayments received by the Public	5503
Works Commission and deposited into the Clean Ohio Conservation	5504
Fund pursuant to section 164.261 of the Revised Code is hereby	5505
appropriated through the foregoing appropriation item C15060,	5506
Clean Ohio Conservation.	5507
 Sec. 243.20. The Ohio Public Facilities Commission is	5508
hereby authorized to issue and sell, in accordance with Sections	5509
2p and 2s of Article VIII, Ohio Constitution, and Chapter 151.	5510

and particularly sections 151.01 and 151.08 of the Revised Code, 5511
original obligations, in an aggregate principal amount not to 5512
exceed ~~\$300,000,000~~ \$310,000,000 in addition to the original 5513
obligations heretofore authorized by prior acts of the General 5514
Assembly. These authorized obligations shall be issued, subject 5515
to applicable constitutional and statutory limitations, as 5516
needed to provide sufficient moneys to the credit of the State 5517
Capital Improvements Fund (Fund 7038) to pay costs of capital 5518
improvement projects of local subdivisions. 5519

Section 610.17. That existing Sections 223.15 (as amended 5520
by H.B. 45 of the 134th General Assembly), 243.10, and 243.20 of 5521
H.B. 687 of the 134th General Assembly are hereby repealed. 5522

Section 610.50. That Section 15149 of the General Code, 5523
Section 1 of Am. S.B. 200 of the 98th General Assembly, and 5524
Section 3 of H.B. 69 of the 112th General Assembly are hereby 5525
repealed. 5526

Section 610.51. Any proceedings pending or in progress on 5527
the effective date of sections 746.01, 746.02, 746.03, 746.04, 5528
746.05, 746.06, and 746.07 of the Revised Code as enacted by 5529
this act are deemed to have been taken in conformity with those 5530
sections. 5531

Section 749.10. (A) The Public Utilities Commission, in 5532
collaboration with the Ohio Environmental Protection Agency, 5533
shall examine current federal and state laws regarding both of 5534
the following: 5535

(1) The regulations and protocols pertaining to the 5536
transportation of hazardous materials and hazardous waste; 5537

(2) Any requirements pertaining to when, how, and to whom 5538
the transportation of hazardous materials and hazardous waste 5539

must be disclosed. 5540

(B) The Commission and Agency shall compile the 5541
information obtained under division (A) of this section into a 5542
written report. The report shall include recommendations related 5543
to all of the following: 5544

(1) Methods to strengthen Ohio's safety requirements for 5545
the transportation of hazardous materials and hazardous waste; 5546

(2) Appropriate enhancements to current civil and criminal 5547
penalties related to the transportation of hazardous materials 5548
and hazardous waste, including penalties related to: 5549

(a) The mishandling of hazardous materials and hazardous 5550
waste; 5551

(b) Failing to disclose or failing to meet all disclosure 5552
requirements related to the transportation of hazardous 5553
materials and hazardous waste. 5554

(C) Not later than ninety days after the effective date of 5555
this section, the Commission and the Agency shall submit the 5556
report required under division (B) of this section to the 5557
General Assembly in accordance with section 101.68 of the 5558
Revised Code. 5559

Section 749.20. (A) The Public Utilities Commission shall 5560
examine both the current use of and the best practices for use 5561
of the following railroad technology: 5562

(1) Hot boxes and hot bearing detectors; 5563

(2) Acoustic bearing detectors; 5564

(3) Cameras installed on or alongside railroad tracks or 5565
wayside detector systems. 5566

(B) In examining the technology specified under division 5567
(A) of this section, the Commission may consult with technical 5568
experts on the subject, including railroad companies that do 5569
business in Ohio, the Federal Railroad Administration, other 5570
professional railroad associations, and companies that 5571
manufacture and install such technology. 5572

(C) The Commission shall compile the information obtained 5573
under division (A) of this section into a written report. Not 5574
later than ninety days after the effective date of this section, 5575
the Commission shall submit the report, in accordance with 5576
section 101.68 of the Revised Code, to the chairperson and the 5577
ranking member of the following legislative committees: 5578

(1) The Senate Transportation Committee; 5579

(2) The Senate Finance Committee; 5580

(3) The House Transportation Committee; 5581

(4) The House Homeland Security Committee; 5582

(5) The House Finance Committee. 5583

Section 755.20. (A) As used in this section: 5584

(1) "Economically significant employment center" means a 5585
single site, multiple adjoining sites, or a business park where 5586
the employers located at the site or park employ not less than 5587
two hundred fifty full-time employees who work onsite. 5588

(2) "Rural or urban transit authorities" means regional 5589
transit authorities that are established pursuant to sections 5590
306.30 to 306.53 of the Revised Code and that serve either a 5591
rural population, an urban population, or both populations. 5592

(B) There is hereby established the Ohio Workforce 5593

Mobility Partnership Program. The Department of Transportation 5594
shall administer the Program. Under the Program, one or more 5595
boards of trustees of rural or urban transit authorities may 5596
either singularly or jointly apply for competitive grant funding 5597
for individual or collaborative projects. All grant funding 5598
shall be spent in accordance with division (C) of this section. 5599

(C) Any boards of trustees awarded grants under this 5600
section shall use the grant funding for purposes of transporting 5601
resident workforce members between the service territories of 5602
the joint rural or urban transit authorities. The boards shall 5603
also use the grant money to focus on transportation that 5604
supports the employment needs of economically significant 5605
employment centers located within or near the service 5606
territories of the rural or urban transit authorities. Such 5607
support shall include efforts to easily, efficiently, and 5608
economically transport a resident workforce that either lives 5609
within a service territory that has little or no public transit 5610
service to an employment center or lives within one service 5611
territory but is employed full-time within another service 5612
territory. 5613

(D) The Director of Transportation shall establish any 5614
procedures and requirements necessary to administer this 5615
section, including grant application, evaluation of 5616
applications, and award processes, and any conditions for the 5617
expenditure of grant funding awarded under the Program. 5618

(E) This section expires two years after its effective 5619
date. 5620

Section 755.40. Beginning July 1, 2023, until June 30, 5621
2025, the Department of Transportation may close a rest area 5622
that is under the Department's control and jurisdiction as 5623

established under section 5515.07 of the Revised Code only if 5624
the rest area's parking lot remains available for commercial 5625
motor vehicles as defined in section 4506.01 of the Revised 5626
Code. 5627

Section 757.10. MOTOR FUEL TAX DISTRIBUTIONS TO HIGHWAY 5628
OPERATING FUND 5629

On the last day of each month in the biennium ending June 5630
30, 2025, before making any of the distributions specified in 5631
section 5735.051 of the Revised Code but after any transfers to 5632
the tax refund fund as required by that section and section 5633
5703.052 of the Revised Code, the Treasurer of State shall 5634
deposit the first two per cent of the amount of motor fuel tax 5635
received for the preceding calendar month to the credit of the 5636
Highway Operating Fund (Fund 7002). 5637

Section 757.20. MOTOR FUEL DEALER REFUNDS 5638

Notwithstanding Chapter 5735. of the Revised Code, the 5639
following apply for the period of July 1, 2023, to June 30, 5640
2025: 5641

(A) For the discount under section 5735.06 of the Revised 5642
Code, if the monthly report is timely filed and the tax is 5643
timely paid, one per cent of the total number of gallons of 5644
motor fuel received by the motor fuel dealer within the state 5645
during the preceding calendar month, less the total number of 5646
gallons deducted under divisions (B)(1)(a) and (b) of section 5647
5735.06 of the Revised Code, less one-half of one per cent of 5648
the total number of gallons of motor fuel that were sold to a 5649
retail dealer during the preceding calendar month. 5650

(B) For the semiannual periods ending December 31, 2023, 5651
June 30, 2024, December 31, 2024, and June 30, 2025, the refund 5652

provided to retail dealers under section 5735.141 of the Revised Code shall be one-half of one per cent of the Ohio motor fuel taxes paid on fuel purchased during those semiannual periods.

Section 757.30. MONTHLY TRANSFERS TO GASOLINE EXCISE TAX FUND

The Director of Budget and Management shall transfer cash in equal monthly increments totaling \$166,055,868 in fiscal year 2024 and in equal monthly increments totaling \$168,885,288 in fiscal year 2025 from the Highway Operating Fund (Fund 7002) to the Gasoline Excise Tax Fund (Fund 7060). The monthly amounts transferred under this section shall be distributed as follows:

(A) 42.86 per cent shall be distributed among the municipal corporations within the state under division (A) (2) (b) (i) of section 5735.051 of the Revised Code;

(B) 37.14 per cent shall be distributed among the counties within the state under division (A) (2) (b) (ii) of section 5735.051 of the Revised Code; and

(C) 20 per cent shall be distributed among the townships within the state under division (A) (2) (b) (iii) of section 5735.051 of the Revised Code.

Section 801.10. PROVISIONS OF LAW GENERALLY APPLICABLE TO APPROPRIATIONS

Law contained in the main operating appropriations act of the 135th General Assembly that is generally applicable to the appropriations made in the main operating appropriations act also is generally applicable to the appropriations made in this act.

Section 803.10. The amendments made by this act to

divisions (C) (1), (3), and (4) of section 4503.10 and division 5681
(A) (3) of section 4503.103 of the Revised Code apply beginning 5682
on January 1, 2024. 5683

Section 806.10. SEVERABILITY 5684

The items of law contained in this act, and their 5685
applications, are severable. If any item of law contained in 5686
this act, or if any application of any item of law contained in 5687
this act, is held invalid, the invalidity does not affect other 5688
items of law contained in this act and their applications that 5689
can be given effect without the invalid item or application. 5690

Section 809.10. An item of law, other than an amending, 5691
enacting, or repealing clause, that composes the whole or part 5692
of an uncodified section contained in this act has no effect 5693
after June 30, 2025, unless its context clearly indicates 5694
otherwise. 5695

Section 812.10. LAWS AND REFERENDUM 5696

Except as otherwise provided in this act, the amendment, 5697
enactment, or repeal by this act of a section of law is subject 5698
to the referendum under Ohio Constitution, Article II, Section 5699
1c and therefore takes effect on the ninety-first day after this 5700
act is filed with the Secretary of State or, if a later 5701
effective date is specified below, on that date. 5702

Section 812.15. The Director of the Department of 5703
Administrative Services shall take no action with respect to the 5704
amendments to section 124.152 of the Revised Code contained in 5705
H.B. 462 of the 134th General Assembly. The amendments to 5706
sections 124.152 and 5503.031 of the Revised Code as made in 5707
this act shall become effective on July 1, 2023. 5708

Section 812.20. APPROPRIATIONS AND REFERENDUM 5709

In this section, an "appropriation" includes another 5710
provision of law in this act that relates to the subject of the 5711
appropriation. 5712

An appropriation of money made in this act is not subject 5713
to the referendum insofar as a contemplated expenditure 5714
authorized thereby is wholly to meet a current expense within 5715
the meaning of Ohio Constitution, Article II, Section 1d and 5716
section 1.471 of the Revised Code. To that extent, the 5717
appropriation takes effect immediately when this act becomes 5718
law. Conversely, the appropriation is subject to the referendum 5719
insofar as a contemplated expenditure authorized thereby is 5720
wholly or partly not to meet a current expense within the 5721
meaning of Ohio Constitution, Article II, Section 1d. To that 5722
extent, the appropriation takes effect on the ninety-first day 5723
after this act is filed with the Secretary of State. 5724

Section 812.25. Sections of this act prefixed with numbers 5725
in the 300s are exempt from the referendum under Ohio 5726
Constitution, Article II, Section 1d, and therefore take 5727
immediate effect when this act becomes law. 5728

Section 820.10. Section 4503.10 of the Revised Code is 5729
presented in this act as a composite of the section as amended 5730
by H.B. 21, H.B. 74, and S.B. 162, all of the 134th General 5731
Assembly. The General Assembly, applying the principle stated in 5732
division (B) of section 1.52 of the Revised Code that amendments 5733
are to be harmonized if reasonably capable of simultaneous 5734
operation, finds that the composite is the resulting version of 5735
the section in effect prior to the effective date of the section 5736
as presented in this act. 5737

5738