

**As Reported by the House Finance Committee**

**135th General Assembly**

**Regular Session**

**2023-2024**

**Sub. H. B. No. 23**

**Representative Edwards**

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**A BILL**

To amend sections 124.152, 303.02, 306.353, 519.02, 1710.01, 1710.02, 1710.03, 1710.13, 4503.10, 4503.103, 4503.11, 4503.191, 4503.44, 4506.01, 4506.11, 4507.01, 4507.061, 4507.13, 4507.52, 4511.092, 4511.093, 4511.0913, 4513.241, 4513.34, 4981.02, 4981.04, 5503.031, 5531.09, 5531.10, 5540.01, 5540.02, 5540.03, 5540.06, 5577.044, and 5747.502; to enact sections 746.01, 746.02, 746.03, 746.04, 746.05, 746.06, 746.07, 4503.107, 4505.131, 4506.072, 4507.021, 4507.063, 4507.511, 4955.50, 4955.51, 4999.09, and 5501.60; and to repeal section 5501.09 of the Revised Code and to amend Section 265.325 of H.B. 110 of the 134th General Assembly and Section 223.15 of H.B. 687 of the 134th General Assembly to make appropriations for programs related to transportation for the biennium beginning July 1, 2023, and ending June 30, 2025, and to provide authorization and conditions for the operation of those programs.

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

**Section 101.01.** That sections 124.152, 303.02, 306.353, 21  
519.02, 1710.01, 1710.02, 1710.03, 1710.13, 4503.10, 4503.103, 22  
4503.11, 4503.191, 4503.44, 4506.01, 4506.11, 4507.01, 4507.061, 23  
4507.13, 4507.52, 4511.092, 4511.093, 4511.0913, 4513.241, 24  
4513.34, 4981.02, 4981.04, 5503.031, 5531.09, 5531.10, 5540.01, 25  
5540.02, 5540.03, 5540.06, 5577.044, and 5747.502 be amended and 26  
sections 746.01, 746.02, 746.03, 746.04, 746.05, 746.06, 746.07, 27  
4503.107, 4505.131, 4506.072, 4507.021, 4507.063, 4507.511, 28  
4955.50, 4955.51, 4999.09, and 5501.60 of the Revised Code be 29  
enacted to read as follows: 30

**Sec. 124.152.** (A) (1) Except as provided in division (A) (2) 31  
of this section, each exempt employee shall be paid a salary or 32  
wage in accordance with schedule E-1 or schedule E-2 of division 33  
(B) of this section. 34

(2) Each exempt employee who holds a position in the 35  
unclassified civil service pursuant to division (A) (26) or (30) 36  
of section 124.11 of the Revised Code may be paid a salary or 37  
wage in accordance with schedule E-1 or schedule E-2 of division 38  
(B) of this section, as applicable. 39

(B) (1) Each exempt employee who must be paid in accordance 40  
with schedule E-1 or schedule E-2 of this section shall be paid 41  
a salary or wage in accordance with the following schedule of 42  
rates as of the pay period that includes July 1, 2021: 43

Schedule E-1 44

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1 2 3 4 5 6 7 8 9 10

B

C                    Step 1   Step 2   Step 3   Step 4   Step 5   Step 6   Step 7   Step 8

D   Range

46

			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						
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 47

48

	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 with schedule E-1 or schedule E-2 of this section shall be paid a salary or wage in accordance with the following schedule of rates as of the pay period that includes July 1, 2022:

Schedule E-1

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

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	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			
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

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	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 with schedule E-1 or schedule E-2 of this section shall be paid a salary or wage in accordance with the following schedule of rates as of the pay period that includes July 1, 2023:

Schedule E-1

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	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				
F	2	Hourly	15.63	16.29	16.98	17.74				
G		Annually	32510	33883	35318	36899				

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**As Reported by the House Finance Committee**

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>		

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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: 66

(1) "Exempt employee" means a permanent full-time or 67  
permanent part-time employee paid directly by warrant of the 68  
director of budget and management whose position is included in 69  
the job classification plan established under division (A) of 70  
section 124.14 of the Revised Code but who is not considered a 71  
public employee for the purposes of Chapter 4117. of the Revised 72  
Code. "Exempt employee" also includes a permanent full-time or 73  
permanent part-time employee of the secretary of state, auditor 74  
of state, treasurer of state, or attorney general who has not 75  
been placed in an appropriate bargaining unit by the state 76  
employment relations board. 77

(2) "Base rate of pay" means the rate of pay established 78  
under schedule E-1 of this section, plus the supplement provided 79  
under division (E) of section 124.181 of the Revised Code, plus 80  
any supplements enacted into law that are added to schedule E-1 81  
of this section. 82

~~(D)(1) The director of administrative services shall adopt 83  
rules establishing pay range 19 in schedule E-1 of division (B) 84  
(3) of this section. In the rules, the director shall do both of 85  
the following: 86~~

~~(a) Require that an individual paid in accordance with 87  
range 19 be paid a minimum annual salary of \$101,935 up to a 88  
maximum annual salary of \$122,465. 89~~

~~(b) Establish the step values within range 19 and 90  
determine the hourly rates of pay that correspond to the annual 91  
salaries assigned to the steps. 92~~

~~(2) The director of administrative services shall adopt~~ 93  
~~rules identifying a (D) Notwithstanding any division of this~~ 94  
~~section to the contrary, or division (E) or (G) of section~~ 95  
~~124.15 of the Revised Code with respect to requirements for step~~ 96  
~~placement and advancement, no exempt employee other than a~~ 97  
~~captain or equivalent officer in the state highway patrol shall~~ 98  
~~be placed in step value 7 in range 17 of schedule E-1 of~~ 99  
~~division (B) (3) of this section. In the rules, the director~~ 100  
~~shall identify the hourly and annual pay for step value 7 in~~ 101  
~~range 17, which shall be proportionally higher than the hourly~~ 102  
~~and annual pay for step value 6 in range 17.~~ 103

**Sec. 303.02.** (A) Except as otherwise provided in this 104  
section, in the interest of the public health and safety, the 105  
board of county commissioners may regulate by resolution, in 106  
accordance with a comprehensive plan, the location, height, 107  
bulk, number of stories, and size of buildings and other 108  
structures, including tents, cabins, and trailer coaches, 109  
percentages of lot areas that may be occupied, set back building 110  
lines, sizes of yards, courts, and other open spaces, the 111  
density of population, the uses of buildings and other 112  
structures, including tents, cabins, and trailer coaches, and 113  
the uses of land for trade, industry, residence, recreation, or 114  
other purposes in the unincorporated territory of the county. 115  
Except as otherwise provided in this section, in the interest of 116  
the public convenience, comfort, prosperity, or general welfare, 117  
the board, by resolution, in accordance with a comprehensive 118  
plan, may regulate the location of, set back lines for, and the 119  
uses of buildings and other structures, including tents, cabins, 120  
and trailer coaches, and the uses of land for trade, industry, 121  
residence, recreation, or other purposes in the unincorporated 122  
territory of the county, and may establish reasonable 123



landscaping standards and architectural standards excluding 124  
exterior building materials in the unincorporated territory of 125  
the county. Except as otherwise provided in this section, in the 126  
interest of the public convenience, comfort, prosperity, or 127  
general welfare, the board may regulate by resolution, in 128  
accordance with a comprehensive plan, for nonresidential 129  
property only, the height, bulk, number of stories, and size of 130  
buildings and other structures, including tents, cabins, and 131  
trailer coaches, percentages of lot areas that may be occupied, 132  
sizes of yards, courts, and other open spaces, and the density 133  
of population in the unincorporated territory of the county. For 134  
all these purposes, the board may divide all or any part of the 135  
unincorporated territory of the county into districts or zones 136  
of such number, shape, and area as the board determines. All 137  
such regulations shall be uniform for each class or kind of 138  
building or other structure or use throughout any district or 139  
zone, but the regulations in one district or zone may differ 140  
from those in other districts or zones. 141

For any activities permitted and regulated under Chapter 142  
1513. or 1514. of the Revised Code and any related processing 143  
activities, the board of county commissioners may regulate under 144  
the authority conferred by this section only in the interest of 145  
public health or safety. A zoning resolution authorized under 146  
this section shall provide for the activities that are permitted 147  
and regulated under Chapter 1514. of the Revised Code, and any 148  
related processing activities, as either a permitted use or a 149  
conditional use through the board of zoning appeals in any 150  
district or zone when such activities are to be added to an 151  
existing permit issued under Chapter 1514. of the Revised Code. 152

(B) A board of county commissioners that pursuant to this 153  
chapter regulates adult entertainment establishments, as defined 154

in section 2907.39 of the Revised Code, may modify its 155  
administrative zoning procedures with regard to adult 156  
entertainment establishments as the board determines necessary 157  
to ensure that the procedures comply with all applicable 158  
constitutional requirements. 159

**Sec. 306.353.** ~~This (A) As used in this section applies~~ 160  
~~only to:~~ 161

(1) "Qualifying regional transit authority" means a 162  
regional transit authority whose territory includes a county 163  
having a population of more than seven hundred fifty thousand 164  
but less than nine hundred thousand as of the most recent 165  
federal decennial census. 166

(2) "Qualifying project" means the general construction or 167  
maintenance of roads or bridges related to the provision of 168  
service by a qualifying regional transit authority. 169

(3) "Qualifying bonds" means bonds or similar obligations 170  
issued by a county, municipal corporation, township, or 171  
transportation improvement district to fund or finance 172  
qualifying projects. 173

(4) "Sales and use tax" means a tax levied in accordance 174  
with sections 5739.023 and 5741.022 of the Revised Code. 175

(B) A qualifying regional transit authority to which this 176  
section applies may levy a sales and use tax, in accordance with 177  
section 5739.023 of the Revised Code, in part for the specific 178  
purpose of funding the general construction or maintenance of 179  
roads or bridges related to the provision of service by the 180  
regional transit authority or financing a qualifying project. If 181  
a regional transit authority levies such a tax, the authority 182  
shall enter into agreements, which may include an agreement in 183

effect for more than one year, with counties, municipal 184  
corporations, ~~and~~ townships, and transportation improvement 185  
districts located within the authority's territorial boundaries 186  
to fund ~~such~~ or finance qualifying projects. Pursuant to such an 187  
agreement, the authority may pledge or assign sales and use tax 188  
revenue to pay the debt service on qualifying bonds. Such 189  
agreements shall be entered into before the authority may spend 190  
any portion of the revenue from ~~such~~ a sales and use tax for 191  
~~general construction or maintenance of any roads or bridges~~ a 192  
qualifying project. Such agreements are subject to all of the 193  
following: 194

~~(A)~~ (1) The regional transit authority shall submit each 195  
such agreement for approval to the appropriate public works 196  
integrating committee designated under section 164.03 of the 197  
Revised Code. 198

~~(B)~~ (2) The integrating committee shall, on at least an 199  
annual basis, review and approve or deny agreements submitted to 200  
it under division ~~(A)~~ (B) (1) of this section, except for an 201  
agreement that is in effect for more than one year and that was 202  
reviewed and approved in a prior meeting of the committee. 203

~~(C)~~ (3) Notwithstanding anything to the contrary in 204  
section 164.04 of the Revised Code, approvals and denials shall 205  
be by an affirmative vote of six of the members of the 206  
integrating committee. 207

~~(D)~~ (4) The integrating committee shall notify the 208  
authority of the approval or denial. 209

~~(E)~~ (5) The qualifying regional transit authority shall 210  
expend funds only as authorized in an approved agreement. 211

(C) Neither a qualifying regional transit authority, nor 212

the electors thereof, may repeal, rescind, or reduce any portion 213  
of a sales and use tax pledged or assigned to pay the debt 214  
service on qualifying bonds while those bonds remain 215  
outstanding. If the sales and use tax is not in effect for a 216  
continuing period of time, the final principal maturity date of 217  
qualifying bonds shall not extend beyond the final year that the 218  
tax is collected. 219

**Sec. 519.02.** (A) Except as otherwise provided in this 220  
section, in the interest of the public health and safety, the 221  
board of township trustees may regulate by resolution, in 222  
accordance with a comprehensive plan, the location, height, 223  
bulk, number of stories, and size of buildings and other 224  
structures, including tents, cabins, and trailer coaches, 225  
percentages of lot areas that may be occupied, set back building 226  
lines, sizes of yards, courts, and other open spaces, the 227  
density of population, the uses of buildings and other 228  
structures, including tents, cabins, and trailer coaches, and 229  
the uses of land for trade, industry, residence, recreation, or 230  
other purposes in the unincorporated territory of the township. 231  
Except as otherwise provided in this section, in the interest of 232  
the public convenience, comfort, prosperity, or general welfare, 233  
the board by resolution, in accordance with a comprehensive 234  
plan, may regulate the location of, set back lines for, and the 235  
uses of buildings and other structures, including tents, cabins, 236  
and trailer coaches, and the uses of land for trade, industry, 237  
residence, recreation, or other purposes in the unincorporated 238  
territory of the township, and may establish reasonable 239  
landscaping standards and architectural standards excluding 240  
exterior building materials in the unincorporated territory of 241  
the township. Except as otherwise provided in this section, in 242  
the interest of the public convenience, comfort, prosperity, or 243

general welfare, the board may regulate by resolution, in 244  
accordance with a comprehensive plan, for nonresidential 245  
property only, the height, bulk, number of stories, and size of 246  
buildings and other structures, including tents, cabins, and 247  
trailer coaches, percentages of lot areas that may be occupied, 248  
sizes of yards, courts, and other open spaces, and the density 249  
of population in the unincorporated territory of the township. 250  
For all these purposes, the board may divide all or any part of 251  
the unincorporated territory of the township into districts or 252  
zones of such number, shape, and area as the board determines. 253  
All such regulations shall be uniform for each class or kind of 254  
building or other structure or use throughout any district or 255  
zone, but the regulations in one district or zone may differ 256  
from those in other districts or zones. 257

For any activities permitted and regulated under Chapter 258  
1513. or 1514. of the Revised Code and any related processing 259  
activities, the board of township trustees may regulate under 260  
the authority conferred by this section only in the interest of 261  
public health or safety. A zoning resolution authorized under 262  
this section shall provide for the activities that are permitted 263  
and regulated under Chapter 1514. of the Revised Code, and any 264  
related processing activities, as either a permitted use or a 265  
conditional use through the board of zoning appeals in any 266  
district or zone when such activities are to be added to an 267  
existing permit issued under Chapter 1514. of the Revised Code. 268

(B) A board of township trustees that pursuant to this 269  
chapter regulates adult entertainment establishments, as defined 270  
in section 2907.39 of the Revised Code, may modify its 271  
administrative zoning procedures with regard to adult 272  
entertainment establishments as the board determines necessary 273  
to ensure that the procedures comply with all applicable 274

constitutional requirements. 275

Sec. 746.01. As used in this chapter: 276

"Ferguson Act of 1869" means the act titled "An act 277  
relating to cities of the first class having a population 278  
exceeding one hundred and fifty thousand inhabitants" passed May 279  
4, 1869, (66 O. L. p. 80) pursuant to which the city of 280  
Cincinnati established the Cincinnati Southern Railway, as well 281  
as acts subsequently amending the act passed May 4, 1869, which 282  
included sections 15093 to 15150-20 of the General Code, as 283  
subsequently amended by Section 2 of S.B. 200 of the 98th 284  
general assembly, Section 1 of H.B. 314 of the 102nd general 285  
assembly, Section 1 of S.B. 562 of the 104th general assembly, 286  
and Sections 1 and 2 of H.B. 69 of the 112th general assembly. 287

"Railway" means any railroad built under and governed by 288  
the Ferguson Act of 1869, and does not include property, land, 289  
right-of-way, or easements which are a part of the railroad line 290  
but are no longer necessary for the operation of the railroad, 291  
as determined by the railway board of trustees. 292

"Railway board of trustees" means a board of trustees 293  
established by a municipal corporation pursuant to H.B. 69 of 294  
the 112th general assembly as successor to a board of trustees 295  
that was established by the Ferguson Act of 1869. 296

Sec. 746.02. (A) (1) A railway board of trustees may 297  
solicit or receive offers for, and sell, all or any portion of a 298  
railway in accordance with the provisions of this chapter. The 299  
board of trustees may approve and enter into a sale agreement by 300  
adopting a resolution that shall include the terms of the 301  
proposed sale, and the method that will be used to determine the 302  
minimum annual amount to be transmitted to the municipal 303

corporation under section 746.05 of the Revised Code, which may 304  
only be amended upon consultation with the fiscal officer of the 305  
municipal corporation, and which shall result in an annual 306  
amount equal to or greater than the minimum approved by the 307  
electors under this section. 308

(2) After the railway board of trustees has adopted the 309  
resolution described in division (A)(1) of this section, the 310  
railway board of trustees may adopt a resolution setting the 311  
date of the election in which the question of approval of the 312  
sale is to be submitted to the electors of the municipal 313  
corporation, along with the applicable ballot language as 314  
described in division (D) of this section. 315

The board of trustees shall only sell a railway or portion 316  
of a railway upon approval by the electors of the municipal 317  
corporation, as described in divisions (B), (C), (D), and (E) of 318  
this section. 319

(B)(1) The railway board of trustees, upon adopting a 320  
resolution under division (A)(2) of this section, shall certify 321  
the resolution to the legislative authority of the municipal 322  
corporation and to the fiscal officer of the municipal 323  
corporation. The legislative authority of the municipal 324  
corporation, upon receiving a copy of the resolution, shall 325  
certify the resolution to the board of elections not less than 326  
ninety days before the date of the election specified in the 327  
resolution. 328

(2) The board of elections shall submit the proposed 329  
resolution for the approval or rejection of the electors of the 330  
municipal corporation at the election specified in the 331  
resolution. 332

(C) (1) The legislative authority of the municipal corporation shall cause a notice of an election under this section to be published in a newspaper of general circulation within the municipal corporation for the two consecutive weeks before the election, or as provided in section 7.16 of the Revised Code. 333  
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(2) If the board of elections maintains a web site, the board of elections shall post notice of the election on its web site not later than thirty days before the election. 339  
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(3) A notice published under this section shall state the time and place of the election and shall include a description of the railway or portion of the railway to be sold, the name of the proposed purchaser, the purchase price to be paid, including the amount and due date of any installments of the purchase price, the purposes for which the proceeds of the sale may be used, and the initial minimum annual amount payable to the municipal corporation, as described in section 746.05 of the Revised Code. 342  
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(D) The ballot for an election under this section shall include the following language, as applicable: 351  
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"Shall the \_\_\_\_\_ (name of railway board of trustees) be authorized to sell \_\_\_\_\_ (name and description of railway or portion of railway being sold) to \_\_\_\_\_ (name of the proposed buyer) for a purchase price of \_\_\_\_\_ (amount proposed for the sale), to be paid in \_\_\_\_\_ (number of installments) installments during the years \_\_\_\_\_ (years in which an installment will be paid), with the moneys received to be deposited into a trust fund operated by \_\_\_\_\_ (railway board of trustees), with \_\_\_\_\_ (municipal corporation) as the sole beneficiary, the moneys to be annually disbursed to the municipal corporation in 353  
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an amount no less than \_\_\_\_\_ (dollar amount) per year, for the 363  
purpose of the rehabilitation, modernization, or replacement of 364  
existing streets, bridges, municipal buildings, parks and green 365  
spaces, site improvements, recreation facilities, improvements 366  
for parking purposes, and any other public facilities owned by 367  
\_\_\_\_\_ (municipal corporation), and to pay for the costs of 368  
administering the trust fund? 369

YES \_\_\_\_\_ 370

NO \_\_\_\_\_" 371

(E) If the question is approved by a majority of electors 372  
voting on the question, the railway board of trustees may 373  
proceed and take all necessary actions to complete the sale on 374  
terms consistent with those described in the resolution adopted 375  
under division (A) of this section. Notwithstanding any other 376  
provisions of the Revised Code, any net proceeds from a sale 377  
pursuant to this section shall be deposited into the trust fund 378  
established under section 746.03 of the Revised Code. 379

(F) If the question is not approved by a majority of the 380  
electors voting on the question, the railway board of trustees 381  
shall not move forward with the sale. 382

**Sec. 746.03.** (A) A railway board of trustees that sells a 383  
railway or any portion of a railway under section 746.02 of the 384  
Revised Code shall establish a railway proceeds trust fund for 385  
the purpose of receiving the net proceeds of the sale. The 386  
municipal corporation that owned the railway or portion of the 387  
railway before the sale shall be the sole beneficiary of the 388  
trust fund. Any funds in the trust fund shall not be considered 389  
part of the unencumbered balance or revenue of the subdivision 390  
under section 5705.35 or 5705.36 of the Revised Code. 391

(B) The railway board of trustees shall manage and 392  
administer the railway proceeds trust fund established under 393  
division (A) of this section as trustees, in accordance with 394  
this chapter and with ordinances passed by the legislative 395  
authority of the municipal corporation not in conflict with this 396  
chapter. 397

(C) Notwithstanding section 9.481 of the Revised Code, no 398  
individual may be appointed to the railway board of trustees 399  
after the effective date of this section unless the individual 400  
is a resident of the municipal corporation. 401

**Sec. 746.04.** (A) A railway board of trustees that 402  
establishes a trust fund under section 746.03 of the Revised 403  
Code may invest and reinvest the moneys and assets held in the 404  
trust fund, subject to this chapter. The railway board of 405  
trustees shall invest and reinvest under the prudent investor 406  
standard of care, as described in section 5809.02 of the Revised 407  
Code. 408

(B) The railway board of trustees shall retain at least 409  
one independent financial advisor to assist the railway board of 410  
trustees in investing the trust fund. The railway board of 411  
trustees may retain managers, administrative staff, agents, 412  
attorneys, and employees, and engage advisors, as are 413  
appropriate and reasonable in relation to the assets of the 414  
trust fund, the purposes of the trust, and the skills and 415  
knowledge of the members of the railway board of trustees, in 416  
order to fulfill the board's duties and responsibilities in 417  
administering the trust fund. The railway board of trustees 418  
shall provide for payment of these and other reasonable expenses 419  
of administering the trust fund from the investment earnings on 420  
the trust fund. 421

(C) The railway board of trustees shall adopt management 422  
and investment policies containing objectives and criteria 423  
designed to ensure the trust fund is administered efficiently 424  
and self-sustaining, and that the money and assets in the trust 425  
fund are not diminished while providing the municipal 426  
corporation payments pursuant to section 746.05 of the Revised 427  
Code. These policies shall address asset allocation targets and 428  
ranges, risk factors, asset class benchmarks, eligible 429  
investments, time horizons, total return objectives, a strategy 430  
for long-term growth of the principal of the trust fund, 431  
competitive procurement processes, fees and administrative 432  
expenses, and performance evaluation guidelines. 433

The management and investment policies, and any amendments 434  
to those policies, shall be adopted after consultation with the 435  
fiscal officer of the municipal corporation. 436

The railway board of trustees shall make public any 437  
management and investment policies it adopts under this section. 438

(D) The railway board of trustees, following the creation 439  
of a trust fund under this chapter, shall report to the fiscal 440  
officer of the municipal corporation, each calendar year, the 441  
fiscal transactions of the trust fund for the calendar year, the 442  
amounts of accumulated moneys and securities, and the most 443  
recent balance sheet showing the financial condition of the fund 444  
by means of audited financial statements. The reports shall be 445  
delivered at such times, and shall be in a form and content, as 446  
reasonably requested by the fiscal officer of the municipal 447  
corporation. 448

(E) Except as otherwise provided in this chapter, no 449  
member of the railway board of trustees shall have any direct or 450  
indirect interest in the gains or profits of any investment made 451

by the railway board of trustees. No member or person connected 452  
with the railway board of trustees directly or indirectly, for 453  
self or as an agent or partner of others, shall borrow any of 454  
the funds or deposits of the railway board of trustees or trust 455  
fund, or in any manner use the same except to make such current 456  
and necessary payments as are authorized by the railway board of 457  
trustees. No member or agent of the railway board of trustees 458  
shall become an indorser or surety or become in any manner an 459  
obligor for moneys loaned by or borrowed from the railway board 460  
of trustees. 461

(F) The railway board of trustees, and the management and 462  
investment of the trust fund, is not subject to Chapter 135., 463  
sections 731.56 to 731.59, or any other conflicting provisions 464  
of the Revised Code. 465

Sec. 746.05. Not later than the thirtieth day of September 466  
of each year, the railway board of trustees shall certify to the 467  
municipal corporation the amount of funds that the railway board 468  
of trustees will disburse to the municipal corporation over the 469  
course of the municipal corporation's immediately following 470  
fiscal year. During the municipal corporation's immediately 471  
following fiscal year, and with such frequency and in such 472  
installments as may be determined by the railway board of 473  
trustees after consultation with the fiscal officer of the 474  
municipal corporation, the railway board of trustees shall 475  
transmit to the municipal corporation the certified amount. 476

The railway board of trustees shall determine the amount 477  
transferred pursuant to this section, which shall be not less 478  
than the amount approved by the electors as provided in section 479  
746.02 of the Revised Code, increased each year in the manner 480  
set forth in the methodology approved pursuant to that section. 481

Amounts transferred pursuant to this section shall be paid from 482  
investment earnings of the trust fund after payments of expenses 483  
incurred under section 746.04 of the Revised Code. If there are 484  
not sufficient investment earnings in a year to pay the amount 485  
certified pursuant to this section, the railway board of 486  
trustees shall remit the remainder of the certified amount to 487  
the municipal corporation from the principal amount of the trust 488  
fund. 489

**Sec. 746.06. (A) As used in this section:** 490

"Debt service" means the principal, interest, and 491  
redemption premium payments, and any deposits pertaining 492  
thereto, required with respect to bonds. 493

"Existing infrastructure improvements" means streets, 494  
bridges, municipal buildings, parks and green space, site 495  
improvements, recreation facilities, improvements for parking 496  
purposes, and any other public facilities that are owned by a 497  
municipal corporation with a useful life of five or more years. 498

"Existing infrastructure improvements" does not include the 499  
construction of new infrastructure improvements. 500

(B) A municipal corporation that receives disbursements 501  
under section 746.05 of the Revised Code shall deposit the 502  
moneys received into a fund designated by the fiscal officer of 503  
the municipal corporation. The municipal corporation shall spend 504  
the funds received solely on the rehabilitation, modernization, 505  
or replacement of existing infrastructure improvements. The 506  
municipal corporation shall not use the funds received for 507  
payment of debt service or for the construction of new 508  
infrastructure improvements. 509

**Sec. 746.07. All net earnings and income from the lease of** 510

a railway established under the Ferguson Act of 1869 shall be 511  
paid into the treasury of the municipal corporation that 512  
established the railway, to the credit of the sinking fund or 513  
bond retirement fund. 514

**Sec. 1710.01.** As used in this chapter: 515

(A) "Special improvement district" means a special 516  
improvement district organized under this chapter. 517

(B) "Church" means a fellowship of believers, 518  
congregation, society, corporation, convention, or association 519  
that is formed primarily or exclusively for religious purposes 520  
and that is not formed for the private profit of any person. 521

(C) "Church property" means property that is described as 522  
being exempt from taxation under division (A) (2) of section 523  
5709.07 of the Revised Code and that the county auditor has 524  
entered on the exempt list compiled under section 5713.07 of the 525  
Revised Code. 526

(D) "Municipal executive" means the mayor, city manager, 527  
or other chief executive officer of the municipal corporation in 528  
which a special improvement district is located. 529

(E) "Participating political subdivision" means the 530  
municipal corporation or township, or each of the municipal 531  
corporations or townships, that has territory within the 532  
boundaries of a special improvement district created under this 533  
chapter. 534

(F) "Legislative authority of a participating political 535  
subdivision" means, with reference to a township, the board of 536  
township trustees. 537

(G) "Public improvement" means the planning, design, 538

construction, reconstruction, enlargement, or alteration of any 539  
facility or improvement, including the acquisition of land, for 540  
which a special assessment may be levied under Chapter 727. of 541  
the Revised Code, and includes any special energy improvement 542  
project or shoreline improvement project. 543

(H) "Public service" means any service that can be 544  
provided by a municipal corporation or any service for which a 545  
special assessment may be levied under Chapter 727. of the 546  
Revised Code. 547

(I) "Special energy improvement project" means any 548  
property, device, structure, or equipment necessary for the 549  
acquisition, installation, equipping, and improvement of any 550  
real or personal property used for the purpose of creating a 551  
solar photovoltaic project, a solar thermal energy project, a 552  
geothermal energy project, a customer-generated energy project, 553  
or an energy efficiency improvement, whether such real or 554  
personal property is publicly or privately owned. 555

(J) (1) Except as provided in division (J) (2) of this 556  
section, "existing" qualified nonprofit corporation" means a 557  
nonprofit corporation that existed before the creation of the 558  
corresponding district under this chapter, that is composed of 559  
members located within or adjacent to the district, that has 560  
established a police department under section 1702.80 of the 561  
Revised Code, and that is organized for purposes that include 562  
acquisition of real property within an area specified by its 563  
articles for the subsequent transfer of such property to its 564  
members exclusively for charitable, scientific, literary, or 565  
educational purposes, or holding and maintaining and leasing 566  
such property; planning for and assisting in the development of 567  
its members; providing for the relief of the poor and distressed 568

or underprivileged in the area and adjacent areas; combating 569  
community deterioration and lessening the burdens of government; 570  
providing or assisting others in providing housing for low- or 571  
moderate-income persons; and assisting its members by the 572  
provision of public safety and security services, parking 573  
facilities, transit service, landscaping, and parks. 574

(2) Regarding a special improvement district to implement 575  
a shoreline improvement project, "existing qualified nonprofit 576  
corporation" has the same meaning as in division (J)(1) of this 577  
section, except that the nonprofit does not need to have an 578  
established police department and does not need to be organized 579  
for purposes that include the acquisition of real property. 580

(K) "Energy efficiency improvement" means energy 581  
efficiency technologies, products, and activities that reduce or 582  
support the reduction of energy consumption, allow for the 583  
reduction in demand, or support the production of clean, 584  
renewable energy and that are or will be permanently fixed to 585  
real property. 586

(L) "Customer-generated energy project" means a wind, 587  
biomass, or gasification facility for the production of 588  
electricity that meets either of the following requirements: 589

(1) The facility is designed to have a generating capacity 590  
of two hundred fifty kilowatts of electricity or less. 591

(2) The facility is: 592

(a) Designed to have a generating capacity of more than 593  
two hundred fifty kilowatts of electricity; 594

(b) Operated in parallel with electric transmission and 595  
distribution facilities serving the real property at the site of 596  
the customer-generated energy project; 597



(c) Intended primarily to offset part or all of the 598  
facility owner's requirements for electricity at the site of the 599  
customer-generated energy project and is located on the facility 600  
owner's real property; and 601

(d) Not producing energy for direct sale by the facility 602  
owner to the public. 603

(M) "Reduction in demand" means a change in customer 604  
behavior or a change in customer-owned or operated assets that 605  
reduces or has the capability to reduce the demand for 606  
electricity as a result of price signals or other incentives. 607

(N) "Electric distribution utility" and "mercantile 608  
customer" have the same meanings as in section 4928.01 of the 609  
Revised Code. 610

(O) "Shoreline improvement project" means acquiring, 611  
constructing, installing, equipping, improving, maintaining, or 612  
repairing real or tangible personal property necessary or useful 613  
for making improvements to abate erosion along either the Lake 614  
Erie shoreline or any water resource. 615

(P) "Water resource" has the same meaning as in section 616  
6105.01 of the Revised Code. 617

(Q) "Park district" means a park district created under 618  
Chapter 1545. of the Revised Code. 619

**Sec. 1710.02.** (A) (1) A special improvement district may be 620  
created within the boundaries of any one municipal corporation, 621  
any one township, or any combination of municipal corporations 622  
and townships within a single county, or counties that adjoin 623  
one another, for the purpose of developing and implementing 624  
plans for public improvements and public services that benefit 625  
the district. A district may be created by petition of the 626

owners of real property within the proposed district, or by an 627  
existing qualified nonprofit corporation. 628

(2) If the district is created by an existing qualified 629  
nonprofit corporation, the purposes for which the district is 630  
created may be supplemental to the other purposes for which the 631  
corporation is organized. The corporation is considered a 632  
special improvement district only when it acts with respect to a 633  
purpose for which the district is created, and not when it acts 634  
with respect to any other purpose for which it is organized. 635

(3) All territory in a special improvement district shall 636  
be contiguous; except that the territory in a special 637  
improvement district may be noncontiguous if at least one 638  
special energy improvement project or shoreline improvement 639  
project is designated for each parcel of real property included 640  
within the special improvement district. Additional territory 641  
may be added to a special improvement district created under 642  
this chapter for the purpose of developing and implementing 643  
plans for special energy improvement projects or shoreline 644  
improvement projects if at least one special energy improvement 645  
project or shoreline improvement project, respectively, is 646  
designated for each parcel of real property included within such 647  
additional territory and the addition of territory is authorized 648  
by the initial plan proposed under division (F) of this section 649  
or a plan adopted by the board of directors of the special 650  
improvement district under section 1710.06 of the Revised Code. 651

(4) The district shall be governed by the board of 652  
trustees of a nonprofit corporation. This board shall be known 653  
as the board of directors of the special improvement district. 654

(5) No special improvement district shall include any 655  
church property, or property of the federal or state government 656

or a county, township, ~~or~~ municipal corporation, or park 657  
district, unless the church or the county, township, ~~or~~ 658  
municipal corporation, or park district specifically requests in 659  
writing that the property be included within the district, or 660  
unless the church is a member of the existing qualified 661  
nonprofit corporation creating the district at the time the 662  
district is created. 663

(6) A shoreline improvement project may extend into the 664  
territory of Lake Erie as described in sections 1506.10 and 665  
1506.11 of the Revised Code. However, the state shall remain 666  
exempt from any special assessment that may be levied against 667  
that territory under section 1710.06 and Chapter 727. of the 668  
Revised Code. 669

(7) More than one district may be created within a 670  
participating political subdivision, but no real property may be 671  
included within more than one district unless the owner of the 672  
property files a written consent with the clerk of the 673  
legislative authority, the township fiscal officer, or the 674  
village clerk, as appropriate. 675

(8) The area of each district shall be contiguous; except 676  
that the area of a special improvement district may be 677  
noncontiguous if all parcels of real property included within 678  
such area contain at least one special energy improvement or 679  
shoreline improvement thereon. 680

(B) Subject to division (A) (2) of this section, all of the 681  
following apply: 682

(1) A district created under this chapter is not a 683  
political subdivision, except for purposes of section 4905.34 of 684  
the Revised Code. 685

(2) A district created under this chapter shall be 686  
considered a public agency under section 102.01 and a public 687  
authority under section 4115.03 of the Revised Code. 688

(3) Districts created under this chapter are not subject 689  
to sections 121.81 to 121.83 of the Revised Code. Districts 690  
created under this chapter are subject to sections 121.22 and 691  
121.23 of the Revised Code. 692

(4) All records of the district are public records under 693  
section 149.43 of the Revised Code, except that records of 694  
organizations contracting with a district are not public records 695  
under section 149.43 or section 149.431 of the Revised Code 696  
solely by reason of any contract with a district. 697

(C) (1) Subject to division (C) (2) of this section, both of 698  
the following apply: 699

(a) Membership on the board of directors of the district 700  
shall not be considered as holding a public office. However, 701  
each member of the board of directors of a district, each 702  
member's designee or proxy, and each officer or employee of a 703  
district is a public official or employee under section 102.01 704  
and a public official under section 2921.42 of the Revised Code. 705  
District officers and district members and directors and their 706  
designees or proxies are not required to file a statement with 707  
the Ohio ethics commission under section 102.02 of the Revised 708  
Code. 709

(b) Directors and their designees shall be entitled to the 710  
immunities provided by Chapter 1702. and to the same immunity as 711  
an employee under division (A) (6) of section 2744.03 of the 712  
Revised Code, except that directors and their designees shall 713  
not be entitled to the indemnification provided in section 714

2744.07 of the Revised Code unless the director or designee is 715  
an employee or official of a participating political subdivision 716  
of the district and is acting within the scope of the director's 717  
or designee's employment or official responsibilities. 718

(2) District officers and district members and directors 719  
of a district created by an existing qualified nonprofit 720  
corporation, and their designees or proxies, are public 721  
officials or employees under section 102.01 and public officials 722  
under section 2921.42 of the Revised Code by virtue of their 723  
positions with the corporation only when they act with respect 724  
to a purpose for which the district is created, and not when 725  
they act with respect to any other purpose for which the 726  
corporation is organized. 727

(D) Except as otherwise provided in this section, the 728  
nonprofit corporation that governs a district shall be organized 729  
in the manner described in Chapter 1702. of the Revised Code. 730  
Except in the case of a district created by an existing 731  
qualified nonprofit corporation, the corporation's articles of 732  
incorporation are required to be approved, as provided in 733  
division (E) of this section, by resolution of the legislative 734  
authority of each participating political subdivision of the 735  
district. A copy of that resolution shall be filed along with 736  
the articles of incorporation in the secretary of state's 737  
office. 738

In addition to meeting the requirements for articles of 739  
incorporation set forth in Chapter 1702. of the Revised Code, 740  
the articles of incorporation for the nonprofit corporation 741  
governing a district formed under this chapter shall provide all 742  
the following: 743

(1) The name for the district, which shall include the 744

name of each participating political subdivision of the 745  
district; 746

(2) A description of the territory within the district, 747  
which may be all or part of each participating political 748  
subdivision. The description shall be specific enough to enable 749  
real property owners to determine if their property is located 750  
within the district. 751

(3) A description of the procedure by which the articles 752  
of incorporation may be amended. The procedure shall include 753  
receiving approval of the amendment, by resolution, from the 754  
legislative authority of each participating political 755  
subdivision and filing the approved amendment and resolution 756  
with the secretary of state. 757

(4) The reasons for creating the district, plus an 758  
explanation of how the district will be conducive to the public 759  
health, safety, peace, convenience, and welfare of the district. 760

(E) The articles of incorporation for a nonprofit 761  
corporation governing a district created under this chapter and 762  
amendments to them shall be submitted to the municipal 763  
executive, if any, and the legislative authority of each 764  
municipal corporation or township in which the proposed district 765  
is to be located. Except in the case of a district created by an 766  
existing qualified nonprofit corporation, the articles or 767  
amendments shall be accompanied by a petition signed either by 768  
the owners of at least sixty per cent of the front footage of 769  
all real property located in the proposed district that abuts 770  
upon any street, alley, public road, place, boulevard, parkway, 771  
park entrance, easement, or other existing public improvement 772  
within the proposed district, excluding church property or 773  
property owned by the state, county, township, municipal, park 774

district, or federal government, unless a church, county, 775  
township, ~~or~~ municipal corporation, or park district has 776  
specifically requested in writing that the property be included 777  
in the district, or by the owners of at least seventy-five per 778  
cent of the area of all real property located within the 779  
proposed district, excluding church property or property owned 780  
by the state, county, township, municipal, park district, or 781  
federal government, unless a church, county, township, ~~or~~ 782  
municipal corporation, or park district has specifically 783  
requested in writing that the property be included in the 784  
district. Pursuant to Section 2o of Article VIII, Ohio 785  
Constitution, the petition required under this division may be 786  
for the purpose of developing and implementing plans for special 787  
energy improvement projects or shoreline improvement projects, 788  
and, in such case, is determined to be in furtherance of the 789  
purposes set forth in Section 2o of Article VIII, Ohio 790  
Constitution. Except as provided in division (H) of this 791  
section, if a special improvement district is being created 792  
under this chapter for the purpose of developing and 793  
implementing plans for special energy improvement projects or 794  
shoreline improvement projects, the petition required under this 795  
division shall be signed by one hundred per cent of the owners 796  
of the area of all real property located within the proposed 797  
special improvement district, at least one special energy 798  
improvement project or shoreline improvement project shall be 799  
designated for each parcel of real property within the special 800  
improvement district, and the special improvement district may 801  
include any number of parcels of real property as determined by 802  
the legislative authority of each participating political 803  
subdivision in which the proposed special improvement district 804  
is to be located. For purposes of determining compliance with 805  
these requirements, the area of the district, or the front 806

footage and ownership of property, shall be as shown in the most 807  
current records available at the county recorder's office and 808  
the county engineer's office sixty days prior to the date on 809  
which the petition is filed. 810

Each municipal corporation or township with which the 811  
petition is filed has sixty days to approve or disapprove, by 812  
resolution, the petition, including the articles of 813  
incorporation. In the case of a district created by an existing 814  
qualified nonprofit corporation, each municipal corporation or 815  
township has sixty days to approve or disapprove the creation of 816  
the district after the corporation submits the articles of 817  
incorporation or amendments thereto. This chapter does not 818  
prohibit or restrict the rights of municipal corporations under 819  
Article XVIII of the Ohio Constitution or the right of the 820  
municipal legislative authority to impose reasonable conditions 821  
in a resolution of approval. The acquisition, installation, 822  
equipping, and improvement of a special energy improvement 823  
project under this chapter shall not supersede any local zoning, 824  
environmental, or similar law or regulation. In addition, all 825  
activities associated with a shoreline improvement project that 826  
is implemented under this chapter shall comply with all 827  
applicable local zoning requirements, all local, state, and 828  
federal environmental laws and regulations, and all applicable 829  
requirements established in Chapter 1506. of the Revised Code 830  
and rules adopted under it. 831

(F) Persons proposing creation and operation of the 832  
district may propose an initial plan for public services or 833  
public improvements that benefit all or any part of the 834  
district. Any initial plan shall be submitted as part of the 835  
petition proposing creation of the district or, in the case of a 836  
district created by an existing qualified nonprofit corporation, 837



shall be submitted with the articles of incorporation or 838  
amendments thereto. 839

An initial plan may include provisions for the following: 840

(1) Creation and operation of the district and of the 841  
nonprofit corporation to govern the district under this chapter; 842

(2) Hiring employees and professional services; 843

(3) Contracting for insurance; 844

(4) Purchasing or leasing office space and office 845  
equipment; 846

(5) Other actions necessary initially to form, operate, or 847  
organize the district and the nonprofit corporation to govern 848  
the district; 849

(6) A plan for public improvements or public services that 850  
benefit all or part of the district, which plan shall comply 851  
with the requirements of division (A) of section 1710.06 of the 852  
Revised Code and may include, but is not limited to, any of the 853  
permissive provisions described in the fourth sentence of that 854  
division or listed in divisions (A) (1) to (7) of that section; 855

(7) If the special improvement district is being created 856  
under this chapter for the purpose of developing and 857  
implementing plans for special energy improvement projects or 858  
shoreline improvement projects, provision for the addition of 859  
territory to the special improvement district. 860

After the initial plan is approved by all municipal 861  
corporations and townships to which it is submitted for approval 862  
and the district is created, each participating subdivision 863  
shall levy a special assessment within its boundaries to pay for 864  
the costs of the initial plan. The levy shall be for no more 865

than ten years from the date of the approval of the initial 866  
plan; except that if the proceeds of the levy are to be used to 867  
pay the costs of a special energy improvement project or 868  
shoreline improvement project, the levy of a special assessment 869  
shall be for no more than thirty years from the date of approval 870  
of the initial plan. In the event that additional territory is 871  
added to a special improvement district, the special assessment 872  
to be levied with respect to such additional territory shall 873  
commence not earlier than the date such territory is added and 874  
shall be for no more than thirty years from such date. For 875  
purposes of levying an assessment for this initial plan, the 876  
services or improvements included in the initial plan shall be 877  
deemed a special benefit to property owners within the district. 878

(G) Each nonprofit corporation governing a district under 879  
this chapter may do the following: 880

(1) Exercise all powers of nonprofit corporations granted 881  
under Chapter 1702. of the Revised Code that do not conflict 882  
with this chapter; 883

(2) Develop, adopt, revise, implement, and repeal plans 884  
for public improvements and public services for all or any part 885  
of the district; 886

(3) Contract with any person, political subdivision as 887  
defined in section 2744.01 of the Revised Code, or state agency 888  
as defined in section 1.60 of the Revised Code to develop and 889  
implement plans for public improvements or public services 890  
within the district; 891

(4) Contract and pay for insurance for the district and 892  
for directors, officers, agents, contractors, employees, or 893  
members of the district for any consequences of the 894

implementation of any plan adopted by the district or any 895  
actions of the district. 896

The board of directors of a special improvement district 897  
may, acting as agent and on behalf of a participating political 898  
subdivision, sell, transfer, lease, or convey any special energy 899  
improvement project owned by the participating political 900  
subdivision upon a determination by the legislative authority 901  
thereof that the project is not required to be owned exclusively 902  
by the participating political subdivision for its purposes, for 903  
uses determined by the legislative authority thereof as those 904  
that will promote the welfare of the people of such 905  
participating political subdivision; improve the quality of life 906  
and the general and economic well-being of the people of the 907  
participating political subdivision; better ensure the public 908  
health, safety, and welfare; protect water and other natural 909  
resources; provide for the conservation and preservation of 910  
natural and open areas and farmlands, including by making urban 911  
areas more desirable or suitable for development and 912  
revitalization; control, prevent, minimize, clean up, or mediate 913  
certain contamination of or pollution from lands in the state 914  
and water contamination or pollution; or provide for safe and 915  
natural areas and resources. The legislative authority of each 916  
participating political subdivision shall specify the 917  
consideration for such sale, transfer, lease, or conveyance and 918  
any other terms thereof. Any determinations made by a 919  
legislative authority of a participating political subdivision 920  
under this division shall be conclusive. 921

Any sale, transfer, lease, or conveyance of a special 922  
energy improvement project by a participating political 923  
subdivision or the board of directors of the special improvement 924  
district may be made without advertising, receipt of bids, or 925

other competitive bidding procedures applicable to the 926  
participating political subdivision or the special improvement 927  
district under Chapter 153. or 735. or section 1710.11 of the 928  
Revised Code or other representative provisions of the Revised 929  
Code. 930

(H) The owner of real property that is part of a planned 931  
community or a condominium development is deemed to have signed 932  
the petitions required under division (E) of this section and 933  
division (B) of section 1710.06 of the Revised Code with respect 934  
to a special improvement district that is being created for the 935  
purpose of developing and implementing plans for shoreline 936  
improvement projects if the district and the projects have been 937  
approved through an alternative process prescribed by the 938  
bylaws, declarations, covenants, and restrictions governing the 939  
planned community or condominium development. Such an 940  
alternative process may consist of a vote of the owners 941  
association or unit owners association, the approval of a 942  
specified percentage of property owners, or any other procedure 943  
authorized by the bylaws, declarations, covenants, and 944  
restrictions governing the planned community or condominium 945  
development. 946

As used in this division, "condominium development" and 947  
"unit owners association" have the same meanings as in section 948  
5311.01 of the Revised Code, and "planned community," "owners 949  
association," "bylaws," and "declaration" have the same meanings 950  
as in section 5312.01 of the Revised Code. 951

**Sec. 1710.03.** (A) Except as otherwise provided in this 952  
division, each owner of real property within a special 953  
improvement district other than the state or federal government 954  
is a member of the district, and the real property of each 955

member of the district is subject to special assessment under 956  
division (C) of section 1710.06 of the Revised Code. A church is 957  
not a member of the district unless the church specifically 958  
requested in writing that its property be included in the 959  
district or unless, in the case of a district created by an 960  
existing qualified nonprofit corporation, the church is a member 961  
of the corporation at the time the district is created. A 962  
county, township, ~~or~~ municipal corporation, or park district 963  
owning real property in the district is not a member of the 964  
district unless such entity specifically requested in writing 965  
that its property be included in the district. 966

The identity and address of the owners shall be determined 967  
for any particular action of the nonprofit corporation that 968  
governs the district, including notice of meetings of the 969  
district, no more than sixty days prior to the date of the 970  
action, from the most current records available at the county 971  
auditor's office. For purposes of this chapter, the persons 972  
shown on such records as having common or joint ownership 973  
interests in a parcel of real property collectively shall 974  
constitute the owner of the real property. 975

(B) A member may file a written statement with the 976  
district's secretary at least three days prior to any meeting of 977  
the entire membership of the district to appoint a proxy to 978  
carry out the member's rights and responsibilities under this 979  
chapter at that meeting. 980

(C) A member also may appoint a designee to carry out the 981  
member's rights and responsibilities under this chapter by 982  
filing a written designation form with the district's secretary. 983  
This form shall include the name and address of the member, the 984  
name and address of the designee, and the expiration date, if 985

any, of the designation and may authorize the designee to vote 986  
at any meeting of the district. 987

(D) A proxy or designee need not be an elector or resident 988  
of any participating political subdivision of the district or a 989  
member of the district. The appointment of a proxy or a designee 990  
may be changed by filing a new form with the district's 991  
secretary. The most current form filed with the secretary is the 992  
valid appointment. Service of any notice upon a proxy or 993  
designee at the proxy's or designee's address as shown on that 994  
form satisfies any requirements for notification of the member. 995

**Sec. 1710.13.** This section does not apply to a special 996  
improvement district created by an existing qualified nonprofit 997  
corporation. 998

The process for dissolving a special improvement district 999  
or repealing an improvements or services plan may be initiated 1000  
by a petition signed by members of the district who own at least 1001  
twenty per cent of the appraised value of the real property 1002  
located in the district, excluding church property or real 1003  
property owned by the federal government, the state, or a 1004  
county, township, ~~or~~ municipal corporation, or park district, 1005  
unless the church, county, township, ~~or~~ municipal corporation, 1006  
or park district has specifically requested in writing that the 1007  
property be included in the district, and filed with the 1008  
municipal executive, if any, and the legislative authorities of 1009  
all the participating political subdivisions of the district. As 1010  
used in this section, "appraised value" means the taxable value 1011  
established by the county auditor for purposes of real estate 1012  
taxation. 1013

No later than forty-five days after such a petition is 1014  
filed, the members of the district shall meet to consider it. 1015

Notice of the meeting shall be given as provided in section 1016  
1710.05 of the Revised Code. Upon the affirmative vote of 1017  
members who collectively own more than fifty per cent of the 1018  
appraised value of the real property in the district that may be 1019  
subject to assessment under division (C) of section 1710.06 of 1020  
the Revised Code, the district shall be dissolved, or the plan 1021  
shall be repealed, as applicable. 1022

No rights or obligations of any person under any contract, 1023  
or in relation to any bonds, notes, or assessments made under 1024  
this chapter, shall be affected by the dissolution of the 1025  
district or the repeal of a plan, except with the consent of 1026  
that person or by order of a court with jurisdiction over the 1027  
matter. Upon dissolution of a district, any assets or rights of 1028  
the district, after payment of all bonds, notes, or other 1029  
obligations of the district, shall be deposited in a special 1030  
account in the treasury of each participating political 1031  
subdivision, prorated among all participating political 1032  
subdivisions to reflect the percentage of the district's 1033  
territory within that political subdivision, to be used for the 1034  
benefit of the territory that made up the district. 1035

Once the members have approved the repeal of a plan, all 1036  
bonds, notes, and other obligations of the district associated 1037  
with the plan shall be paid. Thereafter, the plan shall be 1038  
repealed. Upon receipt of proof that all bonds, notes, and other 1039  
obligations have been paid and that the plan has been repealed, 1040  
the participating political subdivisions shall terminate any 1041  
levies imposed to pay for costs of the plan. 1042

**Sec. 4503.10.** (A) The owner of every snowmobile, off- 1043  
highway motorcycle, and all-purpose vehicle required to be 1044  
registered under section 4519.02 of the Revised Code shall file 1045

an application for registration under section 4519.03 of the Revised Code. The owner of a motor vehicle, other than a snowmobile, off-highway motorcycle, or all-purpose vehicle, that is not designed and constructed by the manufacturer for operation on a street or highway may not register it under this chapter except upon certification of inspection pursuant to section 4513.02 of the Revised Code by the sheriff, or the chief of police of the municipal corporation or township, with jurisdiction over the political subdivision in which the owner of the motor vehicle resides. Except as provided in ~~section~~ sections 4503.103 and 4503.107 of the Revised Code, every owner of every other motor vehicle not previously described in this section and every person mentioned as owner in the last certificate of title of a motor vehicle that is operated or driven upon the public roads or highways shall cause to be filed each year, by mail or otherwise, in the office of the registrar of motor vehicles or a deputy registrar, a written or electronic application or a preprinted registration renewal notice issued under section 4503.102 of the Revised Code, the form of which shall be prescribed by the registrar, for registration for the following registration year, which shall begin on the first day of January of every calendar year and end on the thirty-first day of December in the same year. Applications for registration and registration renewal notices shall be filed at the times established by the registrar pursuant to section 4503.101 of the Revised Code. A motor vehicle owner also may elect to apply for or renew a motor vehicle registration by electronic means using electronic signature in accordance with rules adopted by the registrar. Except as provided in division (J) of this section, applications for registration shall be made on blanks furnished by the registrar for that purpose, containing the following information:



- (1) A brief description of the motor vehicle to be registered, including the year, make, model, and vehicle identification number, and, in the case of commercial cars, the gross weight of the vehicle fully equipped computed in the manner prescribed in section 4503.08 of the Revised Code;
- (2) The name and residence address of the owner, and the township and municipal corporation in which the owner resides;
- (3) The district of registration, which shall be determined as follows:
- (a) In case the motor vehicle to be registered is used for hire or principally in connection with any established business or branch business, conducted at a particular place, the district of registration is the municipal corporation in which that place is located or, if not located in any municipal corporation, the county and township in which that place is located.
- (b) In case the vehicle is not so used, the district of registration is the municipal corporation or county in which the owner resides at the time of making the application.
- (4) Whether the motor vehicle is a new or used motor vehicle;
- (5) The date of purchase of the motor vehicle;
- (6) Whether the fees required to be paid for the registration or transfer of the motor vehicle, during the preceding registration year and during the preceding period of the current registration year, have been paid. Each application for registration shall be signed by the owner, either manually or by electronic signature, or pursuant to obtaining a limited power of attorney authorized by the registrar for registration,

or other document authorizing such signature. If the owner 1107  
elects to apply for or renew the motor vehicle registration with 1108  
the registrar by electronic means, the owner's manual signature 1109  
is not required. 1110

(7) The owner's social security number, driver's license 1111  
number, or state identification number, or, where a motor 1112  
vehicle to be registered is used for hire or principally in 1113  
connection with any established business, the owner's federal 1114  
taxpayer identification number. The bureau of motor vehicles 1115  
shall retain in its records all social security numbers provided 1116  
under this section, but the bureau shall not place social 1117  
security numbers on motor vehicle certificates of registration. 1118

(8) Whether the applicant wishes to certify willingness to 1119  
make an anatomical gift if an applicant has not so certified 1120  
under section 2108.05 of the Revised Code. The applicant's 1121  
response shall not be considered in the decision of whether to 1122  
approve the application for registration. 1123

(B) (1) When an applicant first registers a motor vehicle 1124  
in the applicant's name, the applicant shall provide proof of 1125  
ownership of that motor vehicle. Proof of ownership may include 1126  
any of the following: 1127

(a) The applicant may present for inspection a physical 1128  
certificate of title or memorandum certificate showing title to 1129  
the motor vehicle to be registered in the name of the applicant. 1130

(b) The applicant may present for inspection an electronic 1131  
certificate of title for the applicant's motor vehicle in a 1132  
manner prescribed by rules adopted by the registrar. 1133

(c) The registrar or deputy registrar may electronically 1134  
confirm the applicant's ownership of the motor vehicle. 1135

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

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

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

(a) The application is not in proper form.

(b) The application is prohibited from being accepted by division (D) of section 2935.27, division (A) of section 2937.221, division (A) of section 4503.13, division (B) of section 4510.22, division (B)(1) of section 4521.10, or division (B) of section 5537.041 of the Revised Code.

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

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

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

(4) This section does not require the payment of license

or registration taxes on a motor vehicle for any preceding year, 1164  
or for any preceding period of a year, if the motor vehicle was 1165  
not taxable for that preceding year or period under sections 1166  
4503.02, 4503.04, 4503.11, 4503.12, and 4503.16 or Chapter 4504. 1167  
of the Revised Code. 1168

(5) When a certificate of registration is issued upon the 1169  
first registration of a motor vehicle by or on behalf of the 1170  
owner, the official issuing the certificate shall indicate the 1171  
issuance with a stamp on the certificate of title or memorandum 1172  
certificate or, in the case of an electronic certificate of 1173  
title or electronic verification of ownership, an electronic 1174  
stamp or other notation as specified in rules adopted by the 1175  
registrar, and with a stamp on the inspection certificate for 1176  
the motor vehicle, if any. 1177

(6) The official also shall indicate, by a stamp or by 1178  
other means the registrar prescribes, on the registration 1179  
certificate issued upon the first registration of a motor 1180  
vehicle by or on behalf of the owner the odometer reading of the 1181  
motor vehicle as shown in the odometer statement included in or 1182  
attached to the certificate of title. Upon each subsequent 1183  
registration of the motor vehicle by or on behalf of the same 1184  
owner, the official also shall so indicate the odometer reading 1185  
of the motor vehicle as shown on the immediately preceding 1186  
certificate of registration. 1187

(7) The registrar shall include in the permanent 1188  
registration record of any vehicle required to be inspected 1189  
under section 3704.14 of the Revised Code the inspection 1190  
certificate number from the inspection certificate that is 1191  
presented at the time of registration of the vehicle as required 1192  
under this division. 1193

(C) (1) Except as otherwise provided in division (C) (1) of 1194  
this section, the registrar and each deputy registrar shall 1195  
collect an additional fee of eleven dollars for each application 1196  
for registration and registration renewal received. For vehicles 1197  
specified in divisions (A) (1) to (21) of section 4503.042 of the 1198  
Revised Code, the registrar and deputy registrar shall collect 1199  
an additional fee of thirty dollars for each application for 1200  
registration and registration renewal received. No additional 1201  
fee shall be charged for vehicles registered under section 1202  
4503.65 of the Revised Code. The additional fee is for the 1203  
purpose of defraying the department of public safety's costs 1204  
associated with the administration and enforcement of the motor 1205  
vehicle and traffic laws of Ohio. Each deputy registrar shall 1206  
transmit the fees collected under divisions (C) (1), (3), and (4) 1207  
of this section in the time and manner provided in this section. 1208  
The registrar shall deposit all moneys received under division 1209  
(C) (1) of this section into the public safety - highway purposes 1210  
fund established in section 4501.06 of the Revised Code. 1211

(2) In addition, a charge of twenty-five cents shall be 1212  
made for each reflectorized safety license plate issued, and a 1213  
single charge of twenty-five cents shall be made for each county 1214  
identification sticker or each set of county identification 1215  
stickers issued, as the case may be, to cover the cost of 1216  
producing the license plates and stickers, including material, 1217  
manufacturing, and administrative costs. Those fees shall be in 1218  
addition to the license tax. If the total cost of producing the 1219  
plates is less than twenty-five cents per plate, or if the total 1220  
cost of producing the stickers is less than twenty-five cents 1221  
per sticker or per set issued, any excess moneys accruing from 1222  
the fees shall be distributed in the same manner as provided by 1223  
section 4501.04 of the Revised Code for the distribution of 1224

license tax moneys. If the total cost of producing the plates 1225  
exceeds twenty-five cents per plate, or if the total cost of 1226  
producing the stickers exceeds twenty-five cents per sticker or 1227  
per set issued, the difference shall be paid from the license 1228  
tax moneys collected pursuant to section 4503.02 of the Revised 1229  
Code. 1230

(3) The registrar and each deputy registrar shall collect 1231  
an additional fee of two hundred dollars for each application 1232  
for registration or registration renewal received for any ~~plug-~~ 1233  
~~in hybrid electric motor vehicle or~~ battery electric motor 1234  
vehicle. The fee shall be prorated based on the number of months 1235  
for which the ~~plug-in hybrid electric motor vehicle or~~ battery 1236  
electric motor vehicle is registered. The registrar shall 1237  
transmit all money arising from the fee imposed by division (C) 1238  
(3) of this section to the treasurer of state for distribution 1239  
in accordance with division (E) of section 5735.051 of the 1240  
Revised Code, subject to division (D) of section 5735.05 of the 1241  
Revised Code. 1242

(4) The registrar and each deputy registrar shall collect 1243  
an additional fee of one hundred dollars for each application 1244  
for registration or registration renewal received for any plug- 1245  
in hybrid electric motor vehicle or hybrid motor vehicle. The 1246  
fee shall be prorated based on the number of months for which 1247  
the plug-in hybrid electric motor vehicle or hybrid motor 1248  
vehicle is registered. The registrar shall transmit all money 1249  
arising from the fee imposed by division (C) (4) of this section 1250  
to the treasurer of state for distribution in accordance with 1251  
division (E) of section 5735.051 of the Revised Code, subject to 1252  
division (D) of section 5735.05 of the Revised Code. 1253

(D) Each deputy registrar shall be allowed a fee equal to 1254

the amount established under section 4503.038 of the Revised 1255  
Code for each application for registration and registration 1256  
renewal notice the deputy registrar receives, which shall be for 1257  
the purpose of compensating the deputy registrar for the deputy 1258  
registrar's services, and such office and rental expenses, as 1259  
may be necessary for the proper discharge of the deputy 1260  
registrar's duties in the receiving of applications and renewal 1261  
notices and the issuing of registrations. 1262

(E) Upon the certification of the registrar, the county 1263  
sheriff or local police officials shall recover license plates 1264  
erroneously or fraudulently issued. 1265

(F) Each deputy registrar, upon receipt of any application 1266  
for registration or registration renewal notice, together with 1267  
the license fee and any local motor vehicle license tax levied 1268  
pursuant to Chapter 4504. of the Revised Code, shall transmit 1269  
that fee and tax, if any, in the manner provided in this 1270  
section, together with the original and duplicate copy of the 1271  
application, to the registrar. The registrar, subject to the 1272  
approval of the director of public safety, may deposit the funds 1273  
collected by those deputies in a local bank or depository to the 1274  
credit of the "state of Ohio, bureau of motor vehicles." Where a 1275  
local bank or depository has been designated by the registrar, 1276  
each deputy registrar shall deposit all moneys collected by the 1277  
deputy registrar into that bank or depository not more than one 1278  
business day after their collection and shall make reports to 1279  
the registrar of the amounts so deposited, together with any 1280  
other information, some of which may be prescribed by the 1281  
treasurer of state, as the registrar may require and as 1282  
prescribed by the registrar by rule. The registrar, within three 1283  
days after receipt of notification of the deposit of funds by a 1284  
deputy registrar in a local bank or depository, shall draw on 1285

that account in favor of the treasurer of state. The registrar, 1286  
subject to the approval of the director and the treasurer of 1287  
state, may make reasonable rules necessary for the prompt 1288  
transmittal of fees and for safeguarding the interests of the 1289  
state and of counties, townships, municipal corporations, and 1290  
transportation improvement districts levying local motor vehicle 1291  
license taxes. The registrar may pay service charges usually 1292  
collected by banks and depositories for such service. If deputy 1293  
registrars are located in communities where banking facilities 1294  
are not available, they shall transmit the fees forthwith, by 1295  
money order or otherwise, as the registrar, by rule approved by 1296  
the director and the treasurer of state, may prescribe. The 1297  
registrar may pay the usual and customary fees for such service. 1298

(G) This section does not prevent any person from making 1299  
an application for a motor vehicle license directly to the 1300  
registrar by mail, by electronic means, or in person at any of 1301  
the registrar's offices, upon payment of a service fee equal to 1302  
the amount established under section 4503.038 of the Revised 1303  
Code for each application. 1304

(H) No person shall make a false statement as to the 1305  
district of registration in an application required by division 1306  
(A) of this section. Violation of this division is falsification 1307  
under section 2921.13 of the Revised Code and punishable as 1308  
specified in that section. 1309

(I) (1) Where applicable, the requirements of division (B) 1310  
of this section relating to the presentation of an inspection 1311  
certificate issued under section 3704.14 of the Revised Code and 1312  
rules adopted under it for a motor vehicle, the refusal of a 1313  
license for failure to present an inspection certificate, and 1314  
the stamping of the inspection certificate by the official 1315



issuing the certificate of registration apply to the 1316  
registration of and issuance of license plates for a motor 1317  
vehicle under sections 4503.102, 4503.12, 4503.14, 4503.15, 1318  
4503.16, 4503.171, 4503.172, 4503.19, 4503.40, 4503.41, 4503.42, 1319  
4503.43, 4503.44, 4503.46, 4503.47, and 4503.51 of the Revised 1320  
Code. 1321

(2) (a) The registrar shall adopt rules ensuring that each 1322  
owner registering a motor vehicle in a county where a motor 1323  
vehicle inspection and maintenance program is in effect under 1324  
section 3704.14 of the Revised Code and rules adopted under it 1325  
receives information about the requirements established in that 1326  
section and those rules and about the need in those counties to 1327  
present an inspection certificate with an application for 1328  
registration or preregistration. 1329

(b) Upon request, the registrar shall provide the director 1330  
of environmental protection, or any person that has been awarded 1331  
a contract under section 3704.14 of the Revised Code, an on-line 1332  
computer data link to registration information for all passenger 1333  
cars, noncommercial motor vehicles, and commercial cars that are 1334  
subject to that section. The registrar also shall provide to the 1335  
director of environmental protection a magnetic data tape 1336  
containing registration information regarding passenger cars, 1337  
noncommercial motor vehicles, and commercial cars for which a 1338  
multi-year registration is in effect under section 4503.103 of 1339  
the Revised Code or rules adopted under it, including, without 1340  
limitation, the date of issuance of the multi-year registration, 1341  
the registration deadline established under rules adopted under 1342  
section 4503.101 of the Revised Code that was applicable in the 1343  
year in which the multi-year registration was issued, and the 1344  
registration deadline for renewal of the multi-year 1345  
registration. 1346

(J) Subject to division (K) of this section, application 1347  
for registration under the international registration plan, as 1348  
set forth in sections 4503.60 to 4503.66 of the Revised Code, 1349  
shall be made to the registrar on forms furnished by the 1350  
registrar. In accordance with international registration plan 1351  
guidelines and pursuant to rules adopted by the registrar, the 1352  
forms shall include the following: 1353

(1) A uniform mileage schedule; 1354

(2) The gross vehicle weight of the vehicle or combined 1355  
gross vehicle weight of the combination vehicle as declared by 1356  
the registrant; 1357

(3) Any other information the registrar requires by rule. 1358

(K) The registrar shall determine the feasibility of 1359  
implementing an electronic commercial fleet licensing and 1360  
management program that will enable the owners of commercial 1361  
tractors, commercial trailers, and commercial semitrailers to 1362  
conduct electronic transactions by July 1, 2010, or sooner. If 1363  
the registrar determines that implementing such a program is 1364  
feasible, the registrar shall adopt new rules under this 1365  
division or amend existing rules adopted under this division as 1366  
necessary in order to respond to advances in technology. 1367

If international registration plan guidelines and 1368  
provisions allow member jurisdictions to permit applications for 1369  
registrations under the international registration plan to be 1370  
made via the internet, the rules the registrar adopts under this 1371  
division shall permit such action. 1372

**Sec. 4503.103.** (A) (1) The registrar of motor vehicles may 1373  
adopt rules to permit any person or lessee, other than a person 1374  
receiving an apportioned license plate under the international 1375

registration plan, who owns or leases one or more motor vehicles 1376  
to file a written application for registration for no more than 1377  
five succeeding registration years. The rules adopted by the 1378  
registrar may designate the classes of motor vehicles that are 1379  
eligible for such registration. At the time of application, all 1380  
annual taxes and fees shall be paid for each year for which the 1381  
person is registering. 1382

(2) (a) The registrar shall adopt rules to permit any 1383  
person or lessee who owns or leases a trailer or semitrailer 1384  
that is subject to the tax rate prescribed in either division 1385  
(C) (1) or, beginning January 1, 2022, (C) (2) of section 4503.042 1386  
of the Revised Code to file a written application for 1387  
registration for any number of succeeding registration years, 1388  
including a permanent registration, for such trailers or 1389  
semitrailers. 1390

At the time of application, the applicant shall pay all of 1391  
the following: 1392

(i) As applicable, either the annual tax prescribed in 1393  
division (C) (1) of section 4503.042 of the Revised Code for each 1394  
year for which the applicant is registering or the annual tax 1395  
prescribed in division (C) (2) of section 4503.042 of the Revised 1396  
Code, unless the applicant previously paid the tax specified in 1397  
division (C) (2) of that section for the trailer or semitrailer 1398  
being registered. However, an applicant paying the annual tax 1399  
under division (C) (1) of section 4503.042 of the Revised Code 1400  
shall not pay more than eight times the annual taxes due, 1401  
regardless of the number of years for which the applicant is 1402  
registering. 1403

(ii) The additional fee established under division (C) (1) 1404  
of section 4503.10 of the Revised Code for each year of 1405

registration, provided that not more than eight times the 1406  
additional fee due shall be paid, regardless of the number of 1407  
years for which the applicant is registering. 1408

(iii) One single deputy registrar service fee in the 1409  
amount specified in division (D) of section 4503.10 of the 1410  
Revised Code or one single bureau of motor vehicles service fee 1411  
in the amount specified in division (G) of that section, as 1412  
applicable, regardless of the number of years for which the 1413  
applicant is registering. 1414

(b) In addition, each applicant registering a trailer or 1415  
semitrailer under division (A) (2) (a) of this section shall pay 1416  
any applicable local motor vehicle license tax levied under 1417  
Chapter 4504. of the Revised Code for each year for which the 1418  
applicant is registering, provided that not more than eight 1419  
times any such annual local taxes shall be due upon 1420  
registration. 1421

(c) The period of registration for a trailer or 1422  
semitrailer registered under division (A) (2) (a) of this section 1423  
is exclusive to the trailer or semitrailer for which that 1424  
certificate of registration is issued and is not transferable to 1425  
any other trailer or semitrailer if the registration is a 1426  
permanent registration. 1427

(3) Except as provided in division (A) (4) of this section, 1428  
the registrar shall adopt rules to permit any person who owns a 1429  
motor vehicle to file an application for registration for not 1430  
more than five succeeding registration years. At the time of 1431  
application, the person shall pay the annual taxes and fees for 1432  
each registration year, calculated in accordance with division 1433  
(C) of section 4503.11 of the Revised Code. A person who is 1434  
registering a vehicle under division (A) (3) of this section 1435

shall pay for each year of registration the additional fee 1436  
established under division (C) (1), (3), or (4) of section 1437  
4503.10 of the Revised Code, as applicable. The person shall 1438  
also pay the deputy registrar service fee or the bureau of motor 1439  
vehicles service fee equal to the amount established under 1440  
section 4503.038 of the Revised Code. 1441

(4) Division (A) (3) of this section does not apply to a 1442  
person receiving an apportioned license plate under the 1443  
international registration plan, or the owner of a commercial 1444  
car used solely in intrastate commerce, or the owner of a bus as 1445  
defined in section 4513.50 of the Revised Code. 1446

(5) A person registering a noncommercial trailer 1447  
permanently shall register the trailer under section 4503.107 of 1448  
the Revised Code. 1449

(B) No person applying for a multi-year registration under 1450  
division (A) of this section is entitled to a refund of any 1451  
taxes or fees paid. 1452

(C) The registrar shall not issue to any applicant who has 1453  
been issued a final, nonappealable order under division (D) of 1454  
this section a multi-year registration or renewal thereof under 1455  
this division or rules adopted under it for any motor vehicle 1456  
that is required to be inspected under section 3704.14 of the 1457  
Revised Code the district of registration of which, as 1458  
determined under section 4503.10 of the Revised Code, is or is 1459  
located in the county named in the order. 1460

(D) Upon receipt from the director of environmental 1461  
protection of a notice issued under rules adopted under section 1462  
3704.14 of the Revised Code indicating that an owner of a motor 1463  
vehicle that is required to be inspected under that section who 1464

obtained a multi-year registration for the vehicle under 1465  
division (A) of this section or rules adopted under that 1466  
division has not obtained a required inspection certificate for 1467  
the vehicle, the registrar in accordance with Chapter 119. of 1468  
the Revised Code shall issue an order to the owner impounding 1469  
the certificate of registration and identification license 1470  
plates for the vehicle. The order also shall prohibit the owner 1471  
from obtaining or renewing a multi-year registration for any 1472  
vehicle that is required to be inspected under that section, the 1473  
district of registration of which is or is located in the same 1474  
county as the county named in the order during the number of 1475  
years after expiration of the current multi-year registration 1476  
that equals the number of years for which the current multi-year 1477  
registration was issued. 1478

An order issued under this division shall require the 1479  
owner to surrender to the registrar the certificate of 1480  
registration and license plates for the vehicle named in the 1481  
order within five days after its issuance. If the owner fails to 1482  
do so within that time, the registrar shall certify that fact to 1483  
the county sheriff or local police officials who shall recover 1484  
the certificate of registration and license plates for the 1485  
vehicle. 1486

(E) Upon the occurrence of either of the following 1487  
circumstances, the registrar in accordance with Chapter 119. of 1488  
the Revised Code shall issue to the owner a modified order 1489  
rescinding the provisions of the order issued under division (D) 1490  
of this section impounding the certificate of registration and 1491  
license plates for the vehicle named in that original order: 1492

(1) Receipt from the director of environmental protection 1493  
of a subsequent notice under rules adopted under section 3704.14 1494

of the Revised Code that the owner has obtained the inspection 1495  
certificate for the vehicle as required under those rules; 1496

(2) Presentation to the registrar by the owner of the 1497  
required inspection certificate for the vehicle. 1498

(F) The owner of a motor vehicle for which the certificate 1499  
of registration and license plates have been impounded pursuant 1500  
to an order issued under division (D) of this section, upon 1501  
issuance of a modified order under division (E) of this section, 1502  
may apply to the registrar for their return. A fee of two 1503  
dollars and fifty cents shall be charged for the return of the 1504  
certificate of registration and license plates for each vehicle 1505  
named in the application. 1506

Sec. 4503.107. (A) The registrar of motor vehicles shall 1507  
permit any person or lessee who owns or leases a noncommercial 1508  
trailer that is subject to the tax rates prescribed in division 1509  
(E) of section 4503.04 of the Revised Code to file a written 1510  
application for permanent registration of that noncommercial 1511  
trailer. 1512

(B) (1) At the time of application, the applicant shall pay 1513  
all of the following: 1514

(a) The equivalent of eight times the standard tax 1515  
established for that noncommercial trailer by division (E) of 1516  
section 4503.04 of the Revised Code; 1517

(b) The equivalent of eight times the additional fee 1518  
established by division (C) (1) of section 4503.10 of the Revised 1519  
Code; 1520

(c) The equivalent of eight times the deputy registrar 1521  
service fee or eight times the bureau of motor vehicles service 1522  
fee, as applicable, equal to the amount established by section 1523

4503.038 of the Revised Code. 1524

(2) In addition to any other prescribed tax or fee, if the 1525  
noncommercial trailer registered under this section is subject 1526  
to local motor vehicle taxes under Chapter 4504. of the Revised 1527  
Code, the applicant shall pay the equivalent of eight times any 1528  
applicable local motor vehicle license tax levied under that 1529  
chapter for that noncommercial trailer. 1530

(C) Upon submission of a completed application, payment of 1531  
all applicable taxes and fees, and compliance with all other 1532  
applicable laws relating to the registration of motor vehicles, 1533  
the registrar or deputy registrar shall issue the applicant a 1534  
permanent license plate and a validation sticker. 1535

(D) The permanent registration of a noncommercial trailer 1536  
under this section is exclusive to the trailer for which that 1537  
certificate of registration is issued. The registration is not 1538  
transferable to any other trailer. 1539

(E) No person applying for a permanent registration under 1540  
this section is entitled to a refund of any taxes or fees paid. 1541

**Sec. 4503.11.** (A) Except as provided by sections 4503.103, 1542  
4503.107, 4503.173, 4503.41, 4503.43, and 4503.46 of the Revised 1543  
Code, no person who is the owner or chauffeur of a motor vehicle 1544  
operated or driven upon the public roads or highways shall fail 1545  
to file annually the application for registration or to pay the 1546  
tax therefor. 1547

(B) Except as provided by sections 4503.12 and 4503.16 of 1548  
the Revised Code, the taxes payable on all applications made 1549  
under sections 4503.10 and 4503.102 of the Revised Code shall be 1550  
the sum of the tax due under division (B) (1) (a) or (b) of this 1551  
section plus the tax due under division (B) (2) (a) or (b) of this 1552



section: 1553

(1) (a) If the application is made before the second month 1554  
of the current registration period to which the motor vehicle is 1555  
assigned as provided in section 4503.101 of the Revised Code, 1556  
the tax due is the full amount of the tax provided in section 1557  
4503.04 of the Revised Code; 1558

(b) If the application is made during or after the second 1559  
month of the current registration period to which the motor 1560  
vehicle is assigned as provided in section 4503.101 of the 1561  
Revised Code, and prior to the beginning of the next such 1562  
registration period, the amount of the tax provided in section 1563  
4503.04 of the Revised Code shall be reduced by one-twelfth of 1564  
the amount of such tax, rounded upward to the nearest cent, 1565  
multiplied by the number of full months that have elapsed in the 1566  
current registration period. The resulting amount shall be 1567  
rounded upward to the next highest dollar and shall be the 1568  
amount of tax due. 1569

(2) (a) If the application is made before the sixth month 1570  
of the current registration period to which the motor vehicle is 1571  
assigned as provided in section 4503.101 of the Revised Code, 1572  
the amount of tax due is the full amount of local motor vehicle 1573  
license taxes levied under Chapter 4504. of the Revised Code; 1574

(b) If the application is made during or after the sixth 1575  
month of the current registration period to which the motor 1576  
vehicle is assigned as provided in section 4503.101 of the 1577  
Revised Code and prior to the beginning of the next such 1578  
registration period, the amount of tax due is one-half of the 1579  
amount of local motor vehicle license taxes levied under Chapter 1580  
4504. of the Revised Code. 1581

(C) The taxes payable on all applications made under 1582  
division (A) (3) of section 4503.103 of the Revised Code shall be 1583  
the sum of the tax due under division (B) (1) (a) or (b) of this 1584  
section plus the tax due under division (B) (2) (a) or (b) of this 1585  
section for the first year plus the full amount of the tax 1586  
provided in section 4503.04 of the Revised Code and the full 1587  
amount of local motor vehicle license taxes levied under Chapter 1588  
4504. of the Revised Code for each succeeding year. 1589

(D) Whoever violates this section is guilty of a minor 1590  
misdemeanor. 1591

**Sec. 4503.191.** (A) (1) The identification license plate 1592  
shall be issued for a multi-year period as determined by the 1593  
director of public safety, and, except as provided in division 1594  
(A) (3) of this section, shall be accompanied by a validation 1595  
sticker, to be attached to the license plate. Except as provided 1596  
in divisions (A) (2) and (3) of this section, the validation 1597  
sticker shall indicate the expiration of the registration period 1598  
to which the motor vehicle for which the license plate is issued 1599  
is assigned, in accordance with rules adopted by the registrar 1600  
of motor vehicles. During each succeeding year of the multi-year 1601  
period following the issuance of the plate and validation 1602  
sticker, upon the filing of an application for registration and 1603  
the payment of the tax therefor, a validation sticker alone 1604  
shall be issued. The validation stickers required under this 1605  
section shall be of different colors or shades each year, the 1606  
new colors or shades to be selected by the director. 1607

(2) (a) The director shall develop a universal validation 1608  
sticker that may be issued to any owner of five hundred or more 1609  
passenger vehicles, so that a sticker issued to the owner may be 1610  
placed on any passenger vehicle in that owner's fleet. Beginning 1611

January 1, 2019, the universal validation sticker shall not have 1612  
an expiration date on it and shall not need replaced at the time 1613  
of registration, except in the event of the loss, mutilation, or 1614  
destruction of the validation sticker. The director may 1615  
establish and charge an additional fee of not more than one 1616  
dollar per registration to compensate for necessary costs of the 1617  
universal validation sticker program. The additional fee shall 1618  
be credited to the public safety - highway purposes fund created 1619  
in section 4501.06 of the Revised Code. The director shall 1620  
select the color or shade of the universal validation sticker. 1621

(b) A validation sticker issued for an all-purpose vehicle 1622  
that is registered under Chapter 4519. of the Revised Code, for 1623  
a noncommercial trailer that is permanently registered under 1624  
section 4503.107 of the Revised Code, or for a trailer or 1625  
semitrailer that is permanently registered under division (A) (2) 1626  
of section 4503.103 of the Revised Code or is registered for any 1627  
number of succeeding registration years may indicate the 1628  
expiration of the registration period, if any, by any manner 1629  
determined by the registrar by rule. 1630

(3) No validation sticker shall be issued, and a 1631  
validation sticker is not required for display, on the license 1632  
plate of a nonapportioned commercial tractor or any apportioned 1633  
motor vehicle. 1634

(B) Identification license plates shall be produced by 1635  
Ohio penal industries. Validation stickers and county 1636  
identification stickers shall be produced by Ohio penal 1637  
industries unless the registrar adopts rules expressly 1638  
permitting the registrar or deputy registrars to provide for the 1639  
printing or production of the stickers. 1640

**Sec. 4503.44.** (A) As used in this section and in section 1641

4511.69 of the Revised Code: 1642

(1) "Person with a disability that limits or impairs the 1643  
ability to walk" means any person who, as determined by a health 1644  
care provider, meets any of the following criteria: 1645

(a) Cannot walk two hundred feet without stopping to rest; 1646

(b) Cannot walk without the use of, or assistance from, a 1647  
brace, cane, crutch, another person, prosthetic device, 1648  
wheelchair, or other assistive device; 1649

(c) Is restricted by a lung disease to such an extent that 1650  
the person's forced (respiratory) expiratory volume for one 1651  
second, when measured by spirometry, is less than one liter, or 1652  
the arterial oxygen tension is less than sixty millimeters of 1653  
mercury on room air at rest; 1654

(d) Uses portable oxygen; 1655

(e) Has a cardiac condition to the extent that the 1656  
person's functional limitations are classified in severity as 1657  
class III or class IV according to standards set by the American 1658  
heart association; 1659

(f) Is severely limited in the ability to walk due to an 1660  
arthritic, neurological, or orthopedic condition; 1661

(g) Is blind, legally blind, or severely visually 1662  
impaired. 1663

(2) "Organization" means any private organization or 1664  
corporation, or any governmental board, agency, department, 1665  
division, or office, that, as part of its business or program, 1666  
transports persons with disabilities that limit or impair the 1667  
ability to walk on a regular basis in a motor vehicle that has 1668  
not been altered for the purpose of providing it with special 1669

equipment for use by persons with disabilities. This definition 1670  
does not apply to division (I) of this section. 1671

(3) "Health care provider" means a physician, physician 1672  
assistant, advanced practice registered nurse, optometrist, or 1673  
chiropractor as defined in this section except that an 1674  
optometrist shall only make determinations as to division (A) (1) 1675  
(g) of this section. 1676

(4) "Physician" means a person licensed to practice 1677  
medicine or surgery or osteopathic medicine and surgery under 1678  
Chapter 4731. of the Revised Code. 1679

(5) "Chiropractor" means a person licensed to practice 1680  
chiropractic under Chapter 4734. of the Revised Code. 1681

(6) "Advanced practice registered nurse" means a certified 1682  
nurse practitioner, clinical nurse specialist, certified 1683  
registered nurse anesthetist, or certified nurse-midwife who 1684  
holds a certificate of authority issued by the board of nursing 1685  
under Chapter 4723. of the Revised Code. 1686

(7) "Physician assistant" means a person who is licensed 1687  
as a physician assistant under Chapter 4730. of the Revised 1688  
Code. 1689

(8) "Optometrist" means a person licensed to engage in the 1690  
practice of optometry under Chapter 4725. of the Revised Code. 1691

(B) (1) An organization, or a person with a disability that 1692  
limits or impairs the ability to walk, may apply for the 1693  
registration of any motor vehicle the organization or person 1694  
owns or leases. When a motor vehicle has been altered for the 1695  
purpose of providing it with special equipment for a person with 1696  
a disability that limits or impairs the ability to walk, but is 1697  
owned or leased by someone other than such a person, the owner 1698

or lessee may apply to the registrar or a deputy registrar for 1699  
registration under this section. The application for 1700  
registration of a motor vehicle owned or leased by a person with 1701  
a disability that limits or impairs the ability to walk shall be 1702  
accompanied by a signed statement from the applicant's health 1703  
care provider certifying that the applicant meets at least one 1704  
of the criteria contained in division (A)(1) of this section and 1705  
that the disability is expected to continue for more than six 1706  
consecutive months. The application for registration of a motor 1707  
vehicle that has been altered for the purpose of providing it 1708  
with special equipment for a person with a disability that 1709  
limits or impairs the ability to walk but is owned by someone 1710  
other than such a person shall be accompanied by such 1711  
documentary evidence of vehicle alterations as the registrar may 1712  
require by rule. 1713

(2) When an organization, a person with a disability that 1714  
limits or impairs the ability to walk, or a person who does not 1715  
have a disability that limits or impairs the ability to walk but 1716  
owns a motor vehicle that has been altered for the purpose of 1717  
providing it with special equipment for a person with a 1718  
disability that limits or impairs the ability to walk first 1719  
submits an application for registration of a motor vehicle under 1720  
this section and every fifth year thereafter, the organization 1721  
or person shall submit a signed statement from the applicant's 1722  
health care provider, a completed application, and any required 1723  
documentary evidence of vehicle alterations as provided in 1724  
division (B)(1) of this section, and also a power of attorney 1725  
from the owner of the motor vehicle if the applicant leases the 1726  
vehicle. Upon submission of these items, the registrar or deputy 1727  
registrar shall issue to the applicant appropriate vehicle 1728  
registration and a set of license plates and validation 1729

stickers, or validation stickers alone when required by section 1730  
4503.191 of the Revised Code. In addition to the letters and 1731  
numbers ordinarily inscribed thereon, the license plates shall 1732  
be imprinted with the international symbol of access. The 1733  
license plates and validation stickers shall be issued upon 1734  
payment of the regular license fee as prescribed under section 1735  
4503.04 of the Revised Code and any motor vehicle tax levied 1736  
under Chapter 4504. of the Revised Code, and the payment of a 1737  
service fee equal to the amount specified in division (D) or (G) 1738  
of section 4503.10 of the Revised Code. 1739

(C) (1) A person with a disability that limits or impairs 1740  
the ability to walk may apply to the registrar of motor vehicles 1741  
for a removable windshield placard by completing and signing an 1742  
application provided by the registrar. The person shall include 1743  
with the application a prescription from the person's health 1744  
care provider prescribing such a placard for the person based 1745  
upon a determination that the person meets at least one of the 1746  
criteria contained in division (A) (1) of this section. The 1747  
health care provider shall state on the prescription the length 1748  
of time the health care provider expects the applicant to have 1749  
the disability that limits or impairs the person's ability to 1750  
walk. 1751

In addition to one placard or one or more sets of license 1752  
plates, a person with a disability that limits or impairs the 1753  
ability to walk is entitled to one additional placard, but only 1754  
if the person applies separately for the additional placard, 1755  
states the reasons why the additional placard is needed, and the 1756  
registrar, in the registrar's discretion determines that good 1757  
and justifiable cause exists to approve the request for the 1758  
additional placard. 1759

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

(3) Upon receipt of a completed and signed application for a removable windshield placard, the accompanying documents required under division (C)(1) or (2) of this section, and payment of a service fee equal to the amount specified in division (D) or (G) of section 4503.10 of the Revised Code, the registrar or deputy registrar shall issue to the applicant a removable windshield placard, which shall bear the date of expiration on both sides of the placard and shall be valid until expired, revoked, or surrendered. Every removable windshield placard expires as described in division (C)(4) of this section, but in no case shall a removable windshield placard be valid for a period of less than sixty days. Removable windshield placards shall be renewable upon application as provided in division (C)(1) or (2) of this section and upon payment of a service fee equal to the amount specified in division (D) or (G) of section 4503.10 of the Revised Code for the renewal of a removable windshield placard. The registrar shall provide the application form and shall determine the information to be included thereon. The registrar also shall determine the form and size of the removable windshield placard, the material of which it is to be made, and any other information to be included thereon, and shall adopt rules relating to the issuance, expiration, revocation, surrender, and proper display of such placards. Any



placard issued after October 14, 1999, shall be manufactured in 1791  
a manner that allows the expiration date of the placard to be 1792  
indicated on it through the punching, drilling, boring, or 1793  
creation by any other means of holes in the placard. 1794

(4) At the time a removable windshield placard is issued 1795  
to a person with a disability that limits or impairs the ability 1796  
to walk, the registrar or deputy registrar shall enter into the 1797  
records of the bureau of motor vehicles the last date on which 1798  
the person will have that disability, as indicated on the 1799  
accompanying prescription. Not less than thirty days prior to 1800  
that date and all removable windshield placard renewal dates, 1801  
the bureau shall send a renewal notice to that person at the 1802  
person's last known address as shown in the records of the 1803  
bureau, informing the person that the person's removable 1804  
windshield placard will expire on the indicated date not to 1805  
exceed ~~five~~ten years from the date of issuance, and that the 1806  
person is required to renew the placard by submitting to the 1807  
registrar or a deputy registrar another prescription, as 1808  
described in division (C) (1) or (2) of this section, and by 1809  
complying with the renewal provisions prescribed in division (C) 1810  
(3) of this section. If such a prescription is not received by 1811  
the registrar or a deputy registrar by that date, the placard 1812  
issued to that person expires and no longer is valid, and this 1813  
fact shall be recorded in the records of the bureau. 1814

(5) At least once every year, on a date determined by the 1815  
registrar, the bureau shall examine the records of the office of 1816  
vital statistics, located within the department of health, that 1817  
pertain to deceased persons, and also the bureau's records of 1818  
all persons who have been issued removable windshield placards 1819  
and temporary removable windshield placards. If the records of 1820  
the office of vital statistics indicate that a person to whom a 1821

removable windshield placard or temporary removable windshield 1822  
placard has been issued is deceased, the bureau shall cancel 1823  
that placard, and note the cancellation in its records. 1824

The office of vital statistics shall make available to the 1825  
bureau all information necessary to enable the bureau to comply 1826  
with division (C) (5) of this section. 1827

(6) Nothing in this section shall be construed to require 1828  
a person or organization to apply for a removable windshield 1829  
placard or special license plates if the special license plates 1830  
issued to the person or organization under prior law have not 1831  
expired or been surrendered or revoked. 1832

(D) (1) (a) A person with a disability that limits or 1833  
impairs the ability to walk may apply to the registrar or a 1834  
deputy registrar for a temporary removable windshield placard. 1835  
The application for a temporary removable windshield placard 1836  
shall be accompanied by a prescription from the applicant's 1837  
health care provider prescribing such a placard for the 1838  
applicant, provided that the applicant meets at least one of the 1839  
criteria contained in division (A) (1) of this section and that 1840  
the disability is expected to continue for six consecutive 1841  
months or less. The health care provider shall state on the 1842  
prescription the length of time the health care provider expects 1843  
the applicant to have the disability that limits or impairs the 1844  
applicant's ability to walk, which cannot exceed six months from 1845  
the date of the prescription. Upon receipt of an application for 1846  
a temporary removable windshield placard, presentation of the 1847  
prescription from the applicant's health care provider, and 1848  
payment of a service fee equal to the amount specified in 1849  
division (D) or (G) of section 4503.10 of the Revised Code, the 1850  
registrar or deputy registrar shall issue to the applicant a 1851

temporary removable windshield placard. 1852

(b) Any active-duty member of the armed forces of the 1853  
United States, including the reserve components of the armed 1854  
forces and the national guard, who has an illness or injury that 1855  
limits or impairs the ability to walk may apply to the registrar 1856  
or a deputy registrar for a temporary removable windshield 1857  
placard. With the application, the person shall present evidence 1858  
of the person's active-duty status and the illness or injury. 1859  
Evidence of the illness or injury may include a current 1860  
department of defense convalescent leave statement, any 1861  
department of defense document indicating that the person 1862  
currently has an ill or injured casualty status or has limited 1863  
duties, or a prescription from any health care provider 1864  
prescribing the placard for the applicant. Upon receipt of the 1865  
application and the necessary evidence, the registrar or deputy 1866  
registrar shall issue the applicant the temporary removable 1867  
windshield placard without the payment of any service fee. 1868

(2) The temporary removable windshield placard shall be of 1869  
the same size and form as the removable windshield placard, 1870  
shall be printed in white on a red-colored background, and shall 1871  
bear the word "temporary" in letters of such size as the 1872  
registrar shall prescribe. A temporary removable windshield 1873  
placard also shall bear the date of expiration on the front and 1874  
back of the placard, and shall be valid until expired, 1875  
surrendered, or revoked, but in no case shall such a placard be 1876  
valid for a period of less than sixty days. The registrar shall 1877  
provide the application form and shall determine the information 1878  
to be included on it, provided that the registrar shall not 1879  
require a health care provider's prescription or certification 1880  
for a person applying under division (D) (1) (b) of this section. 1881  
The registrar also shall determine the material of which the 1882

temporary removable windshield placard is to be made and any 1883  
other information to be included on the placard and shall adopt 1884  
rules relating to the issuance, expiration, surrender, 1885  
revocation, and proper display of those placards. Any temporary 1886  
removable windshield placard issued after October 14, 1999, 1887  
shall be manufactured in a manner that allows for the expiration 1888  
date of the placard to be indicated on it through the punching, 1889  
drilling, boring, or creation by any other means of holes in the 1890  
placard. 1891

(E) If an applicant for a removable windshield placard is 1892  
a veteran of the armed forces of the United States whose 1893  
disability, as defined in division (A)(1) of this section, is 1894  
service-connected, the registrar or deputy registrar, upon 1895  
receipt of the application, presentation of a signed statement 1896  
from the applicant's health care provider certifying the 1897  
applicant's disability, and presentation of such documentary 1898  
evidence from the department of veterans affairs that the 1899  
disability of the applicant meets at least one of the criteria 1900  
identified in division (A)(1) of this section and is service- 1901  
connected as the registrar may require by rule, but without the 1902  
payment of any service fee, shall issue the applicant a 1903  
removable windshield placard that is valid until expired, 1904  
surrendered, or revoked. 1905

(F) Upon a conviction of a violation of division (H) or 1906  
(I) of this section, the court shall report the conviction, and 1907  
send the placard, if available, to the registrar, who thereupon 1908  
shall revoke the privilege of using the placard and send notice 1909  
in writing to the placardholder at that holder's last known 1910  
address as shown in the records of the bureau, and the 1911  
placardholder shall return the placard if not previously 1912  
surrendered to the court, to the registrar within ten days 1913

following mailing of the notice. 1914

Whenever a person to whom a removable windshield placard 1915  
has been issued moves to another state, the person shall 1916  
surrender the placard to the registrar; and whenever an 1917  
organization to which a placard has been issued changes its 1918  
place of operation to another state, the organization shall 1919  
surrender the placard to the registrar. 1920

(G) Subject to division (F) of section 4511.69 of the 1921  
Revised Code, the operator of a motor vehicle displaying a 1922  
removable windshield placard, temporary removable windshield 1923  
placard, or the special license plates authorized by this 1924  
section is entitled to park the motor vehicle in any special 1925  
parking location reserved for persons with disabilities that 1926  
limit or impair the ability to walk, also known as handicapped 1927  
parking spaces or disability parking spaces. 1928

(H) No person or organization that is not eligible for the 1929  
issuance of license plates or any placard under this section 1930  
shall willfully and falsely represent that the person or 1931  
organization is so eligible. 1932

No person or organization shall display license plates 1933  
issued under this section unless the license plates have been 1934  
issued for the vehicle on which they are displayed and are 1935  
valid. 1936

(I) No person or organization to which a removable 1937  
windshield placard or temporary removable windshield placard is 1938  
issued shall do either of the following: 1939

(1) Display or permit the display of the placard on any 1940  
motor vehicle when having reasonable cause to believe the motor 1941  
vehicle is being used in connection with an activity that does 1942

not include providing transportation for persons with 1943  
disabilities that limit or impair the ability to walk; 1944

(2) Refuse to return or surrender the placard, when 1945  
required. 1946

(J) If a removable windshield placard, temporary removable 1947  
windshield placard, or parking card is lost, destroyed, or 1948  
mutilated, the placardholder or cardholder may obtain a 1949  
duplicate by doing both of the following: 1950

(1) Furnishing suitable proof of the loss, destruction, or 1951  
mutilation to the registrar; 1952

(2) Paying a service fee equal to the amount specified in 1953  
division (D) or (G) of section 4503.10 of the Revised Code. 1954

Any placardholder or cardholder who loses a placard or 1955  
card and, after obtaining a duplicate, finds the original, 1956  
immediately shall surrender the original placard or card to the 1957  
registrar. 1958

(K) (1) The registrar shall pay all fees received under 1959  
this section for the issuance of removable windshield placards 1960  
or temporary removable windshield placards or duplicate 1961  
removable windshield placards or cards into the state treasury 1962  
to the credit of the public safety - highway purposes fund 1963  
created in section 4501.06 of the Revised Code. 1964

(2) In addition to the fees collected under this section, 1965  
the registrar or deputy registrar shall ask each person applying 1966  
for a removable windshield placard or temporary removable 1967  
windshield placard or duplicate removable windshield placard or 1968  
license plate issued under this section, whether the person 1969  
wishes to make a two-dollar voluntary contribution to support 1970  
rehabilitation employment services. The registrar shall transmit 1971

the contributions received under this division to the treasurer 1972  
of state for deposit into the rehabilitation employment fund, 1973  
which is hereby created in the state treasury. A deputy 1974  
registrar shall transmit the contributions received under this 1975  
division to the registrar in the time and manner prescribed by 1976  
the registrar. The contributions in the fund shall be used by 1977  
the opportunities for Ohioans with disabilities agency to 1978  
purchase services related to vocational evaluation, work 1979  
adjustment, personal adjustment, job placement, job coaching, 1980  
and community-based assessment from accredited community 1981  
rehabilitation program facilities. 1982

(L) For purposes of enforcing this section, every peace 1983  
officer is deemed to be an agent of the registrar. Any peace 1984  
officer or any authorized employee of the bureau of motor 1985  
vehicles who, in the performance of duties authorized by law, 1986  
becomes aware of a person whose placard or parking card has been 1987  
revoked pursuant to this section, may confiscate that placard or 1988  
parking card and return it to the registrar. The registrar shall 1989  
prescribe any forms used by law enforcement agencies in 1990  
administering this section. 1991

No peace officer, law enforcement agency employing a peace 1992  
officer, or political subdivision or governmental agency 1993  
employing a peace officer, and no employee of the bureau is 1994  
liable in a civil action for damages or loss to persons arising 1995  
out of the performance of any duty required or authorized by 1996  
this section. As used in this division, "peace officer" has the 1997  
same meaning as in division (B) of section 2935.01 of the 1998  
Revised Code. 1999

(M) All applications for registration of motor vehicles, 2000  
removable windshield placards, and temporary removable 2001

windshield placards issued under this section, all renewal 2002  
notices for such items, and all other publications issued by the 2003  
bureau that relate to this section shall set forth the criminal 2004  
penalties that may be imposed upon a person who violates any 2005  
provision relating to special license plates issued under this 2006  
section, the parking of vehicles displaying such license plates, 2007  
and the issuance, procurement, use, and display of removable 2008  
windshield placards and temporary removable windshield placards 2009  
issued under this section. 2010

(N) Whoever violates this section is guilty of a 2011  
misdemeanor of the fourth degree. 2012

Sec. 4505.131. (A) Any person that purchases a motor 2013  
vehicle that is financed shall choose, at the time that the 2014  
security interest financing the motor vehicle is fully 2015  
discharged, to either receive a physical certificate of title to 2016  
that motor vehicle from the secured party or to have the 2017  
certificate of title remain electronic. 2018

(B) Upon a secured party's receipt of good funds in the 2019  
correct amount discharging the security interest financing the 2020  
motor vehicle, the secured party shall send the purchaser a 2021  
written form. The purchaser shall complete the form to 2022  
affirmatively choose whether the purchaser wishes to receive a 2023  
physical certificate of title or to have the certificate of 2024  
title remain electronic. The form may be electronic or 2025  
nonelectronic. 2026

(C) If the purchaser affirmatively selects to receive a 2027  
physical certificate of title, the secured party shall deliver 2028  
to the purchaser, without any additional fee, a physical 2029  
certificate of title to the motor vehicle. 2030



(D) This section does not apply when a security interest 2031  
financing a motor vehicle is discharged because the purchaser 2032  
sold or traded the motor vehicle and no longer has an ownership 2033  
interest in that motor vehicle. 2034

**Sec. 4506.01.** As used in this chapter: 2035

(A) "Alcohol concentration" means the concentration of 2036  
alcohol in a person's blood, breath, or urine. When expressed as 2037  
a percentage, it means grams of alcohol per the following: 2038

(1) One hundred milliliters of whole blood, blood serum, 2039  
or blood plasma; 2040

(2) Two hundred ten liters of breath; 2041

(3) One hundred milliliters of urine. 2042

~~(B)~~(B) (1) "Commercial driver's license" means a license 2043  
issued in accordance with this chapter that authorizes an 2044  
individual to drive a commercial motor vehicle. Except as 2045  
otherwise specifically provided, "commercial driver's license" 2046  
includes an "enhanced commercial driver's license." 2047

(2) "Enhanced commercial driver's license" means a 2048  
commercial driver's license issued in accordance with sections 2049  
4507.021 and 4506.072 of the Revised Code that denotes 2050  
citizenship and identity and is approved by the United States 2051  
secretary of homeland security or other designated federal 2052  
agency for purposes of entering the United States. 2053

(C) "Commercial driver's license information system" means 2054  
the information system established pursuant to the requirements 2055  
of the "Commercial Motor Vehicle Safety Act of 1986," 100 Stat. 2056  
3207-171, 49 U.S.C.A. App. 2701. 2057

(D) Except when used in section 4506.25 of the Revised 2058

Code, "commercial motor vehicle" means any motor vehicle 2059  
designed or used to transport persons or property that meets any 2060  
of the following qualifications: 2061

(1) Any combination of vehicles with a gross vehicle 2062  
weight or combined gross vehicle weight rating of twenty-six 2063  
thousand one pounds or more, provided the gross vehicle weight 2064  
or gross vehicle weight rating of the vehicle or vehicles being 2065  
towed is in excess of ten thousand pounds; 2066

(2) Any single vehicle with a gross vehicle weight or 2067  
gross vehicle weight rating of twenty-six thousand one pounds or 2068  
more; 2069

(3) Any single vehicle or combination of vehicles that is 2070  
not a class A or class B vehicle, but is designed to transport 2071  
sixteen or more passengers including the driver; 2072

(4) Any school bus with a gross vehicle weight or gross 2073  
vehicle weight rating of less than twenty-six thousand one 2074  
pounds that is designed to transport fewer than sixteen 2075  
passengers including the driver; 2076

(5) Is transporting hazardous materials for which 2077  
placarding is required under subpart F of 49 C.F.R. part 172, as 2078  
amended; 2079

(6) Any single vehicle or combination of vehicles that is 2080  
designed to be operated and to travel on a public street or 2081  
highway and is considered by the federal motor carrier safety 2082  
administration to be a commercial motor vehicle, including, but 2083  
not limited to, a motorized crane, a vehicle whose function is 2084  
to pump cement, a rig for drilling wells, and a portable crane. 2085

(E) "Controlled substance" means all of the following: 2086

(1) Any substance classified as a controlled substance	2087
under the "Controlled Substances Act," 80 Stat. 1242 (1970), 21	2088
U.S.C.A. 802(6), as amended;	2089
(2) Any substance included in schedules I through V of 21	2090
C.F.R. part 1308, as amended;	2091
(3) Any drug of abuse.	2092
(F) "Conviction" means an unvacated adjudication of guilt	2093
or a determination that a person has violated or failed to	2094
comply with the law in a court of original jurisdiction or an	2095
authorized administrative tribunal, an unvacated forfeiture of	2096
bail or collateral deposited to secure the person's appearance	2097
in court, a plea of guilty or nolo contendere accepted by the	2098
court, the payment of a fine or court cost, or violation of a	2099
condition of release without bail, regardless of whether or not	2100
the penalty is rebated, suspended, or probated.	2101
(G) "Disqualification" means any of the following:	2102
(1) The suspension, revocation, or cancellation of a	2103
person's privileges to operate a commercial motor vehicle;	2104
(2) Any withdrawal of a person's privileges to operate a	2105
commercial motor vehicle as the result of a violation of state	2106
or local law relating to motor vehicle traffic control other	2107
than parking, vehicle weight, or vehicle defect violations;	2108
(3) A determination by the federal motor carrier safety	2109
administration that a person is not qualified to operate a	2110
commercial motor vehicle under 49 C.F.R. 391.	2111
(H) "Domiciled" means having a true, fixed, principal, and	2112
permanent residence to which an individual intends to return.	2113
(I) "Downgrade" means any of the following, as applicable:	2114

(1) A change in the commercial driver's license, or	2115
commercial driver's license temporary instruction permit,	2116
holder's self-certified status as described in division (A) (1)	2117
of section 4506.10 of the Revised Code;	2118
(2) A change to a lesser class of vehicle;	2119
(3) Removal of commercial driver's license privileges from	2120
the individual's driver's license.	2121
(J) "Drive" means to drive, operate, or be in physical	2122
control of a motor vehicle.	2123
(K) "Driver" means any person who drives, operates, or is	2124
in physical control of a commercial motor vehicle or is required	2125
to have a commercial driver's license.	2126
(L) "Driver's license" means a license issued by the	2127
bureau of motor vehicles that authorizes an individual to drive.	2128
(M) "Drug of abuse" means any controlled substance,	2129
dangerous drug as defined in section 4729.01 of the Revised	2130
Code, or over-the-counter medication that, when taken in	2131
quantities exceeding the recommended dosage, can result in	2132
impairment of judgment or reflexes.	2133
(N) "Electronic device" includes a cellular telephone, a	2134
personal digital assistant, a pager, a computer, and any other	2135
device used to input, write, send, receive, or read text.	2136
(O) "Eligible unit of local government" means a village,	2137
township, or county that has a population of not more than three	2138
thousand persons according to the most recent federal census.	2139
(P) "Employer" means any person, including the federal	2140
government, any state, and a political subdivision of any state,	2141
that owns or leases a commercial motor vehicle or assigns a	2142

person to drive such a motor vehicle. 2143

(Q) "Endorsement" means an authorization on a person's 2144  
commercial driver's license that is required to permit the 2145  
person to operate a specified type of commercial motor vehicle. 2146

(R) "Farm truck" means a truck controlled and operated by 2147  
a farmer for use in the transportation to or from a farm, for a 2148  
distance of not more than one hundred fifty miles, of products 2149  
of the farm, including livestock and its products, poultry and 2150  
its products, floricultural and horticultural products, and in 2151  
the transportation to the farm, from a distance of not more than 2152  
one hundred fifty miles, of supplies for the farm, including 2153  
tile, fence, and every other thing or commodity used in 2154  
agricultural, floricultural, horticultural, livestock, and 2155  
poultry production, and livestock, poultry, and other animals 2156  
and things used for breeding, feeding, or other purposes 2157  
connected with the operation of the farm, when the truck is 2158  
operated in accordance with this division and is not used in the 2159  
operations of a motor carrier, as defined in section 4923.01 of 2160  
the Revised Code. 2161

(S) "Fatality" means the death of a person as the result 2162  
of a motor vehicle accident occurring not more than three 2163  
hundred sixty-five days prior to the date of death. 2164

(T) "Felony" means any offense under federal or state law 2165  
that is punishable by death or specifically classified as a 2166  
felony under the law of this state, regardless of the penalty 2167  
that may be imposed. 2168

(U) "Foreign jurisdiction" means any jurisdiction other 2169  
than a state. 2170

(V) "Gross vehicle weight rating" means the value 2171

specified by the manufacturer as the maximum loaded weight of a 2172  
single or a combination vehicle. The gross vehicle weight rating 2173  
of a combination vehicle is the gross vehicle weight rating of 2174  
the power unit plus the gross vehicle weight rating of each 2175  
towed unit. 2176

(W) "Hazardous materials" means any material that has been 2177  
designated as hazardous under 49 U.S.C. 5103 and is required to 2178  
be placarded under subpart F of 49 C.F.R. part 172 or any 2179  
quantity of a material listed as a select agent or toxin in 42 2180  
C.F.R. part 73, as amended. 2181

(X) "Imminent hazard" means the existence of a condition 2182  
that presents a substantial likelihood that death, serious 2183  
illness, severe personal injury, or a substantial endangerment 2184  
to health, property, or the environment may occur before the 2185  
reasonably foreseeable completion date of a formal proceeding 2186  
begun to lessen the risk of that death, illness, injury, or 2187  
endangerment. 2188

(Y) "Medical variance" means one of the following received 2189  
by a driver from the federal motor carrier safety administration 2190  
that allows the driver to be issued a medical certificate: 2191

(1) An exemption letter permitting operation of a 2192  
commercial motor vehicle under 49 C.F.R. 381, subpart C or 49 2193  
C.F.R. 391.64; 2194

(2) A skill performance evaluation certificate permitting 2195  
operation of a commercial motor vehicle pursuant to 49 C.F.R. 2196  
391.49. 2197

(Z) "Mobile telephone" means a mobile communication device 2198  
that falls under or uses any commercial mobile radio service as 2199  
defined in 47 C.F.R. 20, except that mobile telephone does not 2200

include two-way or citizens band radio services. 2201

(AA) "Motor vehicle" means a vehicle, machine, tractor, 2202  
trailer, or semitrailer propelled or drawn by mechanical power 2203  
used on highways, except that such term does not include a 2204  
vehicle, machine, tractor, trailer, or semitrailer operated 2205  
exclusively on a rail. 2206

(BB) "Out-of-service order" means a declaration by an 2207  
authorized enforcement officer of a federal, state, local, 2208  
Canadian, or Mexican jurisdiction declaring that a driver, 2209  
commercial motor vehicle, or commercial motor carrier operation 2210  
is out of service as defined in 49 C.F.R. 390.5. 2211

(CC) "Peace officer" has the same meaning as in section 2212  
2935.01 of the Revised Code. 2213

(DD) "Portable tank" means a liquid or gaseous packaging 2214  
designed primarily to be loaded onto or temporarily attached to 2215  
a vehicle and equipped with skids, mountings, or accessories to 2216  
facilitate handling of the tank by mechanical means. 2217

(EE) "Public safety vehicle" has the same meaning as in 2218  
divisions (E) (1) and (3) of section 4511.01 of the Revised Code. 2219

(FF) "Recreational vehicle" includes every vehicle that is 2220  
defined as a recreational vehicle in section 4501.01 of the 2221  
Revised Code and is used exclusively for purposes other than 2222  
engaging in business for profit. 2223

(GG) "Residence" means any person's residence determined 2224  
in accordance with standards prescribed in rules adopted by the 2225  
registrar. 2226

(HH) "School bus" has the same meaning as in section 2227  
4511.01 of the Revised Code. 2228

(II) "Serious traffic violation" means any of the	2229
following:	2230
(1) A conviction arising from a single charge of operating	2231
a commercial motor vehicle in violation of any provision of	2232
section 4506.03 of the Revised Code;	2233
(2) (a) Except as provided in division (II) (2) (b) of this	2234
section, a violation while operating a commercial motor vehicle	2235
of a law of this state, or any municipal ordinance or county or	2236
township resolution, or any other substantially similar law of	2237
another state or political subdivision of another state	2238
prohibiting either of the following:	2239
(i) Texting while driving;	2240
(ii) Using a handheld mobile telephone.	2241
(b) It is not a serious traffic violation if the person	2242
was texting or using a handheld mobile telephone to contact law	2243
enforcement or other emergency services.	2244
(3) A conviction arising from the operation of any motor	2245
vehicle that involves any of the following:	2246
(a) A single charge of any speed in excess of the posted	2247
speed limit by fifteen miles per hour or more;	2248
(b) Violation of section 4511.20 or 4511.201 of the	2249
Revised Code or any similar ordinance or resolution, or of any	2250
similar law of another state or political subdivision of another	2251
state;	2252
(c) Violation of a law of this state or an ordinance or	2253
resolution relating to traffic control, other than a parking	2254
violation, or of any similar law of another state or political	2255
subdivision of another state, that results in a fatal accident;	2256



(d) Violation of section 4506.03 of the Revised Code or a 2257  
substantially similar municipal ordinance or county or township 2258  
resolution, or of any similar law of another state or political 2259  
subdivision of another state, that involves the operation of a 2260  
commercial motor vehicle without a valid commercial driver's 2261  
license with the proper class or endorsement for the specific 2262  
vehicle group being operated or for the passengers or type of 2263  
cargo being transported; 2264

(e) Violation of section 4506.03 of the Revised Code or a 2265  
substantially similar municipal ordinance or county or township 2266  
resolution, or of any similar law of another state or political 2267  
subdivision of another state, that involves the operation of a 2268  
commercial motor vehicle without a valid commercial driver's 2269  
license being in the person's possession; 2270

(f) Violation of section 4511.33 or 4511.34 of the Revised 2271  
Code, or any municipal ordinance or county or township 2272  
resolution substantially similar to either of those sections, or 2273  
any substantially similar law of another state or political 2274  
subdivision of another state; 2275

(g) Violation of any other law of this state, any law of 2276  
another state, or any ordinance or resolution of a political 2277  
subdivision of this state or another state that meets both of 2278  
the following requirements: 2279

(i) It relates to traffic control, other than a parking 2280  
violation; 2281

(ii) It is determined to be a serious traffic violation by 2282  
the United States secretary of transportation and is designated 2283  
by the director as such by rule. 2284

(JJ) "State" means a state of the United States and 2285

includes the District of Columbia. 2286

(KK) "Tank vehicle" means any commercial motor vehicle 2287  
that is designed to transport any liquid or gaseous materials 2288  
within a tank or tanks that are either permanently or 2289  
temporarily attached to the vehicle or its chassis and have an 2290  
individual rated capacity of more than one hundred nineteen 2291  
gallons and an aggregate rated capacity of one thousand gallons 2292  
or more. "Tank vehicle" does not include a commercial motor 2293  
vehicle transporting an empty storage container tank that is not 2294  
designed for transportation, has a rated capacity of one 2295  
thousand gallons or more, and is temporarily attached to a 2296  
flatbed trailer. 2297

(LL) "Tester" means a person or entity acting pursuant to 2298  
a valid agreement entered into pursuant to division (B) of 2299  
section 4506.09 of the Revised Code. 2300

(MM) "Texting" means manually entering alphanumeric text 2301  
into, or reading text from, an electronic device. Texting 2302  
includes short message service, e-mail, instant messaging, a 2303  
command or request to access a world wide web page, pressing 2304  
more than a single button to initiate or terminate a voice 2305  
communication using a mobile telephone, or engaging in any other 2306  
form of electronic text retrieval or entry, for present or 2307  
future communication. Texting does not include the following: 2308

(1) Using voice commands to initiate, receive, or 2309  
terminate a voice communication using a mobile telephone; 2310

(2) Inputting, selecting, or reading information on a 2311  
global positioning system or navigation system; 2312

(3) Pressing a single button to initiate or terminate a 2313  
voice communication using a mobile telephone; or 2314

(4) Using, for a purpose that is not otherwise prohibited 2315  
by law, a device capable of performing multiple functions, such 2316  
as a fleet management system, a dispatching device, a mobile 2317  
telephone, a citizens band radio, or a music player. 2318

(NN) "Texting while driving" means texting while operating 2319  
a commercial motor vehicle, with the motor running, including 2320  
while temporarily stationary because of traffic, a traffic 2321  
control device, or other momentary delays. Texting while driving 2322  
does not include operating a commercial motor vehicle with or 2323  
without the motor running when the driver has moved the vehicle 2324  
to the side of, or off, a highway and is stopped in a location 2325  
where the vehicle can safely remain stationary. 2326

(OO) "United States" means the fifty states and the 2327  
District of Columbia. 2328

(PP) "Upgrade" means a change in the class of vehicles, 2329  
endorsements, or self-certified status as described in division 2330  
(A) (1) of section 4506.10 of the Revised Code, that expands the 2331  
ability of a current commercial driver's license holder to 2332  
operate commercial motor vehicles under this chapter; 2333

(QQ) "Use of a handheld mobile telephone" means: 2334

(1) Using at least one hand to hold a mobile telephone to 2335  
conduct a voice communication; 2336

(2) Dialing or answering a mobile telephone by pressing 2337  
more than a single button; or 2338

(3) Reaching for a mobile telephone in a manner that 2339  
requires a driver to maneuver so that the driver is no longer in 2340  
a seated driving position, or restrained by a seat belt that is 2341  
installed in accordance with 49 C.F.R. 393.93 and adjusted in 2342  
accordance with the vehicle manufacturer's instructions. 2343

(RR) "Vehicle" has the same meaning as in section 4511.01 2344  
of the Revised Code. 2345

Sec. 4506.072. (A) Pursuant to the memorandum of 2346  
understanding agreement authorized by section 4507.021 of the 2347  
Revised Code between the director of public safety and the 2348  
United States department of homeland security or other 2349  
designated federal agency, and in accordance with the rules 2350  
adopted by the registrar of motor vehicles under that section, 2351  
the registrar or a deputy registrar shall issue an enhanced 2352  
commercial driver's license to an eligible applicant. An 2353  
applicant for an enhanced commercial driver's license shall do 2354  
all of the following: 2355

(1) Provide satisfactory proof of the applicant's identity 2356  
and citizenship; 2357

(2) Submit a biometric identifier as required by rule; 2358

(3) Sign a declaration on a form prescribed by the 2359  
registrar acknowledging the use of the one-to-many biometric 2360  
match and radio frequency identification or other security 2361  
features of the license; 2362

(4) Pay a fee of twenty-five dollars, in addition to any 2363  
other applicable fees in section 4506.08 of the Revised Code for 2364  
issuance of a commercial driver's license. The fee shall be paid 2365  
into the state treasury to the credit of the public safety - 2366  
highway purposes fund created in section 4501.06 of the Revised 2367  
Code. 2368

(5) Comply with all other conditions, qualifications, and 2369  
requirements for issuance of a commercial driver's license. 2370

(B) All provisions in the Revised Code relating to a 2371  
commercial driver's license include and apply to an enhanced 2372

commercial driver's license. An enhanced commercial driver's 2373  
license may be used in the same manner as a commercial driver's 2374  
license and additionally is approved for purposes of entering 2375  
the United States at authorized land and sea ports. 2376

**Sec. 4506.11.** (A) Every commercial driver's license shall 2377  
be marked "commercial driver's license" or "CDL" and shall be of 2378  
such material and so designed as to prevent its reproduction or 2379  
alteration without ready detection. The commercial driver's 2380  
license for licensees under twenty-one years of age shall have 2381  
characteristics prescribed by the registrar of motor vehicles 2382  
distinguishing it from that issued to a licensee who is twenty- 2383  
one years of age or older. Every commercial driver's license 2384  
shall display all of the following information: 2385

(1) The name and residence address of the licensee; 2386

(2) A color photograph of the licensee showing the 2387  
licensee's uncovered face; 2388

(3) A physical description of the licensee, including sex, 2389  
height, weight, and color of eyes and hair; 2390

(4) The licensee's date of birth; 2391

(5) The licensee's social security number if the person 2392  
has requested that the number be displayed in accordance with 2393  
section 4501.31 of the Revised Code or if federal law requires 2394  
the social security number to be displayed and any number or 2395  
other identifier the director of public safety considers 2396  
appropriate and establishes by rules adopted under Chapter 119. 2397  
of the Revised Code and in compliance with federal law; 2398

(6) The licensee's signature; 2399

(7) The classes of commercial motor vehicles the licensee 2400

is authorized to drive and any endorsements or restrictions 2401  
relating to the licensee's driving of those vehicles; 2402

(8) The name of this state; 2403

(9) The dates of issuance and of expiration of the 2404  
license; 2405

(10) If the licensee has certified willingness to make an 2406  
anatomical gift under section 2108.05 of the Revised Code, any 2407  
symbol chosen by the registrar of motor vehicles to indicate 2408  
that the licensee has certified that willingness; 2409

(11) If the licensee has executed a durable power of 2410  
attorney for health care or a declaration governing the use or 2411  
continuation, or the withholding or withdrawal, of life- 2412  
sustaining treatment and has specified that the licensee wishes 2413  
the license to indicate that the licensee has executed either 2414  
type of instrument, any symbol chosen by the registrar to 2415  
indicate that the licensee has executed either type of 2416  
instrument; 2417

(12) On and after October 7, 2009, if the licensee has 2418  
specified that the licensee wishes the license to indicate that 2419  
the licensee is a veteran, active duty, or reservist of the 2420  
armed forces of the United States and has presented a copy of 2421  
the licensee's DD-214 form or an equivalent document, any symbol 2422  
chosen by the registrar to indicate that the licensee is a 2423  
veteran, active duty, or reservist of the armed forces of the 2424  
United States; 2425

(13) If the licensee is a noncitizen of the United States, 2426  
a notation designating that the licensee is a noncitizen; 2427

(14) Any other information the registrar considers 2428  
advisable and requires by rule. 2429

(B) Every enhanced commercial driver's license shall have any additional characteristics established by the rules adopted under section 4507.021 of the Revised Code. 2430  
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(C) The registrar may establish and maintain a file of negatives of photographs taken for the purposes of this section. 2433  
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~~(C)~~ (D) Neither the registrar nor any deputy registrar shall issue a commercial driver's license to anyone under twenty-one years of age that does not have the characteristics prescribed by the registrar distinguishing it from the commercial driver's license issued to persons who are twenty-one years of age or older. 2435  
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~~(D)~~ (E) Whoever violates division ~~(C)~~ (D) of this section is guilty of a minor misdemeanor. 2441  
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**Sec. 4507.01.** (A) As used in this chapter, "motor vehicle," "motorized bicycle," "state," "owner," "operator," "chauffeur," and "highways" have the same meanings as in section 4501.01 of the Revised Code. 2443  
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"Driver's license" means a class D license issued to any person to operate a motor vehicle or motor-driven cycle, other than a commercial motor vehicle, and includes "probationary license," "restricted license," and any operator's or chauffeur's license issued before January 1, 1990. Except as otherwise specifically provided, "driver's license" includes an "enhanced driver's license." 2447  
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"Enhanced driver's license" means a driver's license issued in accordance with sections 4507.021 and 4507.063 of the Revised Code that denotes citizenship and identity and is approved by the United States secretary of homeland security or other designated federal agency for purposes of entering the 2454  
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<u>United States.</u>	2459
"Probationary license" means the license issued to any person between sixteen and eighteen years of age to operate a motor vehicle.	2460 2461 2462
"Restricted license" means the license issued to any person to operate a motor vehicle subject to conditions or restrictions imposed by the registrar of motor vehicles.	2463 2464 2465
"Commercial driver's license" means the license issued to a person under Chapter 4506. of the Revised Code to operate a commercial motor vehicle.	2466 2467 2468
"Commercial motor vehicle" has the same meaning as in section 4506.01 of the Revised Code.	2469 2470
"Motorcycle operator's temporary instruction permit, license, or endorsement" includes a temporary instruction permit, license, or endorsement for a motor-driven cycle or motor scooter unless otherwise specified.	2471 2472 2473 2474
"Motorized bicycle license" means the license issued under section 4511.521 of the Revised Code to any person to operate a motorized bicycle including a "probationary motorized bicycle license."	2475 2476 2477 2478
"Probationary motorized bicycle license" means the license issued under section 4511.521 of the Revised Code to any person between fourteen and sixteen years of age to operate a motorized bicycle.	2479 2480 2481 2482
"Identification card" means a card issued under sections 4507.50 and <del>4507.51</del> <u>to 4507.52</u> of the Revised Code. <u>Except as otherwise specifically provided, "identification card" includes an "enhanced identification card."</u>	2483 2484 2485 2486



"Enhanced identification card" means an identification 2487  
card issued in accordance with sections 4507.021 and 4507.511 of 2488  
the Revised Code that denotes citizenship and identity and is 2489  
approved by the United States secretary of homeland security or 2490  
other designated federal agency for purposes of entering the 2491  
United States. 2492

"Resident" means a person who, in accordance with 2493  
standards prescribed in rules adopted by the registrar, resides 2494  
in this state on a permanent basis. 2495

"Temporary resident" means a person who, in accordance 2496  
with standards prescribed in rules adopted by the registrar, 2497  
resides in this state on a temporary basis. 2498

(B) In the administration of this chapter and Chapter 2499  
4506. of the Revised Code, the registrar has the same authority 2500  
as is conferred on the registrar by section 4501.02 of the 2501  
Revised Code. Any act of an authorized deputy registrar of motor 2502  
vehicles under direction of the registrar is deemed the act of 2503  
the registrar. 2504

To carry out this chapter, the registrar shall appoint 2505  
such deputy registrars in each county as are necessary. 2506

The registrar also shall provide at each place where an 2507  
application for a driver's or commercial driver's license or 2508  
identification card may be made the necessary equipment to take 2509  
a color photograph of the applicant for such license or card as 2510  
required under section 4506.11 or 4507.06 of the Revised Code, 2511  
and to conduct the vision screenings required by section 4507.12 2512  
of the Revised Code. 2513

The registrar shall assign one or more deputy registrars 2514  
to any driver's license examining station operated under the 2515

supervision of the director of public safety, whenever the 2516  
registrar considers such assignment possible. Space shall be 2517  
provided in the driver's license examining station for any such 2518  
deputy registrar so assigned. The deputy registrars shall not 2519  
exercise the powers conferred by such sections upon the 2520  
registrar, unless they are specifically authorized to exercise 2521  
such powers by such sections. 2522

(C) No agent for any insurance company, writing automobile 2523  
insurance, shall be appointed deputy registrar, and any such 2524  
appointment is void. No deputy registrar shall in any manner 2525  
solicit any form of automobile insurance, nor in any manner 2526  
advise, suggest, or influence any licensee or applicant for 2527  
license for or against any kind or type of automobile insurance, 2528  
insurance company, or agent, nor have the deputy registrar's 2529  
office directly connected with the office of any automobile 2530  
insurance agent, nor impart any information furnished by any 2531  
applicant for a license or identification card to any person, 2532  
except the registrar. This division shall not apply to any 2533  
nonprofit corporation appointed deputy registrar. 2534

(D) The registrar shall immediately remove a deputy 2535  
registrar who violates the requirements of this chapter. 2536

Sec. 4507.021. (A) (1) The director of public safety shall 2537  
enter into a memorandum of understanding agreement with the 2538  
United States department of homeland security or other 2539  
designated federal agency. The purpose of the agreement is to 2540  
obtain approval to issue enhanced driver's licenses, enhanced 2541  
commercial driver's licenses, and enhanced identification cards 2542  
to Ohio residents for use as proof of identity and citizenship 2543  
and for purposes of entering the United States at authorized 2544  
land and sea ports. 2545

(2) In conjunction with the United States department of 2546  
homeland security or other designated federal agency, the 2547  
director may enter into an agreement with the United Mexican 2548  
States, any country within the region of the Caribbean, Canada, 2549  
or any Canadian province for the purpose of implementing a 2550  
border-crossing initiative. 2551

(B) (1) Pursuant to an agreement under division (A) (1) of 2552  
this section, the registrar of motor vehicles, subject to 2553  
approval by the director, shall adopt rules in accordance with 2554  
Chapter 119. of the Revised Code governing issuance of an 2555  
enhanced driver's license, enhanced commercial driver's license, 2556  
and enhanced identification card. 2557

(2) The rules shall establish all of the following: 2558

(a) Acceptable methods of proving citizenship for an 2559  
applicant for an enhanced driver's license, enhanced commercial 2560  
driver's license, or enhanced identification card; 2561

(b) Reasonable security measures to prevent counterfeiting 2562  
of enhanced licenses and identification cards and to protect 2563  
against unauthorized disclosure of personal information that is 2564  
contained in an enhanced license or identification card. The 2565  
rules may require a one-to-many biometric matching system for 2566  
identification purposes, use of radio frequency identification 2567  
technology, or use of other secure technology that is acceptable 2568  
to the United States department of homeland security and is 2569  
encrypted or otherwise secure from unauthorized data access. 2570

(c) Any other additional characteristics of an enhanced 2571  
license or identification card as determined by the registrar. 2572

(C) The registrar may adopt any other rules necessary to 2573  
administer the issuance of an enhanced driver's license, 2574

enhanced commercial driver's license, and enhanced 2575  
identification card. 2576

**Sec. 4507.061.** (A) Beginning on and after July 1, 2022, 2577  
the registrar of motor vehicles may authorize the online renewal 2578  
of a driver's license or identification card issued by the 2579  
bureau of motor vehicles for eligible applicants. An applicant 2580  
is eligible for online renewal if all of the following apply: 2581

(1) The applicant's current driver's license or 2582  
identification card was processed in person at a deputy 2583  
registrar office. 2584

(2) The applicant has a photo on file with the bureau of 2585  
motor vehicles from the applicant's current driver's license or 2586  
identification card. 2587

(3) The applicant's current driver's license or 2588  
identification card expires on the birthday of the applicant in 2589  
the fourth year after the date it was issued. 2590

(4) The applicant is applying for a driver's license or 2591  
identification card that expires on the birthday of the 2592  
applicant in the fourth year after the date it is issued. 2593

(5) The applicant's current driver's license or 2594  
identification card is unexpired or expired not more than six 2595  
months prior to the date of the application. 2596

(6) The applicant is a citizen of the United States and a 2597  
permanent resident of this state. 2598

(7) The applicant is twenty-one years of age or older, but 2599  
less than sixty-five years of age. 2600

(8) The applicant's current driver's license or driving 2601  
privileges are not suspended, canceled, revoked, or restricted, 2602

and the applicant is not otherwise prohibited by law from 2603  
obtaining a driver's license or identification card. 2604

(9) The applicant has no changes to the applicant's name 2605  
or personal information, other than a change of address. 2606

(10) The applicant has no medical restrictions that would 2607  
require the applicant to apply for a driver's license or 2608  
identification card in person at a deputy registrar office. The 2609  
registrar shall determine the medical restrictions that require 2610  
in person applications. 2611

(B) An applicant may not submit an application online for 2612  
any of the following: 2613

(1) A temporary instruction permit; 2614

(2) A commercial driver's license or a commercial driver's 2615  
license temporary instruction permit; 2616

(3) An initial issuance of an Ohio driver's license or 2617  
identification card; 2618

(4) An initial issuance of a federally compliant driver's 2619  
license or identification card; 2620

(5) An initial issuance of an enhanced driver's license or 2621  
enhanced identification card; 2622

(6) An ignition interlock license; 2623

~~(6)~~ (7) A nonrenewable license. 2624

(C) The registrar may require an applicant to provide a 2625  
digital copy of any identification documents and supporting 2626  
documents as required by statute or administrative rule to 2627  
comply with current state and federal requirements. 2628

(D) Except as otherwise provided, an applicant shall 2629

comply with all other applicable laws related to the issuance of 2630  
a driver's license or identification card in order to renew a 2631  
driver's license or identification card under this section. 2632

(E) The registrar may adopt rules in accordance with 2633  
Chapter 119. of the Revised Code to implement and administer 2634  
this section. 2635

Sec. 4507.063. (A) Pursuant to the memorandum of 2636  
understanding agreement authorized by section 4507.021 of the 2637  
Revised Code between the director of public safety and the 2638  
United States department of homeland security or other 2639  
designated federal agency, and in accordance with the rules 2640  
adopted by the registrar of motor vehicles under that section, 2641  
the registrar or a deputy registrar shall issue an enhanced 2642  
driver's license to an eligible applicant. An applicant for an 2643  
enhanced driver's license shall do all of the following: 2644

(1) Provide satisfactory proof of the applicant's identity 2645  
and citizenship; 2646

(2) Submit a biometric identifier as required by rule; 2647

(3) Sign a declaration on a form prescribed by the 2648  
registrar acknowledging the use of the one-to-many biometric 2649  
match and radio frequency identification or other security 2650  
features of the license; 2651

(4) Pay a fee of twenty-five dollars, in addition to any 2652  
other applicable fees in sections 4507.23 and 4507.24 of the 2653  
Revised Code for issuance of a driver's license. The fee shall 2654  
be paid into the state treasury to the credit of the public 2655  
safety - highway purposes fund created in section 4501.06 of the 2656  
Revised Code. 2657

(5) Comply with all other conditions, qualifications, and 2658

requirements for issuance of a driver's license. 2659

(B) All provisions in the Revised Code relating to a 2660  
driver's license include and apply to an enhanced driver's 2661  
license. An enhanced driver's license may be used in the same 2662  
manner as a driver's license and additionally is approved for 2663  
purposes of entering the United States at authorized land and 2664  
sea ports. 2665

**Sec. 4507.13.** (A) (1) The registrar of motor vehicles shall 2666  
issue a driver's license to every person licensed as an operator 2667  
of motor vehicles other than commercial motor vehicles. No 2668  
person licensed as a commercial motor vehicle driver under 2669  
Chapter 4506. of the Revised Code need procure a driver's 2670  
license, but no person shall drive any commercial motor vehicle 2671  
unless licensed as a commercial motor vehicle driver. 2672

(2) Every driver's license shall display all of the 2673  
following information: 2674

(a) The distinguishing number assigned to the licensee; 2675

(b) The licensee's name and date of birth; 2676

(c) The licensee's residence address and county of 2677  
residence; 2678

(d) A color photograph of the licensee; 2679

(e) A brief description of the licensee for the purpose of 2680  
identification; 2681

(f) A facsimile of the signature of the licensee as it 2682  
appears on the application for the license; 2683

(g) A notation, in a manner prescribed by the registrar, 2684  
indicating any condition described in division (D) (3) of section 2685

4507.08 of the Revised Code to which the licensee is subject;	2686
(h) 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 type of instrument, any symbol chosen by the registrar to indicate that the licensee has executed either type of instrument;	2687 2688 2689 2690 2691 2692 2693 2694
(i) If the licensee has specified that the licensee wishes the license to indicate that the licensee is a veteran, active duty, or reservist of the armed forces of the United States and has presented a copy of the licensee's DD-214 form or an equivalent document, any symbol chosen by the registrar to indicate that the licensee is a veteran, active duty, or reservist of the armed forces of the United States;	2695 2696 2697 2698 2699 2700 2701
(j) If the licensee is a noncitizen of the United States, a notation designating that the licensee is a noncitizen;	2702 2703
(k) Any additional information that the registrar requires by rule.	2704 2705
(3) No license shall display the licensee's social security number unless the licensee specifically requests that the licensee's social security number be displayed on the license. If federal law requires the licensee's social security number to be displayed on the license, the social security number shall be displayed on the license notwithstanding this section.	2706 2707 2708 2709 2710 2711 2712
(4) The driver's license for licensees under twenty-one years of age shall have characteristics prescribed by the	2713 2714



registrar distinguishing it from that issued to a licensee who 2715  
is twenty-one years of age or older, except that a driver's 2716  
license issued to a person who applies no more than thirty days 2717  
before the applicant's twenty-first birthday shall have the 2718  
characteristics of a license issued to a person who is twenty- 2719  
one years of age or older. 2720

(5) The driver's license issued to a temporary resident 2721  
shall contain the word "nonrenewable" and shall have any 2722  
additional characteristics prescribed by the registrar 2723  
distinguishing it from a license issued to a resident. 2724

(6) Every enhanced driver's license shall have any 2725  
additional characteristics established by the rules adopted 2726  
under section 4507.021 of the Revised Code. 2727

(7) Every driver's or commercial driver's license 2728  
displaying a motorcycle operator's endorsement and every 2729  
restricted license to operate a motor vehicle also shall display 2730  
the designation "novice," if the endorsement or license is 2731  
issued to a person who is eighteen years of age or older and 2732  
previously has not been licensed to operate a motorcycle by this 2733  
state or another jurisdiction recognized by this state. The 2734  
"novice" designation shall be effective for one year after the 2735  
date of issuance of the motorcycle operator's endorsement or 2736  
license. 2737

~~(7)~~ (8) Each license issued under this section shall be of 2738  
such material and so designed as to prevent its reproduction or 2739  
alteration without ready detection. 2740

(B) Except in regard to a driver's license issued to a 2741  
person who applies no more than thirty days before the 2742  
applicant's twenty-first birthday, neither the registrar nor any 2743

deputy registrar shall issue a driver's license to anyone under 2744  
twenty-one years of age that does not have the characteristics 2745  
prescribed by the registrar distinguishing it from the driver's 2746  
license issued to persons who are twenty-one years of age or 2747  
older. 2748

(C) Whoever violates division (B) of this section is 2749  
guilty of a minor misdemeanor. 2750

Sec. 4507.511. (A) Pursuant to the memorandum of 2751  
understanding agreement authorized by section 4507.021 of the 2752  
Revised Code between the director of public safety and the 2753  
United States department of homeland security or other 2754  
designated federal agency, and in accordance with the rules 2755  
adopted by the registrar of motor vehicles under that section, 2756  
the registrar or a deputy registrar shall issue an enhanced 2757  
identification card to an eligible applicant. An applicant for 2758  
an enhanced identification card shall do all of the following: 2759

(1) Provide satisfactory proof of the applicant's identity 2760  
and citizenship; 2761

(2) Submit a biometric identifier as required by rule; 2762

(3) Sign a declaration on a form prescribed by the 2763  
registrar acknowledging the use of the one-to-many biometric 2764  
match and radio frequency identification or other security 2765  
features of the card; 2766

(4) Pay a fee of twenty-five dollars, in addition to any 2767  
other applicable fees in section 4507.50 of the Revised Code for 2768  
issuance of an identification card. The fee shall be paid into 2769  
the state treasury to the credit of the public safety - highway 2770  
purposes fund created in section 4501.06 of the Revised Code. 2771

(5) Comply with all other requirements for issuance of an 2772

identification card. 2773

(B) All provisions in the Revised Code relating to an 2774  
identification card issued under sections 4507.50 to 4507.52 of 2775  
the Revised Code include and apply to an enhanced identification 2776  
card. An enhanced identification card may be used in the same 2777  
manner as an identification card and additionally is approved 2778  
for purposes of entering the United States at authorized land 2779  
and sea ports. 2780

**Sec. 4507.52.** (A) (1) Each identification card issued by 2781  
the registrar of motor vehicles or a deputy registrar shall 2782  
display a distinguishing number assigned to the cardholder, and 2783  
shall display the following inscription: 2784

"STATE OF OHIO IDENTIFICATION CARD 2785

This card is not valid for the purpose of operating a 2786  
motor vehicle. It is provided solely for the purpose of 2787  
establishing the identity of the bearer described on the card, 2788  
who currently is not licensed to operate a motor vehicle in the 2789  
state of Ohio." 2790

(2) The identification card shall display substantially 2791  
the same information as contained in the application and as 2792  
described in division (A) (1) of section 4507.51 of the Revised 2793  
Code, including, if the cardholder is a noncitizen of the United 2794  
States, a notation designating that the cardholder is a 2795  
noncitizen. The identification card shall not display the 2796  
cardholder's social security number unless the cardholder 2797  
specifically requests that the cardholder's social security 2798  
number be displayed on the card. If federal law requires the 2799  
cardholder's social security number to be displayed on the 2800  
identification card, the social security number shall be 2801

displayed on the card notwithstanding this section. 2802

(3) The identification card also shall display the color 2803  
photograph of the cardholder. 2804

(4) If the cardholder has executed a durable power of 2805  
attorney for health care or a declaration governing the use or 2806  
continuation, or the withholding or withdrawal, of life- 2807  
sustaining treatment and has specified that the cardholder 2808  
wishes the identification card to indicate that the cardholder 2809  
has executed either type of instrument, the card also shall 2810  
display any symbol chosen by the registrar to indicate that the 2811  
cardholder has executed either type of instrument. 2812

(5) If the cardholder has specified that the cardholder 2813  
wishes the identification card to indicate that the cardholder 2814  
is a veteran, active duty, or reservist of the armed forces of 2815  
the United States and has presented a copy of the cardholder's 2816  
DD-214 form or an equivalent document, the card also shall 2817  
display any symbol chosen by the registrar to indicate that the 2818  
cardholder is a veteran, active duty, or reservist of the armed 2819  
forces of the United States. 2820

(6) The card shall be designed as to prevent its 2821  
reproduction or alteration without ready detection. 2822

(7) The identification card for persons under twenty-one 2823  
years of age shall have characteristics prescribed by the 2824  
registrar distinguishing it from that issued to a person who is 2825  
twenty-one years of age or older, except that an identification 2826  
card issued to a person who applies no more than thirty days 2827  
before the applicant's twenty-first birthday shall have the 2828  
characteristics of an identification card issued to a person who 2829  
is twenty-one years of age or older. 2830

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

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

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

(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.

(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.

(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.

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

(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:

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

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

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

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

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

(5) Except as provided in division (A)(6) or (7) of this section, when a cardholder applies for a duplicate, reprint, or

replacement identification card, the cardholder shall pay the	2889
following fees:	2890
(a) Two dollars and fifty cents;	2891
(b) A deputy registrar or service fee equal to the amount	2892
established under section 4503.038 of the Revised Code.	2893
(6) The following cardholders may apply for a duplicate,	2894
reprint, or replacement identification card without payment of	2895
any fee prescribed in division (B)(5) of this section:	2896
(a) A disabled veteran who has a service-connected	2897
disability rated at one hundred per cent by the veterans'	2898
administration;	2899
(b) A resident who is permanently or irreversibly disabled	2900
and who is unemployed.	2901
(7) A cardholder who is seventeen years of age or older	2902
may apply for a replacement identification card without payment	2903
of any fee prescribed in division (B)(5) of this section.	2904
(8) A duplicate, reprint, or replacement identification	2905
card expires on the same date as the card it replaces.	2906
(C) The registrar shall cancel any card upon determining	2907
that the card was obtained unlawfully, issued in error, or was	2908
altered. The registrar also shall cancel any card that is	2909
surrendered to the registrar or to a deputy registrar after the	2910
holder has obtained a duplicate, reprint, replacement, or	2911
driver's or commercial driver's license.	2912
(D) (1) No agent of the state or its political subdivisions	2913
shall condition the granting of any benefit, service, right, or	2914
privilege upon the possession by any person of an identification	2915
card. Nothing in this section shall preclude any publicly	2916

operated or franchised transit system from using an 2917  
identification card for the purpose of granting benefits or 2918  
services of the system. 2919

(2) No person shall be required to apply for, carry, or 2920  
possess an identification card. 2921

(E) Except in regard to an identification card issued to a 2922  
person who applies no more than thirty days before the 2923  
applicant's twenty-first birthday, neither the registrar nor any 2924  
deputy registrar shall issue an identification card to a person 2925  
under twenty-one years of age that does not have the 2926  
characteristics prescribed by the registrar distinguishing it 2927  
from the identification card issued to persons who are twenty- 2928  
one years of age or older. 2929

(F) Whoever violates division (E) of this section is 2930  
guilty of a minor misdemeanor. 2931

**Sec. 4511.092.** As used in sections 4511.092 to 4511.0914 2932  
of the Revised Code: 2933

(A) "Designated party" means the person whom the 2934  
registered owner of a motor vehicle, upon receipt of a ticket 2935  
based upon images recorded by a traffic law photo-monitoring 2936  
device that indicate a traffic law violation, identifies as the 2937  
person who was operating the vehicle of the registered owner at 2938  
the time of the violation. 2939

(B) "Law enforcement officer" means a ~~sheriff, deputy-~~ 2940  
~~sheriff, marshal, deputy marshal, police officer of a police-~~ 2941  
~~department of any municipal corporation, police constable of any-~~ 2942  
~~township, or police officer of a township or joint police-~~ 2943  
~~district,~~ law enforcement officer who is employed on a permanent, 2944  
full-time basis by the law enforcement agency of a local 2945



authority that assigns such person to the location of a traffic law photo-monitoring device. 2946  
2947

(C) "Local authority" means a municipal corporation, ~~county, or township.~~ 2948  
2949

(D) "Motor vehicle leasing dealer" has the same meaning as in section 4517.01 of the Revised Code. 2950  
2951

(E) "Motor vehicle renting dealer" has the same meaning as in section 4549.65 of the Revised Code. 2952  
2953

(F) "Recorded images" means any of the following images recorded by a traffic law photo-monitoring device that show, on at least one image or on a portion of the videotape, the rear of a motor vehicle and the letters and numerals on the rear license plate of the vehicle: 2954  
2955  
2956  
2957  
2958

(1) Two or more photographs, microphotographs, electronic images, or digital images; 2959  
2960

(2) Videotape. 2961

(G) "Registered owner" means all of the following: 2962

(1) Any person or entity identified by the bureau of motor vehicles or any other state motor vehicle registration bureau, department, or office as the owner of a motor vehicle; 2963  
2964  
2965

(2) The lessee of a motor vehicle under a lease of six months or longer; 2966  
2967

(3) The renter of a motor vehicle pursuant to a written rental agreement with a motor vehicle renting dealer. 2968  
2969

(H) "System location" means the approach to an intersection or area of roadway toward which a traffic law photo-monitoring device is directed and is in operation. 2970  
2971  
2972

(I) "Ticket" means any traffic ticket, citation, summons, 2973  
or other ticket issued in response to an alleged traffic law 2974  
violation detected by a traffic law photo-monitoring device, 2975  
that represents a civil violation. 2976

(J) "Traffic law photo-monitoring device" means an 2977  
electronic system consisting of a photographic, video, or 2978  
electronic camera and a means of sensing the presence of a motor 2979  
vehicle that automatically produces recorded images. 2980

(K) "Traffic law violation" means either of the following: 2981

(1) A violation of section 4511.12 of the Revised Code 2982  
based on the failure to comply with section 4511.13 of the 2983  
Revised Code or a substantially equivalent municipal ordinance 2984  
that occurs at an intersection due to failure to obey a traffic 2985  
control signal; 2986

(2) A violation of section 4511.21 or 4511.211 of the 2987  
Revised Code or a substantially equivalent municipal ordinance 2988  
due to failure to observe the applicable speed limit. 2989

**Sec. 4511.093.** (A) A local authority may utilize a traffic 2990  
law photo-monitoring device for the purpose of detecting traffic 2991  
law violations. ~~If the local authority is a county or township,~~ 2992  
~~the board of county commissioners or the board of township~~ 2993  
~~trustees may adopt such resolutions as may be necessary to~~ 2994  
~~enable the county or township to utilize traffic law photo-~~ 2995  
~~monitoring devices.~~No county, township, or representative of a 2996  
county or township shall utilize a traffic law photo-monitoring 2997  
device to detect and enforce traffic law violations in 2998  
accordance with sections 4511.092 to 4511.0912 of the Revised 2999  
Code. 3000

(B) The use of a traffic law photo-monitoring device is 3001

subject to the following conditions: 3002

(1) A local authority shall use a traffic law photo- 3003  
monitoring device to detect and enforce traffic law violations 3004  
only if a law enforcement officer is present at the location of 3005  
the device at all times during the operation of the device and 3006  
if the local authority complies with sections 4511.094 and 3007  
4511.095 of the Revised Code. 3008

(2) A law enforcement officer who is present at the 3009  
location of any traffic law photo-monitoring device and who 3010  
personally witnesses a traffic law violation may issue a ticket 3011  
for the violation. Such a ticket shall be issued in accordance 3012  
with section 2935.26 of the Revised Code and is not subject to 3013  
sections 4511.096 to 4511.0910 and section 4511.912 of the 3014  
Revised Code. 3015

(3) If a traffic law photo-monitoring device records a 3016  
traffic law violation and the law enforcement officer who was 3017  
present at the location of the traffic law photo-monitoring 3018  
device does not issue a ticket as provided under division (B) (2) 3019  
of this section, the local authority may only issue a ticket in 3020  
accordance with sections 4511.096 to 4511.0912 of the Revised 3021  
Code. 3022

~~(C) No township constable appointed under section 509.01- 3023  
of the Revised Code, member of a police force of a township or 3024  
joint police district created under section 505.48 or 505.482 of 3025  
the Revised Code, or other representative of a township shall 3026  
utilize a traffic law photo-monitoring device to detect and 3027  
enforce traffic law violations on an interstate highway. 3028~~

**Sec. 4511.0913.** Sections 4511.092 to 4511.0912 of the 3029  
Revised Code do not apply to ~~the~~ either of the following: 3030

(A) The use of a traffic law photo-monitoring device that 3031  
is placed on a school bus for the purpose of detecting 3032  
violations of section 4511.75 of the Revised Code or a 3033  
substantially equivalent municipal ordinance; 3034

(B) The use of a traffic law photo-monitoring device or an 3035  
associated license plate reader by a county or township for the 3036  
purpose of detecting and assisting in the enforcement of 3037  
criminal offenses. 3038

**Sec. 4513.241.** (A) The director of public safety, in 3039  
accordance with Chapter 119. of the Revised Code, shall adopt 3040  
rules governing the use of tinted glass, and the use of 3041  
transparent, nontransparent, translucent, and reflectorized 3042  
materials in or on motor vehicle windshields, side windows, 3043  
sidewings, and rear windows that prevent a person of normal 3044  
vision looking into the motor vehicle from seeing or identifying 3045  
persons or objects inside the motor vehicle. 3046

(B) The rules adopted under this section may provide for 3047  
persons who meet either of the following qualifications: 3048

(1) On November 11, 1994, or the effective date of any 3049  
rule adopted under this section, own a motor vehicle that does 3050  
not conform to the requirements of this section or of any rule 3051  
adopted under this section; 3052

(2) Establish residency in this state and are required to 3053  
register a motor vehicle that does not conform to the 3054  
requirements of this section or of any rule adopted under this 3055  
section. 3056

(C) No person shall operate, on any highway or other 3057  
public or private property open to the public for vehicular 3058  
travel or parking, lease, or rent any motor vehicle that is 3059

registered in this state unless the motor vehicle conforms to 3060  
the requirements of this section and of any applicable rule 3061  
adopted under this section. 3062

(D) No person shall install in or on any motor vehicle, 3063  
any glass or other material that fails to conform to the 3064  
requirements of this section or of any rule adopted under this 3065  
section. 3066

(E) (1) No used motor vehicle dealer or new motor vehicle 3067  
dealer, as defined in section 4517.01 of the Revised Code, shall 3068  
sell any motor vehicle that fails to conform to the requirements 3069  
of this section or of any rule adopted under this section. 3070

(2) No manufacturer, remanufacturer, or distributor, as 3071  
defined in section 4517.01 of the Revised Code, shall provide to 3072  
a motor vehicle dealer licensed under Chapter 4517. of the 3073  
Revised Code or to any other person, a motor vehicle that fails 3074  
to conform to the requirements of this section or of any rule 3075  
adopted under this section. 3076

(F) No reflectorized materials shall be permitted upon or 3077  
in any front windshield, side windows, sidewings, or rear 3078  
window. 3079

(G) This section does not apply to the manufacturer's 3080  
tinting or glazing of motor vehicle windows or windshields that 3081  
is otherwise in compliance with or permitted by federal motor 3082  
vehicle safety standard number two hundred five. 3083

(H) With regard to any side window behind a driver's seat 3084  
or any rear window other than any window on an emergency door, 3085  
this section does not apply to any school bus used to transport 3086  
a child with disabilities pursuant to Chapter 3323. of the 3087  
Revised Code, whom it is impossible or impractical to transport 3088

by regular school bus in the course of regular route 3089  
transportation provided by a school district. As used in this 3090  
division, "child with disabilities" has the same meaning as in 3091  
section 3323.01 of the Revised Code. 3092

(I) This section does not apply to any school bus that is 3093  
to be sold and operated outside this state. 3094

(J) (1) This section and the rules adopted under it do not 3095  
apply to a motor vehicle used by a law enforcement agency ~~under~~ 3096  
~~either of the following circumstances:~~ 3097

~~(a) The vehicle does not have distinctive markings of a 3098  
law enforcement vehicle but is operated by or on behalf of the 3099  
law enforcement agency in an authorized investigation or other 3100  
activity requiring that the presence and identity of the vehicle 3101  
occupants be undisclosed.~~ 3102

~~(b) The vehicle primarily when the motor vehicle is used 3103  
by the law enforcement canine unit for transporting a police 3104  
agency for a purpose within the scope of the law enforcement 3105  
agency's duties.~~ 3106

(2) As used in this division, "law enforcement agency" 3107  
means a police department, the office of a sheriff, the state 3108  
highway patrol, a county prosecuting attorney, or a federal, 3109  
state, or local governmental body that enforces criminal laws 3110  
and that has employees who have a statutory power of arrest. 3111

(K) (1) Whoever violates division (C), ~~(E)(2)~~, or (F) of 3112  
this section ~~is guilty of a minor misdemeanor shall be fined not~~ 3113  
~~more than twenty-five dollars.~~ 3114

(2) Whoever violates division (E) (1) of this section is 3115  
guilty of a minor misdemeanor if the dealer or the dealer's 3116  
agent knew of the nonconformity at the time of sale. 3117

(3) (a) Whoever violates division (D) of this section is 3118  
guilty of a misdemeanor of the fourth degree, except that an 3119  
organization may not be convicted unless the act of installation 3120  
was authorized by the board of directors, trustees, partners, or 3121  
by a high managerial officer acting on behalf of the 3122  
organization, and installation was performed by an employee of 3123  
the organization acting within the scope of the person's 3124  
employment. 3125

(b) In addition to any other penalty imposed under this 3126  
section, whoever violates division (D) of this section is liable 3127  
in a civil action to the owner of a motor vehicle on which was 3128  
installed the nonconforming glass or material for any damages 3129  
incurred by that person as a result of the installation of the 3130  
nonconforming glass or material, costs of maintaining the civil 3131  
action, and attorney fees. 3132

(c) In addition to any other penalty imposed under this 3133  
section, if the offender previously has been convicted of or 3134  
pleaded guilty to a violation of division (D) of this section 3135  
and the offender is a motor vehicle repair operator registered 3136  
under Chapter 4775. of the Revised Code or a motor vehicle 3137  
dealer licensed under Chapter 4517. of the Revised Code, whoever 3138  
violates division (D) of this section is subject to a 3139  
registration or license suspension, as applicable, for a period 3140  
of not more than one hundred eighty days. 3141

(4) Whoever violates division (E) (2) of this section is 3142  
guilty of a minor misdemeanor. 3143

(L) (1) Every county court judge, mayor of a mayor's court, 3144  
and clerk of a court of record shall keep a full record of every 3145  
case in which a person is charged with any violation of this 3146  
section. If a person is convicted of or forfeits bail in 3147

relation to a violation of division (D) of this section, the 3148  
county court judge, mayor of a mayor's court, or clerk, within 3149  
ten days after the conviction or bail forfeiture, shall prepare 3150  
and immediately forward to the motor vehicle repair board and 3151  
the motor vehicle dealers board, an abstract, certified by the 3152  
preparer to be true and correct, of the court record covering 3153  
the case in which the person was convicted or forfeited bail. 3154

(2) The motor vehicle repair board and the motor vehicle 3155  
dealers board each shall keep and maintain all abstracts 3156  
received under this section. Within ten days after receipt of an 3157  
abstract, each board, respectively, shall determine whether the 3158  
person named in the abstract is registered or licensed with the 3159  
board and, if the person is so registered or licensed, shall 3160  
proceed in accordance with section 4775.09 or 4517.33 of the 3161  
Revised Code, as applicable, and determine whether the person's 3162  
registration or license is to be suspended for a period of not 3163  
more than one hundred eighty days. 3164

**Sec. 4513.34.** (A) (1) The director of transportation with 3165  
respect to all highways that are a part of the state highway 3166  
system and local authorities with respect to highways under 3167  
their jurisdiction, upon application in writing, shall issue a 3168  
special regional heavy hauling permit authorizing the applicant 3169  
to operate or move a vehicle or combination of vehicles as 3170  
follows: 3171

(a) At a size or weight of vehicle or load exceeding the 3172  
maximum specified in sections 5577.01 to 5577.09 of the Revised 3173  
Code, or otherwise not in conformity with sections 4513.01 to 3174  
4513.37 of the Revised Code; 3175

(b) Upon any highway under the jurisdiction of the 3176  
authority granting the permit except those highways with a 3177



condition insufficient to bear the weight of the vehicle or 3178  
combination of vehicles as stated in the application. 3179

Issuance of a special regional heavy hauling permit is 3180  
subject to the payment of a fee established by the director or 3181  
local authority in accordance with this section. 3182

(2) In circumstances where a person is not eligible to 3183  
receive a permit under division (A) (1) of this section, the 3184  
director of transportation with respect to all highways that are 3185  
a part of the state highway system and local authorities with 3186  
respect to highways under their jurisdiction, upon application 3187  
in writing and for good cause shown, may issue a special permit 3188  
in writing authorizing the applicant to operate or move a 3189  
vehicle or combination of vehicles of a size or weight of 3190  
vehicle or load exceeding the maximum specified in sections 3191  
5577.01 to 5577.09 of the Revised Code, or otherwise not in 3192  
conformity with sections 4513.01 to 4513.37 of the Revised Code, 3193  
upon any highway under the jurisdiction of the authority 3194  
granting the permit. 3195

(3) For purposes of this section, the director may 3196  
designate certain state highways or portions of state highways 3197  
as special economic development highways. If an application 3198  
submitted to the director under this section involves travel of 3199  
a nonconforming vehicle or combination of vehicles upon a 3200  
special economic development highway, the director, in 3201  
determining whether good cause has been shown that issuance of a 3202  
permit is justified, shall consider the effect the travel of the 3203  
vehicle or combination of vehicles will have on the economic 3204  
development in the area in which the designated highway or 3205  
portion of highway is located. 3206

~~(B)~~ (B) (1) Notwithstanding sections 715.22 and 723.01 of 3207

the Revised Code, the holder of a permit issued by the director 3208  
under this section may move the vehicle or combination of 3209  
vehicles described in the permit on any highway that is a part 3210  
of the state highway system when the movement is partly within 3211  
and partly without the corporate limits of a municipal 3212  
corporation. No local authority shall require any other permit 3213  
or license or charge any license fee or other charge against the 3214  
holder of a permit for the movement of a vehicle or combination 3215  
of vehicles on any highway that is a part of the state highway 3216  
system. The director shall not require the holder of a permit 3217  
issued by a local authority to obtain a special permit for the 3218  
movement of vehicles or combination of vehicles on highways 3219  
within the jurisdiction of the local authority. ~~Permits~~ 3220

(2) Except as provided in division (B) (3) of this section, 3221  
permits may be issued for any period of time not to exceed one 3222  
year, as the director in the director's discretion or a local 3223  
authority in its discretion determines advisable, or for the 3224  
duration of any public construction project. 3225

(3) The director and every county shall issue an annual 3226  
permit under division (A) (2) of this section for: 3227

(a) A vehicle or combination of vehicles that haul farm 3228  
machinery, provided that the farm machinery otherwise qualifies 3229  
for the farm equipment permit or a similar permit offered by the 3230  
county for farm machinery or equipment; 3231

(b) A vehicle or combination of vehicles that haul 3232  
agricultural produce or agricultural production materials that 3233  
otherwise could be hauled by farm machinery or equipment under 3234  
the farm equipment permit or a similar permit offered by the 3235  
county for farm machinery or equipment. 3236

(4) In addition to the annual permit issued under (B) (3) 3237  
of this section, the director and every county may continue to 3238  
issue a permit under division (A) (2) of this section for the 3239  
vehicles specified in division (B) (3) of this section, for any 3240  
period of time up to one year. 3241

(C) (1) The application for a permit issued under this 3242  
section shall be in the form that the director or local 3243  
authority prescribes. The director or local authority may 3244  
prescribe a permit fee to be imposed and collected when any 3245  
permit described in this section is issued. The permit fee may 3246  
be in an amount sufficient to reimburse the director or local 3247  
authority for the administrative costs incurred in issuing the 3248  
permit, and also to cover the cost of the normal and expected 3249  
damage caused to the roadway or a street or highway structure as 3250  
the result of the operation of the nonconforming vehicle or 3251  
combination of vehicles. The director, in accordance with 3252  
Chapter 119. of the Revised Code, shall establish a schedule of 3253  
fees for permits issued by the director under this section; 3254  
however, the fee to operate a triple trailer unit, at locations 3255  
authorized under federal law, shall be one hundred dollars. 3256

(2) For the purposes of this section and of rules adopted 3257  
by the director under this section, milk transported in bulk by 3258  
vehicle is deemed a nondivisible load. 3259

(3) For purposes of this section and of rules adopted by 3260  
the director under this section, three or fewer aluminum coils, 3261  
transported by a vehicle, are deemed a nondivisible load. The 3262  
director shall adopt rules establishing requirements for an 3263  
aluminum coil permit that are substantially similar to the 3264  
requirements for a steel coil permit under Chapter 5501:2-1 of 3265  
the Administrative Code. 3266

(D) The director or a local authority shall issue a 3267  
special regional heavy hauling permit under division (A) (1) of 3268  
this section upon application and payment of the applicable fee. 3269  
~~However~~Except when required to issue a special permit under 3270  
division (B) (3) of this section, the director or local authority 3271  
may issue or withhold a special permit specified in division (A) 3272  
(2) of this section. If a permit is to be issued, the director 3273  
or local authority may limit or prescribe conditions of 3274  
operation for the vehicle and may require the posting of a bond 3275  
or other security conditioned upon the sufficiency of the permit 3276  
fee to compensate for damage caused to the roadway or a street 3277  
or highway structure. In addition, a local authority, as a 3278  
condition of issuance of an overweight permit, may require the 3279  
applicant to develop and enter into a mutual agreement with the 3280  
local authority to compensate for or to repair excess damage 3281  
caused to the roadway by travel under the permit. 3282

For a permit that will allow travel of a nonconforming 3283  
vehicle or combination of vehicles on a special economic 3284  
development highway, the director, as a condition of issuance, 3285  
may require the applicant to agree to make periodic payments to 3286  
the department to compensate for damage caused to the roadway by 3287  
travel under the permit. 3288

(E) Every permit issued under this section shall be 3289  
carried in the vehicle or combination of vehicles to which it 3290  
refers and shall be open to inspection by any police officer or 3291  
authorized agent of any authority granting the permit. No person 3292  
shall violate any of the terms of a permit. 3293

(F) The director may debar an applicant from applying for 3294  
a permit under this section upon a finding based on a reasonable 3295  
belief that the applicant has done any of the following: 3296

(1) Abused the process by repeatedly submitting false information or false travel plans or by using another company or individual's name, insurance, or escrow account without proper authorization;	3297 3298 3299 3300
(2) Failed to comply with or substantially perform under a previously issued permit according to its terms, conditions, and specifications within specified time limits;	3301 3302 3303
(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;	3304 3305 3306 3307 3308
(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;	3309 3310 3311 3312
(5) Attempted to influence a public employee to breach ethical conduct standards;	3313 3314
(6) Been convicted of a disqualifying offense as determined under section 9.79 of the Revised Code;	3315 3316
(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;	3317 3318 3319
(8) Accumulated repeated convictions under a law, rule, or regulation governing the movement of traffic over the public streets and highways;	3320 3321 3322
(9) Failed to pay any fees associated with any permitted operation or move;	3323 3324

(10) Deliberately or willfully submitted false or 3325  
misleading information in connection with the application for, 3326  
or performance under, a permit issued under this section. 3327

If the applicant is a partnership, association, or 3328  
corporation, the director also may debar from consideration for 3329  
permits any partner of the partnership, or the officers, 3330  
directors, or employees of the association or corporation being 3331  
debarred. 3332

The director may adopt rules in accordance with Chapter 3333  
119. of the Revised Code governing the debarment of an 3334  
applicant. 3335

(G) When the director reasonably believes that grounds for 3336  
debarment exist, the director shall send the person that is 3337  
subject to debarment a notice of the proposed debarment. A 3338  
notice of proposed debarment shall indicate the grounds for the 3339  
debarment of the person and the procedure for requesting a 3340  
hearing. The notice and hearing shall be in accordance with 3341  
Chapter 119. of the Revised Code. If the person does not respond 3342  
with a request for a hearing in the manner specified in that 3343  
chapter, the director shall issue the debarment decision without 3344  
a hearing and shall notify the person of the decision by 3345  
certified mail, return receipt requested. The debarment period 3346  
may be of any length determined by the director, and the 3347  
director may modify or rescind the debarment at any time. During 3348  
the period of debarment, the director shall not issue, or 3349  
consider issuing, a permit under this section to any 3350  
partnership, association, or corporation that is affiliated with 3351  
a debarred person. After the debarment period expires, the 3352  
person, and any partnership, association, or corporation 3353  
affiliated with the person, may reapply for a permit. 3354

(H) (1) No person shall violate the terms of a permit 3355  
issued under this section that relate to gross load limits. 3356

(2) No person shall violate the terms of a permit issued 3357  
under this section that relate to axle load by more than two 3358  
thousand pounds per axle or group of axles. 3359

(3) No person shall violate the terms of a permit issued 3360  
under this section that relate to an approved route except upon 3361  
order of a law enforcement officer or authorized agent of the 3362  
issuing authority. 3363

(I) Whoever violates division (H) of this section shall be 3364  
punished as provided in section 4513.99 of the Revised Code. 3365

(J) A permit issued by the department of transportation or 3366  
a local authority under this section for the operation of a 3367  
vehicle or combination of vehicles is valid for the purposes of 3368  
the vehicle operation in accordance with the conditions and 3369  
limitations specified on the permit. Such a permit is voidable 3370  
by law enforcement only for operation of a vehicle or 3371  
combination of vehicles in violation of the weight, dimension, 3372  
or route provisions of the permit. However, a permit is not 3373  
voidable for operation in violation of a route provision of a 3374  
permit if the operation is upon the order of a law enforcement 3375  
officer. 3376

Sec. 4955.50. (A) As used in this section and section 3377  
4955.51 of the Revised Code: 3378

(1) "Wayside detector system" means an electronic device 3379  
or a series of connected devices that scan passing trains, 3380  
rolling stock, on-track equipment, and their component equipment 3381  
and parts for defects. 3382

(2) "Defects" include hot wheel bearings, hot wheels, 3383

defective bearings that are detected through acoustics, dragging 3384  
equipment, excessive height or weight, shifted loads, low hoses, 3385  
rail temperature, and wheel condition. 3386

(B) The public utilities commission in conjunction with 3387  
the department of transportation shall work with each railroad 3388  
company that does business in this state to ensure that wayside 3389  
detector systems are installed and are operating along railroad 3390  
tracks on which the railroad operates and to ensure that such 3391  
systems meet all of following standards: 3392

(1) The systems are properly installed, maintained, 3393  
repaired, and operational in accordance with the latest 3394  
guidelines issued by the United States department of 3395  
transportation, the federal railroad administration, and the 3396  
association of American railroads. 3397

(2) Any expired, nonworking, or outdated wayside detector 3398  
system or component parts of a system are removed and replaced 3399  
with new parts or an entirely new system that reflects the 3400  
current best practices and standards of the industry. 3401

(3) The distance between wayside detector systems is 3402  
appropriate when accounting for the natural terrain surrounding 3403  
the railroad track on which the railroad operates and the safety 3404  
of the trains, rolling stock, on-track equipment, their 3405  
operators, their passengers, and the persons and property in the 3406  
vicinity of such railroad track so that if defects are detected 3407  
operators have sufficient time to do the following: 3408

(a) Respond to the alerts projected by the wayside 3409  
detector system; 3410

(b) Stop the train, rolling stock, or on-track equipment, 3411  
if necessary; 3412



(c) Make all necessary repairs or, if repair is impossible 3413  
at the location, to remove the component parts or equipment that 3414  
is defective. 3415

(4) The railroad company has defined, written standards 3416  
and training for its employees pertaining to wayside detector 3417  
system defect alerts, the course of action that employees are 3418  
required to take to respond to an alert, and appropriate 3419  
monitoring and responses by the company if employees fail to 3420  
take the required course of action. 3421

(C) If a railroad company refuses to work or otherwise 3422  
cooperate with the public utilities commission and the 3423  
department of transportation in good faith in accordance with 3424  
this section, the commission and department shall investigate 3425  
that railroad company's safety practices and standards in 3426  
accordance with 49 C.F.R. Part 212. The commission and 3427  
department shall determine whether the company appears to be in 3428  
compliance with federal railroad safety laws, as defined in 49 3429  
C.F.R. Part 209. 3430

(D) (1) If a railroad company does not appear to be in 3431  
compliance with the applicable federal standards based on an 3432  
investigation conducted under division (C) of this section, not 3433  
later than sixty days after the conclusion of the investigation, 3434  
the commission and department shall make a report to the federal 3435  
railroad administration. The report shall detail the results of 3436  
the investigation and recommend that the administration take 3437  
enforcement action in accordance with its authority against the 3438  
railroad company for the safety violations discovered through 3439  
that investigation. 3440

(2) The commission and department shall send a copy of the 3441  
report to the governor, the president of the senate, the speaker 3442

of the house of representatives, and the minority leaders of 3443  
both the senate and the house of representatives. 3444

**Sec. 4955.51.** (A) When a wayside detector system detects a 3445  
defect in a passing train, rolling stock, on-track equipment, or 3446  
its component equipment and parts, if the message regarding the 3447  
defect is not immediately sent to the operator of that train, 3448  
rolling stock, or on-track equipment, the person that receives 3449  
the message shall immediately notify the operator of the defect. 3450

(B) The department of transportation and the public 3451  
utilities commission, as part of their work with each railroad 3452  
company under division (B) of section 4955.50 of the Revised 3453  
Code, shall ensure that the manner in which wayside detector 3454  
system messages are sent and received complies with division (A) 3455  
of this section. 3456

**Sec. 4981.02.** (A) There is hereby created the Ohio rail 3457  
development commission, as an independent agency of the state 3458  
within the department of transportation, consisting of ~~seven~~ 3459  
~~members appointed by the governor with the advice and consent of~~ 3460  
~~the senate, two~~ the following members: 3461

(1) Two members of the Ohio senate, one of whom shall be 3462  
appointed by and serve at the pleasure of the president of the 3463  
senate and one of whom shall be appointed by and serve at the 3464  
pleasure of the minority leader of the senate, ~~two~~; 3465

(2) Two members of the Ohio house of representatives, one 3466  
of whom shall be appointed by and serve at the pleasure of the 3467  
speaker of the house of representatives and one of whom shall be 3468  
appointed by and serve at the pleasure of the minority leader of 3469  
the house of representatives, ~~and two~~; 3470

(3) Two members representing the general public, one of 3471

whom shall be appointed by the president of the senate and one 3472  
of whom shall be appointed by the speaker of the house of 3473  
representatives. ~~The director of transportation and the director~~ 3474  
~~of development, or their designees, shall be ex officio members~~ 3475  
~~of the commission. Of the ;~~ 3476

(4) The director of transportation, or the director's 3477  
designee, who shall be an ex officio member; 3478

(5) The director of development, or the director's 3479  
designee, who shall be an ex officio member; 3480

(6) The following members appointed by the governor, ~~one~~ 3481  
with the advice and consent of the senate; 3482

(a) One member, who shall serve as ~~chairman~~ chairperson of 3483  
the commission, ~~one~~ until October 21, 2025, or an earlier date 3484  
if the member resigns or otherwise leaves office; 3485

(b) One member, who shall represent the interests of a 3486  
freight rail company, ~~one~~ ; 3487

(c) One member, who shall represent the interests of 3488  
passenger rail service, ~~one~~ ; 3489

(d) One member, who shall have expertise in infrastructure 3490  
financing, ~~one~~ ; 3491

(e) One member, who shall represent the interests of 3492  
organized labor, ~~one~~ ; 3493

(f) One member, who shall represent the interests of 3494  
manufacturers, ~~and one~~ ; 3495

(g) One member who shall represent the general public,  3496  
subject to division (B) of this section. ~~All~~ 3497

(B) Beginning on October 21, 2025, or at an earlier date 3498

if there is a vacancy in the position of chairperson, the 3499  
director of transportation or the director's designee shall 3500  
serve as the chairperson of the commission. Upon the director or 3501  
director's designee assuming the position of chairperson, the 3502  
governor shall appoint an additional member to the commission to 3503  
represent the general public. 3504

(C) All members shall be reimbursed for actual expenses 3505  
incurred in the performance of their duties. The members of the 3506  
commission from the Ohio senate and the Ohio house of 3507  
representatives shall serve as nonvoting members. No more than 3508  
four members of the seven appointed to the commission by the 3509  
governor shall be from the same political party. Each member of 3510  
the commission shall be a resident of this state. 3511

~~(B)-(D)~~ Within sixty days after the effective date of this 3512  
~~amendment~~ October 20, 1994, the governor shall make initial 3513  
appointments to the commission. Of the initial appointments made 3514  
to the commission, three shall be for a term ending three years 3515  
~~after the effective date of this amendment~~ October 20, 1994, and 3516  
three shall be for a term ending six years after that date. 3517  
Terms for all other appointments made to the commission shall be 3518  
for six years. Vacancies shall be filled in the manner provided 3519  
for original appointments. Any member appointed to fill a 3520  
vacancy shall have the same qualifications as ~~his~~ the member's 3521  
predecessor. Each term shall end on the same day of the same 3522  
month of the year as did the term which it succeeds. Each 3523  
appointed member shall hold office from the date of ~~his~~ the 3524  
member's appointment until the end of the term for which ~~he~~ the 3525  
member was appointed. Any member appointed to fill a vacancy 3526  
before the expiration of the term for which ~~his~~ the member's 3527  
predecessor was appointed shall hold office for the remainder of 3528  
that term. Any appointed member shall continue in office 3529

subsequent to the expiration date of ~~his~~ the member's term until 3530  
~~his~~ the member's successor takes office, or for a period of 3531  
sixty days, whichever occurs first. All members shall be 3532  
eligible for reappointment. 3533

~~(C)~~ (E) The commission may employ an executive director, 3534  
who shall have appropriate experience as determined by the 3535  
commission, and a secretary-treasurer and other employees that 3536  
the commission considers appropriate. The commission may fix the 3537  
compensation of the employees. 3538

~~(D)~~ (F) Six members of the commission shall constitute a 3539  
quorum, and the affirmative vote of six members shall be 3540  
necessary for any action taken by the commission. No vacancy in 3541  
the membership of the commission shall impair the rights of a 3542  
quorum to exercise all the rights and perform all the duties of 3543  
the commission. 3544

~~(E)~~ (G) All members of the commission are subject to 3545  
Chapter 102. of the Revised Code. 3546

~~(F)~~ (H) The department of transportation may use all 3547  
appropriate sources of revenue to assist the commission in 3548  
developing and implementing rail service. 3549

~~(G)~~ (I) Expenditures by the department of transportation, 3550  
the Ohio rail development commission, or any other state agency 3551  
for capital improvements for the development of passenger rail 3552  
shall be subject to the approval of the controlling board with 3553  
an affirmative vote of not fewer than five members, including 3554  
the affirmative vote of a majority of the controlling board 3555  
members appointed by the president of the senate and a majority 3556  
of the controlling board members appointed by the speaker of the 3557  
house of representatives. All public funds acquired by the 3558

commission shall be used for developing, implementing, and 3559  
regulating rail service and not for operating rail service 3560  
unless the general assembly specifically approves the 3561  
expenditure of funds for operating rail service. 3562

**Sec. 4981.04.** (A) The Ohio rail development commission 3563  
shall prepare a plan for the construction and operation of an 3564  
intercity conventional or high speed passenger transportation 3565  
system in this state. The system shall be constructed and 3566  
operated by the commission or its designees. The plan for 3567  
construction and operation shall be based on existing studies, 3568  
and shall state that the ~~system's initial route~~ system will 3569  
~~connect Cleveland, Columbus, and Cincinnati and any points in~~ 3570  
~~between those cities~~ Ohio and nearby states as determined by the 3571  
authority. The plan shall include the following information: 3572

(1) The route alignment of the proposed system; 3573

(2) The proposed technology; 3574

(3) The size, nature, and scope of the proposed system; 3575

(4) The sources of the public and private revenue needed 3576  
to finance the system; 3577

(5) The projected ability of all revenue sources to meet 3578  
both capital and operating funding requirements of the proposed 3579  
system; 3580

(6) The construction, operation, and management plan for 3581  
the system, including a timetable for construction and the 3582  
proposed location and number of transit stations considered 3583  
necessary; 3584

(7) The likelihood that Ohio-based corporations will be 3585  
used to manufacture or supply components of the proposed system; 3586

(8) The likelihood that additional or subsidiary development will be generated;	3587 3588
(9) The extent to which the proposed system will create an additional or reduced demand for sources of energy;	3589 3590
(10) Any changes in the law necessary to implement the proposed system;	3591 3592
(11) The proposed system's impact on the economy of the state and on the economic and other public policies of the state.	3593 3594 3595
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.	3596 3597 3598 3599 3600 3601 3602 3603
<u>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.</u>	3604 3605 3606 3607 3608
<u>(B) A train or light engine used in connection with the movement of freight shall have a crew that consists of at least two individuals. No superintendent, trainmaster, or other employee of a railroad shall order or otherwise require a train or light engine used in connection with the movement of freight to be operated unless it has a crew that consists of at least two individuals.</u>	3609 3610 3611 3612 3613 3614 3615

As used in this division, "train or light engine used in connection with the movement of freight" does not include hostler service or utility employees. 3616  
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(C)(1) The public utilities commission may assess a civil penalty against a person who willfully violates division (B) of this section. If the commission assesses a civil penalty, the commission shall do so as follows: 3619  
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(a) If, within three years of the violation, the commission has not previously assessed a civil penalty against the person under this section, in an amount not less than two hundred fifty, but not more than one thousand dollars; 3623  
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(b) If, within three years of the violation, the commission has previously assessed one civil penalty against the person under this section, in an amount not less than one thousand, but not more than five thousand dollars; 3627  
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(c) If, within three years of the violation, the commission has previously assessed two or more civil penalties against the person under this section, in an amount not less than five thousand, but not more than ten thousand dollars. 3631  
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(2) The attorney general, upon the request of the public utilities commission, shall bring a civil action to collect the penalties described in division (C)(1) of this section. All penalties collected under the division shall be deposited into the state treasury to the credit of the public utilities fund created in section 4905.10 of the Revised Code. 3635  
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(D) The requirements of this section do not apply on and after the date a federal law or regulation takes effect requiring a train or light engine used in connection with the movement of freight in this state to have a crew of at least two 3641  
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individuals. 3645

Sec. 5501.60. (A) When the boundaries of two municipal 3646  
corporations are adjacent, the department of transportation 3647  
shall ensure that limited access exit and entrance interchanges 3648  
to an interstate highway located in those municipal corporations 3649  
are constructed at intervals of at least one interchange every 3650  
four and one-half miles when the following conditions exist: 3651

(1) The adjacent municipal corporations each have a 3652  
population of more than thirty-five thousand according to the 3653  
most recent federal decennial census. 3654

(2) The municipal corporations are located in different 3655  
counties. 3656

(3) At least one of the municipal corporations is located 3657  
in a county with a population of more than one million according 3658  
to the most recent federal decennial census. 3659

(B) The department shall use money appropriated to it for 3660  
highway purposes to comply with this section. 3661

**Sec. 5503.031.** ~~(A)~~ Beginning July 1, 2023, the following 3662  
officers of the state highway patrol shall be paid in accordance 3663  
with the indicated pay ranges from schedule E-1 of division (B) 3664  
of section 124.152 of the Revised Code: 3665

~~(1)~~ (A) A sergeant or equivalent officer who is an exempt 3666  
employee under section 124.152 of the Revised Code shall be paid 3667  
in accordance with pay range 14. 3668

(B) A lieutenant or equivalent officer shall be paid in 3669  
accordance with pay range 15. 3670

~~(2)~~ (C) A staff lieutenant or equivalent officer shall be 3671  
paid in accordance with pay range 16. 3672

~~(3)-(D)~~ A captain or equivalent officer shall be paid in accordance with pay range 17. 3673  
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~~(4)-(E)~~ A major or equivalent officer shall be paid in accordance with pay range 18. 3675  
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~~(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.~~ 3677  
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**Sec. 5531.09.** (A) As used in this section and section 5531.10 of the Revised Code: 3681  
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(1) "Qualified project" means any public or private transportation project as determined by the director of transportation, including, without limitation, planning, environmental impact studies, engineering, construction, reconstruction, resurfacing, restoring, rehabilitation, or replacement of public or private transportation facilities within the state, studying the feasibility thereof, and the acquisition of real or personal property or interests therein; any highway, public transit, aviation, rail, or other transportation project eligible for financing or aid under any federal or state program; and any project involving the maintaining, repairing, improving, or construction of any public or private highway, road, street, parkway, public transit, aviation, or rail project, and any related rights-of-way, bridges, tunnels, railroad-highway crossings, drainage structures, signs, guardrails, or protective structures. 3683  
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(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 3699  
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the department's small city program. 3702

(B) The state infrastructure bank shall consist of the 3703  
highway and transit infrastructure bank fund, the aviation 3704  
infrastructure bank fund, the rail infrastructure bank fund, and 3705  
the infrastructure bank obligations fund, which are hereby 3706  
created as funds of the state treasury, to be administered by 3707  
the director of transportation and used for the purposes 3708  
described in division ~~(B)~~(C) of this section. The highway and 3709  
transit infrastructure bank fund, the aviation infrastructure 3710  
bank fund, and the rail infrastructure bank fund shall consist 3711  
of federal grants and awards or other assistance received by the 3712  
state and eligible for deposit therein under applicable federal 3713  
law, payments received by the department in connection with 3714  
providing financial assistance for qualifying projects under 3715  
division ~~(B)~~(C) of this section, and such other amounts as may 3716  
be provided by law. The infrastructure bank obligations fund 3717  
shall consist of such amounts of the proceeds of obligations 3718  
issued under section 5531.10 of the Revised Code as the director 3719  
of transportation determines with the advice of the director of 3720  
budget and management; and such other amounts as may be provided 3721  
by law. The director of budget and management, upon the request 3722  
of the director of transportation, may transfer amounts between 3723  
the funds created in this division, except the infrastructure 3724  
bank obligations fund. The investment earnings of each fund 3725  
created by this division shall be credited to such fund. 3726

~~(B)~~(C) The director of transportation shall use the state 3727  
infrastructure bank to encourage public and private investment 3728  
in transportation facilities that contribute to the multi-modal 3729  
and intermodal transportation capabilities of the state, develop 3730  
a variety of financing techniques designed to expand the 3731  
availability of funding resources and to reduce direct state 3732

costs, maximize private and local participation in financing 3733  
projects, and improve the efficiency of the state transportation 3734  
system by using and developing the particular advantages of each 3735  
transportation mode to the fullest extent. In furtherance of 3736  
these purposes, the director shall use the state infrastructure 3737  
bank to provide financial assistance to public or private 3738  
entities for qualified projects. Such assistance shall be in the 3739  
form of loans, loan guarantees, letters of credit, leases, 3740  
lease-purchase agreements, interest rate subsidies, debt service 3741  
reserves, and such other forms as the director determines to be 3742  
appropriate. All fees, charges, rates of interest, payment 3743  
schedules, security for, and other terms and conditions relating 3744  
to such assistance shall be determined by the director. Any loan 3745  
made to a small municipal corporation from the state 3746  
infrastructure bank shall be a zero interest loan. 3747

~~(C)-(D)~~ The director of transportation shall adopt rules 3748  
establishing guidelines necessary for the implementation and 3749  
exercise of the authority granted by this section, including 3750  
rules for receiving, reviewing, evaluating, and selecting 3751  
projects for which financial assistance may be approved. 3752

~~(D) As used in this section and in section 5531.10 of the~~ 3753  
~~Revised Code, "qualified project" means any public or private~~ 3754  
~~transportation project as determined by the director of~~ 3755  
~~transportation, including, without limitation, planning,~~ 3756  
~~environmental impact studies, engineering, construction,~~ 3757  
~~reconstruction, resurfacing, restoring, rehabilitation, or~~ 3758  
~~replacement of public or private transportation facilities~~ 3759  
~~within the state, studying the feasibility thereof, and the~~ 3760  
~~acquisition of real or personal property or interests therein;~~ 3761  
~~any highway, public transit, aviation, rail, or other~~ 3762  
~~transportation project eligible for financing or aid under any~~ 3763

~~federal or state program; and any project involving the~~ 3764  
~~maintaining, repairing, improving, or construction of any public~~ 3765  
~~or private highway, road, street, parkway, public transit,~~ 3766  
~~aviation, or rail project, and any related rights of way,~~ 3767  
~~bridges, tunnels, railroad highway crossings, drainage~~ 3768  
~~structures, signs, guardrails, or protective structures.~~ 3769

(E) The general assembly finds that state infrastructure 3770  
projects, as defined in division (A) (8) of section 5531.10 of 3771  
the Revised Code, and the state infrastructure bank, will 3772  
materially contribute to the economic revitalization of areas of 3773  
the state and result in improving the economic welfare of all 3774  
the people of the state. Accordingly, it is declared to be the 3775  
public purpose of the state, through operations under sections 3776  
5531.09 and 5531.10 of the Revised Code, and other applicable 3777  
laws adopted pursuant to Section 13 of Article VIII, Ohio 3778  
Constitution, and other authority vested in the general 3779  
assembly, to assist in and facilitate the purposes set forth in 3780  
division (B) of section 5531.10 of the Revised Code, and to 3781  
assist and cooperate with any governmental agency in achieving 3782  
such purposes. 3783

**Sec. 5531.10.** (A) As used in this chapter: 3784

(1) "Bond proceedings" means the resolution, order, trust 3785  
agreement, indenture, lease, lease-purchase agreements, and 3786  
other agreements, amendments and supplements to the foregoing, 3787  
or any one or more or combination thereof, authorizing or 3788  
providing for the terms and conditions applicable to, or 3789  
providing for the security or liquidity of, obligations issued 3790  
pursuant to this section, and the provisions contained in such 3791  
obligations. 3792

(2) "Bond service charges" means principal, including 3793

mandatory sinking fund requirements for retirement of 3794  
obligations, and interest, and redemption premium, if any, 3795  
required to be paid by the state on obligations. 3796

(3) "Bond service fund" means the applicable fund and 3797  
accounts therein created for and pledged to the payment of bond 3798  
service charges, which may be, or may be part of, the state 3799  
infrastructure bank revenue bond service fund created by 3800  
division (R) of this section including all moneys and 3801  
investments, and earnings from investments, credited and to be 3802  
credited thereto. 3803

(4) "Issuing authority" means the treasurer of state, or 3804  
the officer who by law performs the functions of the treasurer 3805  
of state. 3806

(5) "Obligations" means bonds, notes, or other evidence of 3807  
obligation including interest coupons pertaining thereto, issued 3808  
pursuant to this section. 3809

(6) "Pledged receipts" means moneys accruing to the state 3810  
from the lease, lease-purchase, sale, or other disposition, or 3811  
use, of qualified projects, and from the repayment, including 3812  
interest, of loans made from proceeds received from the sale of 3813  
obligations; accrued interest received from the sale of 3814  
obligations; income from the investment of the special funds; 3815  
any gifts, grants, donations, and pledges, and receipts 3816  
therefrom, available for the payment of bond service charges; 3817  
and any amounts in the state infrastructure bank pledged to the 3818  
payment of such charges. If the amounts in the state 3819  
infrastructure bank are insufficient for the payment of such 3820  
charges, "pledged receipts" also means moneys that are 3821  
apportioned by the United States secretary of transportation 3822  
under United States Code, Title XXIII, as amended, or any 3823

successor legislation, or under any other federal law relating 3824  
to aid for highways, and that are to be received as a grant by 3825  
the state, to the extent the state is not prohibited by state or 3826  
federal law from using such moneys and the moneys are pledged to 3827  
the payment of such bond service charges. 3828

(7) "Special funds" or "funds" means, except where the 3829  
context does not permit, the bond service fund, and any other 3830  
funds, including reserve funds, created under the bond 3831  
proceedings, and the state infrastructure bank revenue bond 3832  
service fund created by division (R) of this section to the 3833  
extent provided in the bond proceedings, including all moneys 3834  
and investments, and earnings from investment, credited and to 3835  
be credited thereto. 3836

(8) "State infrastructure project" means any public 3837  
transportation project undertaken by the state, including, but 3838  
not limited to, all components of any such project, as described 3839  
in division ~~(D)~~ (A)(1) of section 5531.09 of the Revised Code. 3840

(9) "District obligations" means bonds, notes, or other 3841  
evidence of obligation including interest coupons pertaining 3842  
thereto, issued to finance a qualified project by a 3843  
transportation improvement district created pursuant to section 3844  
5540.02 of the Revised Code, of which the principal, including 3845  
mandatory sinking fund requirements for retirement of such 3846  
obligations, and interest and redemption premium, if any, are 3847  
payable by the department of transportation. 3848

(B) The issuing authority, after giving written notice to 3849  
the director of budget and management and upon the certification 3850  
by the director of transportation to the issuing authority of 3851  
the amount of moneys or additional moneys needed either for 3852  
state infrastructure projects or to provide financial assistance 3853

for any of the purposes for which the state infrastructure bank 3854  
may be used under section 5531.09 of the Revised Code, or needed 3855  
for capitalized interest, funding reserves, and paying costs and 3856  
expenses incurred in connection with the issuance, carrying, 3857  
securing, paying, redeeming, or retirement of the obligations or 3858  
any obligations refunded thereby, including payment of costs and 3859  
expenses relating to letters of credit, lines of credit, 3860  
insurance, put agreements, standby purchase agreements, 3861  
indexing, marketing, remarketing and administrative 3862  
arrangements, interest swap or hedging agreements, and any other 3863  
credit enhancement, liquidity, remarketing, renewal, or 3864  
refunding arrangements, all of which are authorized by this 3865  
section, shall issue obligations of the state under this section 3866  
in the required amount. The proceeds of such obligations, except 3867  
for the portion to be deposited in special funds, including 3868  
reserve funds, as may be provided in the bond proceedings, shall 3869  
as provided in the bond proceedings be credited to the 3870  
infrastructure bank obligations fund of the state infrastructure 3871  
bank created by section 5531.09 of the Revised Code and 3872  
disbursed as provided in the bond proceedings for such 3873  
obligations. The issuing authority may appoint trustees, paying 3874  
agents, transfer agents, and authenticating agents, and may 3875  
retain the services of financial advisors, accounting experts, 3876  
and attorneys, and retain or contract for the services of 3877  
marketing, remarketing, indexing, and administrative agents, 3878  
other consultants, and independent contractors, including 3879  
printing services, as are necessary in the issuing authority's 3880  
judgment to carry out this section. The costs of such services 3881  
are payable from funds of the state infrastructure bank or as 3882  
otherwise provided in the bond proceedings. 3883

(C) The holders or owners of such obligations shall have 3884



no right to have moneys raised by taxation by the state of Ohio 3885  
obligated or pledged, and moneys so raised shall not be 3886  
obligated or pledged, for the payment of bond service charges. 3887  
The right of such holders and owners to the payment of bond 3888  
service charges is limited to all or that portion of the pledged 3889  
receipts and those special funds pledged thereto pursuant to the 3890  
bond proceedings for such obligations in accordance with this 3891  
section, and each such obligation shall bear on its face a 3892  
statement to that effect. Moneys received as repayment of loans 3893  
made by the state infrastructure bank pursuant to section 3894  
5531.09 of the Revised Code shall not be considered moneys 3895  
raised by taxation by the state of Ohio regardless of the source 3896  
of the moneys. 3897

(D) Obligations shall be authorized by order of the 3898  
issuing authority and the bond proceedings shall provide for the 3899  
purpose thereof and the principal amount or amounts, and shall 3900  
provide for or authorize the manner or agency for determining 3901  
the principal maturity or maturities, not exceeding twenty-five 3902  
years from the date of issuance or, with respect to obligations 3903  
issued to finance a transportation facility pursuant to a 3904  
public-private agreement, not exceeding forty-five years from 3905  
the date of issuance, the interest rate or rates or the maximum 3906  
interest rate, the date of the obligations and the dates of 3907  
payment of interest thereon, their denomination, and the 3908  
establishment within or without the state of a place or places 3909  
of payment of bond service charges. Sections 9.98 to 9.983 of 3910  
the Revised Code are applicable to obligations issued under this 3911  
section. The purpose of such obligations may be stated in the 3912  
bond proceedings in terms describing the general purpose or 3913  
purposes to be served. The bond proceedings also shall provide, 3914  
subject to the provisions of any other applicable bond 3915

proceedings, for the pledge of all, or such part as the issuing 3916  
authority may determine, of the pledged receipts and the 3917  
applicable special fund or funds to the payment of bond service 3918  
charges, which pledges may be made either prior or subordinate 3919  
to other expenses, claims, or payments, and may be made to 3920  
secure the obligations on a parity with obligations theretofore 3921  
or thereafter issued, if and to the extent provided in the bond 3922  
proceedings. The pledged receipts and special funds so pledged 3923  
and thereafter received by the state immediately are subject to 3924  
the lien of such pledge without any physical delivery thereof or 3925  
further act, and the lien of any such pledges is valid and 3926  
binding against all parties having claims of any kind against 3927  
the state or any governmental agency of the state, irrespective 3928  
of whether such parties have notice thereof, and shall create a 3929  
perfected security interest for all purposes of Chapter 1309. of 3930  
the Revised Code, without the necessity for separation or 3931  
delivery of funds or for the filing or recording of the bond 3932  
proceedings by which such pledge is created or any certificate, 3933  
statement, or other document with respect thereto; and the 3934  
pledge of such pledged receipts and special funds is effective 3935  
and the money therefrom and thereof may be applied to the 3936  
purposes for which pledged without necessity for any act of 3937  
appropriation. Every pledge, and every covenant and agreement 3938  
made with respect thereto, made in the bond proceedings may 3939  
therein be extended to the benefit of the owners and holders of 3940  
obligations authorized by this section, and to any trustee 3941  
therefor, for the further security of the payment of the bond 3942  
service charges. 3943

For purposes of this division, "transportation facility" 3944  
and "public-private agreement" have the same meanings as in 3945  
section 5501.70 of the Revised Code. 3946

(E) The bond proceedings may contain additional provisions	3947
as to:	3948
(1) The redemption of obligations prior to maturity at the	3949
option of the issuing authority at such price or prices and	3950
under such terms and conditions as are provided in the bond	3951
proceedings;	3952
(2) Other terms of the obligations;	3953
(3) Limitations on the issuance of additional obligations;	3954
(4) The terms of any trust agreement or indenture securing	3955
the obligations or under which the same may be issued;	3956
(5) The deposit, investment, and application of special	3957
funds, and the safeguarding of moneys on hand or on deposit,	3958
without regard to Chapter 131. or 135. of the Revised Code, but	3959
subject to any special provisions of this section with respect	3960
to particular funds or moneys, provided that any bank or trust	3961
company which acts as depository of any moneys in the special	3962
funds may furnish such indemnifying bonds or may pledge such	3963
securities as required by the issuing authority;	3964
(6) Any or every provision of the bond proceedings being	3965
binding upon such officer, board, commission, authority, agency,	3966
department, or other person or body as may from time to time	3967
have the authority under law to take such actions as may be	3968
necessary to perform all or any part of the duty required by	3969
such provision;	3970
(7) Any provision that may be made in a trust agreement or	3971
indenture;	3972
(8) Any other or additional agreements with the holders of	3973
the obligations, or the trustee therefor, relating to the	3974

obligations or the security therefor, including the assignment 3975  
of mortgages or other security relating to financial assistance 3976  
for qualified projects under section 5531.09 of the Revised 3977  
Code. 3978

(F) The obligations may have the great seal of the state 3979  
or a facsimile thereof affixed thereto or printed thereon. The 3980  
obligations and any coupons pertaining to obligations shall be 3981  
signed or bear the facsimile signature of the issuing authority. 3982  
Any obligations or coupons may be executed by the person who, on 3983  
the date of execution, is the proper issuing authority although 3984  
on the date of such bonds or coupons such person was not the 3985  
issuing authority. In case the issuing authority whose signature 3986  
or a facsimile of whose signature appears on any such obligation 3987  
or coupon ceases to be the issuing authority before delivery 3988  
thereof, such signature or facsimile nevertheless is valid and 3989  
sufficient for all purposes as if the former issuing authority 3990  
had remained the issuing authority until such delivery; and in 3991  
case the seal to be affixed to obligations has been changed 3992  
after a facsimile of the seal has been imprinted on such 3993  
obligations, such facsimile seal shall continue to be sufficient 3994  
as to such obligations and obligations issued in substitution or 3995  
exchange therefor. 3996

(G) All obligations are negotiable instruments and 3997  
securities under Chapter 1308. of the Revised Code, subject to 3998  
the provisions of the bond proceedings as to registration. The 3999  
obligations may be issued in coupon or in registered form, or 4000  
both, as the issuing authority determines. Provision may be made 4001  
for the registration of any obligations with coupons attached 4002  
thereto as to principal alone or as to both principal and 4003  
interest, their exchange for obligations so registered, and for 4004  
the conversion or reconversion into obligations with coupons 4005

attached thereto of any obligations registered as to both 4006  
principal and interest, and for reasonable charges for such 4007  
registration, exchange, conversion, and reconversion. 4008

(H) Obligations may be sold at public sale or at private 4009  
sale, as determined in the bond proceedings. 4010

(I) Pending preparation of definitive obligations, the 4011  
issuing authority may issue interim receipts or certificates 4012  
which shall be exchanged for such definitive obligations. 4013

(J) In the discretion of the issuing authority, 4014  
obligations may be secured additionally by a trust agreement or 4015  
indenture between the issuing authority and a corporate trustee 4016  
which may be any trust company or bank possessing corporate 4017  
trust powers that has a place of business within or without the 4018  
state. Any such agreement or indenture may contain the order 4019  
authorizing the issuance of the obligations, any provisions that 4020  
may be contained in any bond proceedings, and other provisions 4021  
which are customary or appropriate in an agreement or indenture 4022  
of such type, including, but not limited to: 4023

(1) Maintenance of each pledge, trust agreement, 4024  
indenture, or other instrument comprising part of the bond 4025  
proceedings until the state has fully paid the bond service 4026  
charges on the obligations secured thereby, or provision 4027  
therefor has been made; 4028

(2) In the event of default in any payments required to be 4029  
made by the bond proceedings, or any other agreement of the 4030  
issuing authority made as a part of the contract under which the 4031  
obligations were issued, enforcement of such payments or 4032  
agreement by mandamus, the appointment of a receiver, suit in 4033  
equity, action at law, or any combination of the foregoing; 4034

(3) The rights and remedies of the holders of obligations 4035  
and of the trustee, and provisions for protecting and enforcing 4036  
them, including limitations on the rights of individual holders 4037  
of obligations; 4038

(4) The replacement of any obligations that become 4039  
mutilated or are destroyed, lost, or stolen; 4040

(5) Such other provisions as the trustee and the issuing 4041  
authority agree upon, including limitations, conditions, or 4042  
qualifications relating to any of the foregoing. 4043

(K) Any holder of obligations or a trustee under the bond 4044  
proceedings, except to the extent that the holder's or trustee's 4045  
rights are restricted by the bond proceedings, may by any 4046  
suitable form of legal proceedings, protect and enforce any 4047  
rights under the laws of this state or granted by such bond 4048  
proceedings. Such rights include the right to compel the 4049  
performance of all duties of the issuing authority and the 4050  
director of transportation required by the bond proceedings or 4051  
sections 5531.09 and 5531.10 of the Revised Code; to enjoin 4052  
unlawful activities; and in the event of default with respect to 4053  
the payment of any bond service charges on any obligations or in 4054  
the performance of any covenant or agreement on the part of the 4055  
issuing authority or the director of transportation in the bond 4056  
proceedings, to apply to a court having jurisdiction of the 4057  
cause to appoint a receiver to receive and administer the 4058  
pledged receipts and special funds, other than those in the 4059  
custody of the treasurer of state, which are pledged to the 4060  
payment of the bond service charges on such obligations or which 4061  
are the subject of the covenant or agreement, with full power to 4062  
pay, and to provide for payment of bond service charges on, such 4063  
obligations, and with such powers, subject to the direction of 4064

the court, as are accorded receivers in general equity cases, 4065  
excluding any power to pledge additional revenues or receipts or 4066  
other income or moneys of the state or local governmental 4067  
entities, or agencies thereof, to the payment of such principal 4068  
and interest and excluding the power to take possession of, 4069  
mortgage, or cause the sale or otherwise dispose of any project 4070  
facilities. 4071

Each duty of the issuing authority and the issuing 4072  
authority's officers and employees, and of each state or local 4073  
governmental agency and its officers, members, or employees, 4074  
undertaken pursuant to the bond proceedings or any loan, loan 4075  
guarantee, lease, lease-purchase agreement, or other agreement 4076  
made under authority of section 5531.09 of the Revised Code, and 4077  
in every agreement by or with the issuing authority, is hereby 4078  
established as a duty of the issuing authority, and of each such 4079  
officer, member, or employee having authority to perform such 4080  
duty, specifically enjoined by the law resulting from an office, 4081  
trust, or station within the meaning of section 2731.01 of the 4082  
Revised Code. 4083

The person who is at the time the issuing authority, or 4084  
the issuing authority's officers or employees, are not liable in 4085  
their personal capacities on any obligations issued by the 4086  
issuing authority or any agreements of or with the issuing 4087  
authority. 4088

(L) The issuing authority may authorize and issue 4089  
obligations for the refunding, including funding and retirement, 4090  
and advance refunding with or without payment or redemption 4091  
prior to maturity, of any obligations previously issued by the 4092  
issuing authority or district obligations. Such refunding 4093  
obligations may be issued in amounts sufficient for payment of 4094

the principal amount of the prior obligations or district 4095  
obligations, any redemption premiums thereon, principal 4096  
maturities of any such obligations or district obligations 4097  
maturing prior to the redemption of the remaining obligations or 4098  
district obligations on a parity therewith, interest accrued or 4099  
to accrue to the maturity dates or dates of redemption of such 4100  
obligations or district obligations, and any expenses incurred 4101  
or to be incurred in connection with such issuance and such 4102  
refunding, funding, and retirement. Subject to the bond 4103  
proceedings therefor, the portion of proceeds of the sale of 4104  
refunding obligations issued under this division to be applied 4105  
to bond service charges on the prior obligations or district 4106  
obligations shall be credited to an appropriate account held by 4107  
the trustee for such prior or new obligations or to the 4108  
appropriate account in the bond service fund for such 4109  
obligations or district obligations. Obligations authorized 4110  
under this division shall be deemed to be issued for those 4111  
purposes for which such prior obligations or district 4112  
obligations were issued and are subject to the provisions of 4113  
this section pertaining to other obligations, except as 4114  
otherwise provided in this section. The last maturity of 4115  
obligations authorized under this division shall not be later 4116  
than the latest permitted maturity of the original securities 4117  
issued for the original purpose. 4118

(M) The authority to issue obligations under this section 4119  
includes authority to issue obligations in the form of bond 4120  
anticipation notes and to renew the same from time to time by 4121  
the issuance of new notes. The holders of such notes or interest 4122  
coupons pertaining thereto shall have a right to be paid solely 4123  
from the pledged receipts and special funds that may be pledged 4124  
to the payment of the bonds anticipated, or from the proceeds of 4125



such bonds or renewal notes, or both, as the issuing authority 4126  
provides in the order authorizing such notes. Such notes may be 4127  
additionally secured by covenants of the issuing authority to 4128  
the effect that the issuing authority and the state will do such 4129  
or all things necessary for the issuance of such bonds or 4130  
renewal notes in the appropriate amount, and apply the proceeds 4131  
thereof to the extent necessary, to make full payment of the 4132  
principal of and interest on such notes at the time or times 4133  
contemplated, as provided in such order. For such purpose, the 4134  
issuing authority may issue bonds or renewal notes in such 4135  
principal amount and upon such terms as may be necessary to 4136  
provide funds to pay when required the principal of and interest 4137  
on such notes, notwithstanding any limitations prescribed by or 4138  
for purposes of this section. Subject to this division, all 4139  
provisions for and references to obligations in this section are 4140  
applicable to notes authorized under this division. 4141

The issuing authority in the bond proceedings authorizing 4142  
the issuance of bond anticipation notes shall set forth for such 4143  
bonds an estimated interest rate and a schedule of principal 4144  
payments for such bonds and the annual maturity dates thereof. 4145

(N) Obligations issued under this section are lawful 4146  
investments for banks, societies for savings, savings and loan 4147  
associations, deposit guarantee associations, trust companies, 4148  
trustees, fiduciaries, insurance companies, including domestic 4149  
for life and domestic not for life, trustees or other officers 4150  
having charge of sinking and bond retirement or other special 4151  
funds of political subdivisions and taxing districts of this 4152  
state, the commissioners of the sinking fund of the state, the 4153  
administrator of workers' compensation, the state teachers 4154  
retirement system, the public employees retirement system, the 4155  
school employees retirement system, and the Ohio police and fire 4156

pension fund, notwithstanding any other provisions of the 4157  
Revised Code or rules adopted pursuant thereto by any agency of 4158  
the state with respect to investments by them, and are also 4159  
acceptable as security for the deposit of public moneys. 4160

(O) Unless otherwise provided in any applicable bond 4161  
proceedings, moneys to the credit of or in the special funds 4162  
established by or pursuant to this section may be invested by or 4163  
on behalf of the issuing authority only in notes, bonds, or 4164  
other obligations of the United States, or of any agency or 4165  
instrumentality of the United States, obligations guaranteed as 4166  
to principal and interest by the United States, obligations of 4167  
this state or any political subdivision of this state, and 4168  
certificates of deposit of any national bank located in this 4169  
state and any bank, as defined in section 1101.01 of the Revised 4170  
Code, subject to inspection by the superintendent of financial 4171  
institutions. If the law or the instrument creating a trust 4172  
pursuant to division (J) of this section expressly permits 4173  
investment in direct obligations of the United States or an 4174  
agency of the United States, unless expressly prohibited by the 4175  
instrument, such moneys also may be invested in no-front-end- 4176  
load money market mutual funds consisting exclusively of 4177  
obligations of the United States or an agency of the United 4178  
States and in repurchase agreements, including those issued by 4179  
the fiduciary itself, secured by obligations of the United 4180  
States or an agency of the United States; and in collective 4181  
investment funds as defined in division (A) of section 1111.01 4182  
of the Revised Code and consisting exclusively of any such 4183  
securities. The income from such investments shall be credited 4184  
to such funds as the issuing authority determines, and such 4185  
investments may be sold at such times as the issuing authority 4186  
determines or authorizes. 4187

(P) Provision may be made in the applicable bond 4188  
proceedings for the establishment of separate accounts in the 4189  
bond service fund and for the application of such accounts only 4190  
to the specified bond service charges on obligations pertinent 4191  
to such accounts and bond service fund and for other accounts 4192  
therein within the general purposes of such fund. Unless 4193  
otherwise provided in any applicable bond proceedings, moneys to 4194  
the credit of or in the several special funds established 4195  
pursuant to this section shall be disbursed on the order of the 4196  
treasurer of state, provided that no such order is required for 4197  
the payment from the bond service fund when due of bond service 4198  
charges on obligations. 4199

(Q) (1) The issuing authority may pledge all, or such 4200  
portion as the issuing authority determines, of the pledged 4201  
receipts to the payment of bond service charges on obligations 4202  
issued under this section, and for the establishment and 4203  
maintenance of any reserves, as provided in the bond 4204  
proceedings, and make other provisions therein with respect to 4205  
pledged receipts as authorized by this chapter, which provisions 4206  
are controlling notwithstanding any other provisions of law 4207  
pertaining thereto. 4208

(2) An action taken under division (Q) (2) of this section 4209  
does not limit the generality of division (Q) (1) of this 4210  
section, and is subject to division (C) of this section and, if 4211  
and to the extent otherwise applicable, Section 13 of Article 4212  
VIII, Ohio Constitution. The bond proceedings may contain a 4213  
covenant that, in the event the pledged receipts primarily 4214  
pledged and required to be used for the payment of bond service 4215  
charges on obligations issued under this section, and for the 4216  
establishment and maintenance of any reserves, as provided in 4217  
the bond proceedings, are insufficient to make any such payment 4218

in full when due, or to maintain any such reserve, the director 4219  
of transportation shall so notify the governor, and shall 4220  
determine to what extent, if any, the payment may be made or 4221  
moneys may be restored to the reserves from lawfully available 4222  
moneys previously appropriated for that purpose to the 4223  
department of transportation. The covenant also may provide that 4224  
if the payments are not made or the moneys are not immediately 4225  
and fully restored to the reserves from such moneys, the 4226  
director shall promptly submit to the governor and to the 4227  
director of budget and management a written request for either 4228  
or both of the following: 4229

(a) That the next biennial budget submitted by the 4230  
governor to the general assembly include an amount to be 4231  
appropriated from lawfully available moneys to the department 4232  
for the purpose of and sufficient for the payment in full of 4233  
bond service charges previously due and for the full 4234  
replenishment of the reserves; 4235

(b) That the general assembly be requested to increase 4236  
appropriations from lawfully available moneys for the department 4237  
in the current biennium sufficient for the purpose of and for 4238  
the payment in full of bond service charges previously due and 4239  
to come due in the biennium and for the full replenishment of 4240  
the reserves. 4241

The director of transportation shall include with such 4242  
requests a recommendation that the payment of the bond service 4243  
charges and the replenishment of the reserves be made in the 4244  
interest of maximizing the benefits of the state infrastructure 4245  
bank. Any such covenant shall not obligate or purport to 4246  
obligate the state to pay the bond service charges on such bonds 4247  
or notes or to deposit moneys in a reserve established for such 4248

payments other than from moneys that may be lawfully available 4249  
and appropriated for that purpose during the then-current 4250  
biennium. 4251

(R) There is hereby created the state infrastructure bank 4252  
revenue bond service fund, which shall be in the custody of the 4253  
treasurer of state but shall not be a part of the state 4254  
treasury. All moneys received by or on account of the issuing 4255  
authority or state agencies and required by the applicable bond 4256  
proceedings, consistent with this section, to be deposited, 4257  
transferred, or credited to the bond service fund, and all other 4258  
moneys transferred or allocated to or received for the purposes 4259  
of the fund, shall be deposited and credited to such fund and to 4260  
any separate accounts therein, subject to applicable provisions 4261  
of the bond proceedings, but without necessity for any act of 4262  
appropriation. The state infrastructure bank revenue bond 4263  
service fund is a trust fund and is hereby pledged to the 4264  
payment of bond service charges to the extent provided in the 4265  
applicable bond proceedings, and payment thereof from such fund 4266  
shall be made or provided for by the treasurer of state in 4267  
accordance with such bond proceedings without necessity for any 4268  
act of appropriation. 4269

(S) The obligations issued pursuant to this section, the 4270  
transfer thereof, and the income therefrom, including any profit 4271  
made on the sale thereof, shall at all times be free from 4272  
taxation within this state. 4273

**Sec. 5540.01.** As used in this chapter: 4274

(A) "Transportation improvement district" or "district" 4275  
means a transportation improvement district designated pursuant 4276  
to section 5540.02 of the Revised Code. 4277

(B) "Governmental agency" means a department, division, or 4278  
other unit of state government; a county, township, or municipal 4279  
corporation or other political subdivision; a regional transit 4280  
authority or regional transit commission created pursuant to 4281  
Chapter 306. of the Revised Code; a port authority created 4282  
pursuant to Chapter 4582. of the Revised Code; and the United 4283  
States or any agency thereof. 4284

(C) "Project" means a street, highway, parking facility, 4285  
freight rail tracks and necessarily related freight rail 4286  
facilities, or other transportation project constructed or 4287  
improved under this chapter and includes all bridges, tunnels, 4288  
overpasses, underpasses, interchanges, approaches, those 4289  
portions of connecting streets or highways that serve 4290  
interchanges and are determined by the district to be necessary 4291  
for the safe merging of traffic between the project and those 4292  
streets or highways, service facilities, and administration, 4293  
storage, and other buildings, property, and facilities, that the 4294  
district considers necessary for the operation of the project, 4295  
together with all property and rights that must be acquired by 4296  
the district for the construction, maintenance, or operation of 4297  
the project. "Project" includes a qualifying project. 4298

(D) "Cost," as applied to the construction of a project, 4299  
includes the cost of construction, including bridges over or 4300  
under existing highways and railroads, acquisition of all 4301  
property acquired by the district for such construction, 4302  
demolishing or removing any buildings or structures on land so 4303  
acquired, including the cost of acquiring any lands to which 4304  
such buildings or structures may be moved, site clearance, 4305  
improvement, and preparation, diverting streets or highways, 4306  
interchanges with streets or highways, access roads to private 4307  
property, including the cost of land or easements therefor, all 4308

machinery, furnishings, and equipment, communications 4309  
facilities, financing and auditing expenses, interest prior to 4310  
and during construction and for one year after completion of 4311  
construction, traffic estimates, indemnity and surety bonds and 4312  
premiums on insurance, and guarantees, engineering, feasibility 4313  
studies, and legal expenses, plans, specifications, surveys, 4314  
estimates of cost and revenues, other expenses necessary or 4315  
incidental to determining the feasibility or practicability of 4316  
constructing a project, and such other expense as may be 4317  
necessary or incident to the construction of the project and the 4318  
financing of such construction. Any obligation or expense 4319  
incurred by any governmental agency or person for surveys, 4320  
borings, preparation of plans and specifications, and other 4321  
engineering services, or any other cost described above, in 4322  
connection with the construction of a project may be regarded as 4323  
part of the cost of the project and reimbursed from revenues, 4324  
taxes, or the proceeds of bonds as authorized by this chapter. 4325

(E) "Owner" includes any person having any title or 4326  
interest in any property authorized to be acquired by a district 4327  
under this chapter. 4328

(F) "Revenues" means all moneys received by a district 4329  
with respect to the lease, sublease, or sale, including 4330  
installment sale, conditional sale, or sale under a lease- 4331  
purchase agreement, of a project, all moneys received by a 4332  
district under an agreement pursuant to Section 515.03 of H.B. 4333  
66 of the 126th ~~General Assembly~~ general assembly, Section 4334  
555.10 of H.B. 67 of the 127th general assembly, or Section 4335  
755.20 of H.B. 153 of the 129th general assembly, any gift or 4336  
grant received with respect to a project, tolls, special 4337  
assessments levied by the district, sales and use taxes received 4338  
from a qualifying regional transit authority for any purpose 4339

authorized by section 306.353 of the Revised Code, proceeds of 4340  
bonds to the extent the use thereof for payment of principal or 4341  
of premium, if any, or interest on the bonds is authorized by 4342  
the district, proceeds from any insurance, condemnation, or 4343  
guaranty pertaining to a project or property mortgaged to secure 4344  
bonds or pertaining to the financing of a project, and income 4345  
and profit from the investment of the proceeds of bonds or of 4346  
any revenues. 4347

(G) "Street or highway" has the same meaning as in section 4348  
4511.01 of the Revised Code. 4349

(H) "Financing expenses" means all costs and expenses 4350  
relating to the authorization, issuance, sale, delivery, 4351  
authentication, deposit, custody, clearing, registration, 4352  
transfer, exchange, fractionalization, replacement, payment, and 4353  
servicing of bonds including, without limitation, costs and 4354  
expenses for or relating to publication and printing, postage, 4355  
delivery, preliminary and final official statements, offering 4356  
circulars, and informational statements, travel and 4357  
transportation, underwriters, placement agents, investment 4358  
bankers, paying agents, registrars, authenticating agents, 4359  
remarketing agents, custodians, clearing agencies or 4360  
corporations, securities depositories, financial advisory 4361  
services, certifications, audits, federal or state regulatory 4362  
agencies, accounting and computation services, legal services 4363  
and obtaining approving legal opinions and other legal opinions, 4364  
credit ratings, redemption premiums, and credit enhancement 4365  
facilities. 4366

(I) "Bond proceedings" means the resolutions, trust 4367  
agreements, certifications, notices, sale proceedings, leases, 4368  
lease-purchase agreements, assignments, credit enhancement 4369



facility agreements, and other agreements, instruments, and 4370  
documents, as amended and supplemented, or any one or more of 4371  
combination thereof, authorizing, or authorizing or providing 4372  
for the terms and conditions applicable to, or providing for the 4373  
security or sale or award or liquidity of, bonds, and includes 4374  
the provisions set forth or incorporated in those bonds and bond 4375  
proceedings. 4376

(J) "Bond service charges" means principal, including any 4377  
mandatory sinking fund or mandatory redemption requirements for 4378  
retirement of bonds, and interest and any redemption premium 4379  
payable on bonds, as those payments come due and are payable to 4380  
the bondholder or to a person making payment under a credit 4381  
enhancement facility of those bond service charges to a 4382  
bondholder. 4383

(K) "Bond service fund" means the applicable fund created 4384  
by the bond proceedings for and pledged to the payment of bond 4385  
service charges on bonds provided for by those proceedings, 4386  
including all moneys and investments, and earnings from 4387  
investments, credited and to be credited to that fund as 4388  
provided in the bond proceedings. 4389

(L) "Bonds" means bonds, notes, including notes 4390  
anticipating bonds or other notes, commercial paper, 4391  
certificates of participation, or other evidences of obligation, 4392  
including any interest coupons pertaining thereto, issued 4393  
pursuant to this chapter. 4394

(M) "Net revenues" means revenues lawfully available to 4395  
pay both current operating expenses of a district and bond 4396  
service charges in any fiscal year or other specified period, 4397  
less current operating expenses of the district and any amount 4398  
necessary to maintain a working capital reserve for that period. 4399

(N) "Pledged revenues" means net revenues, moneys and 4400  
investments, and earnings on those investments, in the 4401  
applicable bond service fund and any other special funds, and 4402  
the proceeds of any bonds issued for the purpose of refunding 4403  
prior bonds, all as lawfully available and by resolution of the 4404  
district committed for application as pledged revenues to the 4405  
payment of bond service charges on particular issues of bonds. 4406

(O) "Special funds" means the applicable bond service fund 4407  
and any accounts and subaccounts in that fund, any other funds 4408  
or accounts permitted by and established under, and identified 4409  
as a special fund or special account in, the bond proceedings, 4410  
including any special fund or account established for purposes 4411  
of rebate or other requirements under federal income tax laws. 4412

(P) "Credit enhancement facilities" means letters of 4413  
credit, lines of credit, standby, contingent, or firm securities 4414  
purchase agreements, insurance, or surety arrangements, 4415  
guarantees, and other arrangements that provide for direct or 4416  
contingent payment of bond service charges, for security or 4417  
additional security in the event of nonpayment or default in 4418  
respect of bonds, or for making payment of bond service charges 4419  
and at the option and on demand of bondholders or at the option 4420  
of the district or upon certain conditions occurring under put 4421  
or similar arrangements, or for otherwise supporting the credit 4422  
or liquidity of the bonds, and includes credit, reimbursement, 4423  
marketing, remarketing, indexing, carrying, interest rate hedge, 4424  
and subrogation agreements, and other agreements and 4425  
arrangements for payment and reimbursement of the person 4426  
providing the credit enhancement facility and the security for 4427  
that payment and reimbursement. 4428

(Q) "Refund" means to fund and retire outstanding bonds, 4429

including advance refunding with or without payment or 4430  
redemption prior to stated maturity. 4431

(R) "Property" includes interests in property. 4432

(S) "Administrative agent," "agent," "commercial paper," 4433  
"floating rate interest structure," "indexing agent," "interest 4434  
rate hedge," "interest rate period," "put arrangement," and 4435  
"remarketing agent" have the same meanings as in section 9.98 of 4436  
the Revised Code. 4437

(T) "Outstanding" as applied to bonds means outstanding in 4438  
accordance with the terms of the bonds and the applicable bond 4439  
proceedings. 4440

(U) "Interstate system" has the same meaning as in section 4441  
5516.01 of the Revised Code. 4442

(V) "Qualifying regional transit authority," "qualifying 4443  
project," "qualifying bonds," and "sales and use tax" have the 4444  
same meanings as in section 306.353 of the Revised Code. 4445

**Sec. 5540.02.** (A) A transportation improvement district 4446  
may be created by the board of county commissioners of a county. 4447  
The board, by resolution, shall determine the structure of the 4448  
board of trustees of the transportation improvement district it 4449  
creates by adopting the structure contained either in division 4450  
(C) (1) or (2) of this section. 4451

(B) A transportation improvement district is a body both 4452  
corporate and politic, and the exercise by it of the powers 4453  
conferred by this chapter in the financing, construction, 4454  
maintenance, repair, and operation of a project are and shall be 4455  
held to be essential governmental functions. 4456

(C) (1) If the board of county commissioners so elects, a 4457

transportation improvement district shall be governed by a board 4458  
of trustees consisting of the following members: 4459

(a) Two members appointed by the board of county 4460  
commissioners; 4461

(b) Three members appointed by the legislative authority 4462  
of the most populous municipal corporation in the district; 4463

(c) Two members appointed by the legislative authority of 4464  
the second most populous municipal corporation in the district; 4465

(d) Two members appointed by the board of township 4466  
trustees of the township in the county that is most populous in 4467  
its unincorporated area; 4468

(e) The county engineer; 4469

(f) One member appointed by the legislative authority of 4470  
any township or municipal corporation that cannot otherwise 4471  
appoint a member to the board pursuant to this section, and that 4472  
is wholly or partially within the area of the transportation 4473  
improvement district as the district was originally designated 4474  
by the board of county commissioners; 4475

(g) If the area of a transportation improvement district 4476  
is expanded by the board of county commissioners, the 4477  
legislative authority of any township or municipal corporation 4478  
that is wholly or partially within the area of expansion and 4479  
that cannot otherwise appoint a member to the board pursuant to 4480  
this section, with the consent of the board of trustees of the 4481  
district, may appoint one member to the board; 4482

(h) One member appointed by the regional planning 4483  
commission for the county, who shall be a nonvoting member of 4484  
the board; 4485

(i) One member appointed at the discretion of the speaker 4486  
of the house of representatives, who, if appointed, shall be a 4487  
nonvoting member of the board and who may be a member of the 4488  
house of representatives; 4489

(j) One member appointed at the discretion of the 4490  
president of the senate, who, if appointed, shall be a nonvoting 4491  
member of the board and who may be a member of the senate. 4492

One of each of the appointments made by the board of 4493  
county commissioners, the legislative authority of a municipal 4494  
corporation, and the board of township trustees under divisions 4495  
(C) (1) (a), (b), (c), and (d) of this section, shall be members 4496  
of the chamber of commerce for the respective political 4497  
subdivision. 4498

Whenever the addition of members to the board of trustees 4499  
of a transportation improvement district pursuant to division 4500  
(C) (1) (f) or (g) of this section results in an even number of 4501  
total voting members on the board, the board of trustees of the 4502  
district may appoint an additional person to its membership to 4503  
maintain an odd number of voting members. 4504

(2) As an alternative to the structure prescribed in 4505  
division (C) (1) of this section, a board of county 4506  
commissioners, by resolution, may elect that the transportation 4507  
improvement district it creates be governed by a board of 4508  
trustees consisting of the following members: 4509

(a) Five members appointed by the board of county 4510  
commissioners; 4511

(b) One member appointed at the discretion of the speaker 4512  
of the house of representatives, who, if appointed, shall be a 4513  
nonvoting member of the board and who may be a member of the 4514

house of representatives; 4515

(c) One member appointed at the discretion of the 4516  
president of the senate, who, if appointed, shall be a nonvoting 4517  
member of the board and who may be a member of the senate. 4518

(D) Each appointed member of the board shall hold office 4519  
for a term of two years but subject to removal at the pleasure 4520  
of the authority that appointed the member. Members may be 4521  
reappointed. Except as otherwise provided in this division, any 4522  
vacancy on the board shall be filled in the same manner as the 4523  
original appointment. Any vacancy on a board appointed under 4524  
division (C) (1) of this section lasting longer than thirty days 4525  
due to the failure of the legislative authority of a municipal 4526  
corporation or a board of township trustees to make an 4527  
appointment shall be filled by the board of trustees of the 4528  
transportation improvement district. 4529

(E) The voting members of the board shall elect from the 4530  
entire board membership a chairperson, vice-chairperson, and 4531  
secretary-treasurer. A majority of the voting members of the 4532  
board constitutes a quorum, the affirmative vote of which is 4533  
necessary for any action of the district. No vacancy in the 4534  
membership of the board impairs the right of a quorum to 4535  
exercise all the rights and perform all duties of the district. 4536

(F) The board of county commissioners of ~~the any~~ county, 4537  
the legislative authority of any municipal corporation, and the 4538  
board of township trustees of any township ~~that is part of the~~ 4539  
~~district,~~ may make appropriations from moneys available to them 4540  
and not otherwise appropriated, to pay costs incurred by the 4541  
district in the exercise of its functions under this chapter, 4542  
provided those moneys are available to use for that purpose. 4543

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

**Sec. 5540.03.** (A) A transportation improvement district may:

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

(2) Adopt an official seal;

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

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

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

(a) Transportation improvement district revenue bonds;

(b) Bonds pursuant to Section 13 of Article VIII, Ohio Constitution.

(6) Maintain such funds as it considers necessary;

(7) Direct its agents or employees, when properly 4572  
identified in writing and after at least five days' written 4573  
notice, to enter upon lands within its jurisdiction to make 4574  
surveys and examinations preliminary to the location and 4575  
construction of projects for the district, without liability of 4576  
the district or its agents or employees except for actual damage 4577  
done; 4578

(8) Make and enter into all contracts and agreements 4579  
necessary or incidental to the performance of its functions and 4580  
the execution of its powers under this chapter; 4581

(9) Employ or retain or contract for the services of 4582  
consulting engineers, superintendents, managers, and such other 4583  
engineers, construction and accounting experts, auditors, 4584  
financial advisers, trustees, marketing, remarketing, and 4585  
administrative agents, attorneys, and other employees, 4586  
independent contractors, or agents as are necessary in its 4587  
judgment and fix their compensation, provided all such expenses 4588  
shall be payable solely from the proceeds of bonds or from 4589  
revenues; 4590

(10) Receive and accept from the federal or any state or 4591  
local government, including, but not limited to, any agency, 4592  
entity, or instrumentality of any of the foregoing, loans and 4593  
grants for or in aid of the construction, maintenance, or repair 4594  
of any project, and receive and accept aid or contributions from 4595  
any source or person of money, property, labor, or other things 4596  
of value, to be held, used, and applied only for the purposes 4597  
for which such loans, grants, and contributions are made. 4598  
Nothing in division (A) (10) of this section shall be construed 4599  
as imposing any liability on this state for any loan received by 4600  
a transportation improvement district from a third party unless 4601



this state has entered into an agreement to accept such 4602  
liability. 4603

(11) Acquire, hold, and dispose of property in the 4604  
exercise of its powers and the performance of its duties under 4605  
this chapter; 4606

(12) Establish and collect tolls or user charges for its 4607  
projects; 4608

(13) Subject to section 5540.18 of the Revised Code, enter 4609  
into an agreement with a contiguous board of county 4610  
commissioners other than the board of county commissioners that 4611  
created the transportation improvement district, for the 4612  
district to exercise all or any portion of its powers with 4613  
respect to a project that is located wholly or partially within 4614  
the county that is party to the agreement; 4615

(14) Cooperate with any governmental agencies in the 4616  
planning, design, acquisition, construction, maintenance, 4617  
funding, and financing of projects, including qualifying 4618  
projects. In doing so, the district may enter into agreements 4619  
with other governmental agencies to plan, design, acquire, 4620  
construct, maintain, fund, and finance the projects or 4621  
qualifying projects and to use pledged or assigned sales and use 4622  
tax revenue to pay the debt service on qualifying bonds. 4623

(15) Enter into an agreement with the board of county 4624  
commissioners that created the transportation improvement 4625  
district and with the boards of county commissioners of any 4626  
contiguous group of counties to exercise all powers of the 4627  
district with respect to a project that is both of the 4628  
following: 4629

(a) Located partially or wholly within any county that is 4630

a party to the agreement; 4631

(b) Partially funded with federal money. 4632

(16) Do all acts necessary and proper to carry out the 4633  
powers expressly granted in this chapter. 4634

(B) (1) Chapters 123., 124., 125., and 153., and sections 4635  
9.331 to 9.335 and 307.86 of the Revised Code do not apply to 4636  
contracts or projects of a transportation improvement district. 4637

(2) A transportation improvement district is subject to 4638  
sections 4115.03 to 4115.21 and 4115.99 of the Revised Code, 4639  
unless the amount of state or local government funds, including, 4640  
but not limited to, those provided by any agency, entity, or 4641  
instrumentality of the state or a local government as described 4642  
in division (A) (10) of this section received for the contract or 4643  
project, is, in the aggregate, less than the amounts described 4644  
in or calculated under section 4115.03 of the Revised Code. 4645

**Sec. 5540.06.** (A) The board of trustees of a 4646  
transportation improvement district may provide by resolution 4647  
for the issuance, at one time or from time to time, of bonds of 4648  
the district for the purpose of paying all or any part of the 4649  
cost of any one or more projects. The bond service charges shall 4650  
be payable solely from pledged revenues pledged for such payment 4651  
pursuant to the applicable bond proceedings. The bonds of each 4652  
issue shall be dated, shall bear interest at a rate or rates or 4653  
at variable rates, and shall mature or be payable at such time 4654  
or times, with a final maturity not to exceed thirty years from 4655  
their date or dates, all as determined by the board in the bond 4656  
proceedings. The board shall determine the form of the bonds, 4657  
including any interest coupons to be attached thereto, and shall 4658  
fix the denomination or denominations of the bonds and the place 4659

or places of payment of bond service charges. 4660

(B) The bonds shall be signed by the chairperson or vice- 4661  
chairperson of the board or by the facsimile signature of that 4662  
officer, the official seal of the district or a facsimile 4663  
thereof may be affixed thereto or printed thereon and attested 4664  
by the secretary-treasurer of the district, which may be by 4665  
facsimile signature, and any coupons attached thereto shall bear 4666  
the facsimile signature of the chairperson or vice-chairperson 4667  
of the board. In case any officer whose signature, or a 4668  
facsimile of whose signature, appears on any bonds or coupons 4669  
ceases to be such officer before delivery of the bonds, such 4670  
signature or facsimile shall nevertheless be valid and 4671  
sufficient for all purposes the same as if the officer had 4672  
remained in office until such delivery. 4673

(C) Subject to the bond proceedings and provisions for 4674  
registration, the bonds shall have all the qualities and 4675  
incidents of negotiable instruments under Title XIII of the 4676  
Revised Code. The bonds may be issued in such form or forms as 4677  
the board determines, including without limitation coupon, book 4678  
entry, and fully registered form, and provision may be made for 4679  
the registration of any coupon bonds as to principal alone and 4680  
also as to both principal and interest, and for the exchange of 4681  
bonds between forms. The board may sell such bonds by 4682  
competitive bid on the best bid after advertisement or request 4683  
for bids or by private sale in the manner, and for the price, it 4684  
determines to be for the best interest of the district. 4685

(D) The proceeds of the bonds of each issue shall be used 4686  
solely for the payment of the costs of the project or projects 4687  
for which the bonds were issued, and shall be disbursed in such 4688  
manner and under such restrictions as the board provides in the 4689

bond proceedings. 4690

(E) Prior to the preparation of definitive bonds, the 4691  
board may, under like restrictions, issue interim receipts or 4692  
temporary bonds or bond anticipation notes, with or without 4693  
coupons, exchangeable for definitive bonds when such bonds have 4694  
been executed and are available for delivery. The board may 4695  
provide for the replacement of any mutilated, stolen, destroyed, 4696  
or lost bonds. 4697

(F) Sections 9.98 to 9.983 of the Revised Code apply to 4698  
the bonds. 4699

(G) The bond proceedings shall provide, subject to the 4700  
provisions of any other applicable bond proceedings, for the 4701  
pledge to the payment of bond service charges and of any costs 4702  
of or relating to credit enhancement facilities of all, or such 4703  
part as the board may determine, of the pledged revenues and the 4704  
applicable special fund or funds, which pledges may be made to 4705  
secure the bonds on a parity with bonds theretofore or 4706  
thereafter issued if and to the extent provided in the bond 4707  
proceedings. Every pledge, and every covenant and agreement with 4708  
respect thereto, made in the bond proceedings may in the bond 4709  
proceedings be extended to the benefit of the owners and holders 4710  
of bonds and to any trustee and any person providing a credit 4711  
enhancement facility for those bonds, for the further security 4712  
for the payment of the bond service charges and credit 4713  
enhancement facility costs. 4714

(H) The bond proceedings may contain additional provisions 4715  
as to: 4716

(1) The redemption of bonds prior to maturity at the 4717  
option of the board or of the bondholders or upon the occurrence 4718

of certain stated conditions, and at such price or prices and 4719  
under such terms and conditions as are provided in the bond 4720  
proceedings; 4721

(2) Other terms of the bonds; 4722

(3) Limitations on the issuance of additional bonds; 4723

(4) The terms of any trust agreement securing the bonds or 4724  
under which the same may be issued; 4725

(5) Any or every provision of the bond proceedings being 4726  
binding upon the board and state agencies, or other person as 4727  
may from time to time have the authority under law to take such 4728  
actions as may be necessary to perform all or any part of the 4729  
duty required by such provision; 4730

(6) Any provision that may be made in a trust agreement; 4731

(7) Any other or additional agreements with the holders of 4732  
the bonds, or the trustee therefor, relating to the bonds or the 4733  
security for the bonds, including agreements for credit 4734  
enhancement facilities. 4735

(I) Any holder of bonds or a trustee under the bond 4736  
proceedings, except to the extent that the holder's or trustee's 4737  
rights are restricted by the bond proceedings, may by any 4738  
suitable form of legal proceedings, protect and enforce any 4739  
rights under the laws of this state or granted by the bond 4740  
proceedings. Those rights include the right to compel the 4741  
performance of all duties of the board required by this chapter 4742  
or the bond proceedings; to enjoin unlawful activities; and in 4743  
the event of default with respect to the payment of any bond 4744  
service charges on any bonds or in the performance of any 4745  
covenant or agreement on the part of the board contained in the 4746  
bond proceedings, to apply to a court having jurisdiction of the 4747

cause to appoint a receiver to receive and administer the 4748  
revenues and the pledged revenues which are pledged to the 4749  
payment of the bond service charges on such bonds or that are 4750  
the subject of the covenant or agreement, with full power to 4751  
pay, and to provide for payment of, bond service charges on such 4752  
bonds, and with such powers, subject to the direction of the 4753  
court, as are accorded receivers in general equity cases, 4754  
excluding any power to pledge additional revenue or receipts or 4755  
other income, funds, or moneys of the board to the payment of 4756  
such bond service charges and excluding the power to take 4757  
possession of, mortgage, or cause the sale or otherwise dispose 4758  
of any project or other property of the board. 4759

(J) Each duty of the board and the board's officers and 4760  
employees, undertaken pursuant to the bond proceedings, is 4761  
hereby established as a duty of the board, and of each such 4762  
officer, member, or employee having authority to perform the 4763  
duty, specifically enjoined by law resulting from an office, 4764  
trust, or station within the meaning of section 2731.01 of the 4765  
Revised Code. 4766

(K) The board's officers or employees are not liable in 4767  
their personal capacities on any bonds issued by the board or 4768  
any agreements of or with the board relating to those bonds. 4769

(L) The bonds are lawful investments for banks, savings 4770  
and loan associations, credit union share guaranty corporations, 4771  
trust companies, trustees, fiduciaries, insurance companies, 4772  
including domestic for life and domestic not for life, trustees 4773  
or other officers having charge of sinking and bond retirement 4774  
or other funds of the state or its political subdivisions and 4775  
taxing districts, the commissioners of the sinking fund of the 4776  
state, the administrator of workers' compensation, the state 4777

teachers retirement system, the public employees retirement 4778  
system, the school employees retirement system, and the Ohio 4779  
police and fire pension fund, notwithstanding any other 4780  
provisions of the Revised Code or rules adopted pursuant thereto 4781  
by any state agency with respect to investments by them, and 4782  
also are acceptable as security for the repayment of the deposit 4783  
of public moneys. 4784

(M) Provision may be made in the applicable bond 4785  
proceedings for the establishment of separate accounts in the 4786  
bond service fund and for the application of such accounts only 4787  
to the specified bond service charges pertinent to such accounts 4788  
and bond service fund, and for other accounts therein within the 4789  
general purposes of such fund. 4790

(N) The board may pledge all, or such portion as it 4791  
determines, of the pledged revenues to the payment of bond 4792  
service charges, and for the establishment and maintenance of 4793  
any reserves and special funds, as provided in the bond 4794  
proceedings, and make other provisions therein with respect to 4795  
pledged revenues, revenues, and net revenues as authorized by 4796  
this chapter, which provisions shall be controlling 4797  
notwithstanding any other provisions of law pertaining thereto. 4798

(O) The board may pledge all, or such portion as it 4799  
determines, of the pledged or assigned sales and use taxes 4800  
received from a qualifying regional transit authority to the 4801  
payment of debt service charges on any qualifying bonds issued 4802  
by the transportation improvement district to fund or finance 4803  
qualifying projects under section 306.353 of the Revised Code. 4804

**Sec. 5577.044.** (A) Notwithstanding sections 5577.02 and 4805  
5577.04 of the Revised Code, a vehicle fueled solely by 4806  
compressed natural gas or liquid natural gas or powered 4807

primarily by means of an electric battery may exceed by not more 4808  
than two thousand pounds the gross vehicle weight provisions of 4809  
sections 5577.01 to 5577.09 of the Revised Code or the axle load 4810  
limits of those sections. 4811

(B) If a vehicle described in division (A) of this section 4812  
exceeds the weight provisions of sections 5577.01 to 5577.09 of 4813  
the Revised Code by more than the allowance provided for in 4814  
division (A) of this section, both of the following apply: 4815

(1) The applicable penalty prescribed in section 5577.99 4816  
of the Revised Code; 4817

(2) The civil liability imposed by section 5577.12 of the 4818  
Revised Code. 4819

(C) Division (A) of this section does not apply to the 4820  
operation of a vehicle on a highway, road, or bridge that is 4821  
subject to reduced maximum weights under section 4513.33, 4822  
5577.07, 5577.071, 5577.08, 5577.09, or 5591.42 of the Revised 4823  
Code. 4824

**Sec. 5747.502.** (A) As used in this section: 4825

(1) ~~"Local authority" and "traffic"~~ Traffic law photo- 4826  
monitoring device" ~~have~~ has the same ~~meanings~~ meaning as in 4827  
section 4511.092 of the Revised Code. 4828

(2) "School zone" has the same meaning as in section 4829  
4511.21 of the Revised Code. 4830

(3) "Transportation district" means a territorial district 4831  
established by the director of transportation under section 4832  
5501.14 of the Revised Code. 4833

(4) "District deputy director" means the person appointed 4834  
and assigned by the director of transportation under section 4835



5501.14 of the Revised Code to administer the activities of a transportation district.

(5) "Gross amount" means the entire amount of traffic camera fines and fees paid by a driver.

(6) "Local government fund adjustment" or "LGF adjustment" means the sum of:

(a) The gross amount of all traffic camera fines collected by a local authority during the preceding fiscal year, as reported under division (B) (1) of this section, if such a report is required; plus

(b) The residual adjustment computed for the local authority under division (B) (4) of this section, if such an adjustment applies.

(7) "Local government fund payments" or "LGF payments" means the payments a local authority would receive under sections ~~5747.502~~5747.503, 5747.51, and 5747.53, and division (C) of section 5747.50 of the Revised Code, as applicable, if not for the reductions required by divisions (C) and (D) of this section.

(8) "Residual adjustment" means the most recent LGF adjustment computed for a local authority under division (B) (2) or (3) of this section minus the sum of the reductions applied after that computation under division (C) of this section to the local authority's LGF payments.

(9) "Traffic camera fines" means civil fines for any violation of any local ordinance or resolution that are based upon evidence recorded by a traffic law photo-monitoring device.

(10) "Qualifying village" has the same meaning as in

section 5747.503 of the Revised Code. 4864

(11) "Local authority" means a municipal corporation, 4865  
county, or township. 4866

(B) (1) Annually, on or before the thirty-first day of 4867  
July, any local authority that directly or indirectly collected 4868  
traffic camera fines during the preceding fiscal year shall file 4869  
a report with the tax commissioner that includes a detailed 4870  
statement of the gross amount of all traffic camera fines the 4871  
local authority collected during that period and the gross 4872  
amount of such fines that the local authority collected for 4873  
violations that occurred within a school zone. 4874

(2) Annually, on or before the tenth day of August, the 4875  
commissioner shall compute a local government fund adjustment 4876  
for each local authority that files a report under division (B) 4877  
(1) of this section or with respect to which a residual 4878  
adjustment applies. Subject to division (B) (3) of this section, 4879  
the LGF adjustment shall be used by the commissioner to 4880  
determine the amount of the reductions required under division 4881  
(C) of this section for each of the next twelve months, starting 4882  
with the month in which the LGF adjustment is computed. After 4883  
those twelve months, the LGF adjustment ceases to apply and, if 4884  
an LGF adjustment continues to be required, the amount of the 4885  
reductions required under division (C) of this section shall be 4886  
determined based on an updated LGF adjustment computed under 4887  
this division. 4888

(3) Upon receipt of a report described by division (B) (1) 4889  
of this section that is not timely filed, the commissioner shall 4890  
do both of the following: 4891

(a) If one or more payments to the local authority has 4892

been withheld under division (D) of this section because of the 4893  
local authority's failure to file the report, notify the county 4894  
auditor and county treasurer of the appropriate county that the 4895  
report has been received and that, subject to division (C) of 4896  
this section, payments to the local authority from the undivided 4897  
local government fund are to resume. 4898

(b) Compute the local authority's LGF adjustment using the 4899  
information in the report. An LGF adjustment computed under this 4900  
division shall be used by the commissioner to determine the 4901  
amount of the reductions required under division (C) of this 4902  
section starting with the next required reduction. The LGF 4903  
adjustment ceases to apply on the thirty-first day of the 4904  
ensuing July, following which, if an LGF adjustment continues to 4905  
be required, the amount of the reductions required under 4906  
division (C) of this section shall be determined based on an 4907  
updated LGF adjustment computed under division (B) (2) of this 4908  
section. 4909

(4) Annually, on or before the tenth day of August, the 4910  
commissioner shall compute a residual adjustment for each local 4911  
authority whose LGF adjustment for the preceding year exceeds 4912  
the amount by which the local authority's LGF payments were 4913  
reduced during that year under division (C) of this section. The 4914  
residual adjustment shall be used to compute the LGF adjustment 4915  
for the ensuing year under division (B) (2) of this section. 4916

(C) The commissioner shall do the following, as 4917  
applicable, respecting any local authority to which an LGF 4918  
adjustment computed under division (B) of this section applies: 4919

(1) If the local authority is a municipal corporation with 4920  
a population of one thousand or more, reduce payments to the 4921  
municipal corporation under division (C) of section 5747.50 of 4922

the Revised Code by one-twelfth of the LGF adjustment. If one- 4923  
twelfth of the LGF adjustment exceeds the amount of money the 4924  
municipal corporation would otherwise receive under division (C) 4925  
of section 5747.50 of the Revised Code, the commissioner also 4926  
shall reduce payments to the appropriate county undivided local 4927  
government fund under division (B) of section 5747.50 of the 4928  
Revised Code by an amount equal to the lesser of (a) one-twelfth 4929  
of the excess, or (b) the amount of the payment the municipal 4930  
corporation would otherwise receive from the fund under section 4931  
5747.51 or 5747.53 of the Revised Code. 4932

(2) If the local authority is a township or qualifying 4933  
village, reduce the supplemental payments to the appropriate 4934  
county undivided local government fund under section 5747.503 of 4935  
the Revised Code by the lesser of one-twelfth of the LGF 4936  
adjustment, or the amount of money the township or qualifying 4937  
village would otherwise receive under that section. If one- 4938  
twelfth of the LGF adjustment exceeds the amount of money the 4939  
township or qualifying village would otherwise receive under 4940  
section 5747.503 of the Revised Code, the commissioner also 4941  
shall reduce payments to the appropriate county undivided local 4942  
government fund under division (B) of section 5747.50 of the 4943  
Revised Code by an amount equal to the lesser of (a) one-twelfth 4944  
of the excess, or (b) the amount of the payment the township or 4945  
qualifying village would otherwise receive from the fund under 4946  
section 5747.51 or 5747.53 of the Revised Code. 4947

(3) If the local authority is a county, reduce payments to 4948  
the appropriate county undivided local government fund under 4949  
division (B) of section 5747.50 of the Revised Code by an amount 4950  
equal to the lesser of (a) one-twelfth of the LGF adjustment, or 4951  
(b) the amount of the payment the county would otherwise receive 4952  
from the fund under section 5747.51 or 5747.53 of the Revised 4953

Code. 4954

(4) For any local authority, on or before the tenth day of 4955  
each month a reduction is made under division (C) (1), (2), or 4956  
(3) of this section, make a payment to the local authority in an 4957  
amount equal to the lesser of (a) one-twelfth of the gross 4958  
amount of traffic camera fines the local authority collected in 4959  
the preceding fiscal year for violations that occurred within a 4960  
school zone, as indicated on the report filed by the local 4961  
authority pursuant to division (B) (1) of this section, or (b) 4962  
the amount by which the local authority's LGF payments were 4963  
reduced that month pursuant to division (C) (1), (2), or (3) of 4964  
this section. Payments received by a local authority under this 4965  
division shall be used by the local authority for school safety 4966  
purposes or for acquiring or updating public safety technology, 4967  
including body cameras, license plate readers, and gunfire 4968  
locator or detection systems. 4969

(D) Upon discovery, based on information in the 4970  
commissioner's possession, that a local authority required to 4971  
file a report under division (B) (1) of this section has failed 4972  
to do so, the commissioner shall do the following, as 4973  
applicable: 4974

(1) If the local authority is a municipal corporation with 4975  
a population of one thousand or more, cease providing for 4976  
payments to the municipal corporation under section 5747.50 of 4977  
the Revised Code beginning with the next required payment and 4978  
until such time as the report is received by the commissioner; 4979

(2) If the local authority is a township or qualifying 4980  
village, reduce the supplemental payments to the appropriate 4981  
county undivided local government fund under section 5747.503 of 4982  
the Revised Code by an amount equal to the amount of such 4983

payments the local authority would otherwise receive under that 4984  
section, beginning with the next required payment and until such 4985  
time as the report is received by the commissioner; 4986

(3) For any local authority, reduce payments to the 4987  
appropriate county undivided local government fund under 4988  
division (B) of section 5747.50 of the Revised Code by an amount 4989  
equal to the amount of such payments the local authority would 4990  
otherwise receive under section 5747.51 or 5747.53 of the 4991  
Revised Code, beginning with the next required payment and until 4992  
such time as the report is received by the commissioner; 4993

(4) For any local authority, notify the county auditor and 4994  
county treasurer that such payments are to cease until the 4995  
commissioner notifies the auditor and treasurer under division 4996  
(E) of this section that the payments are to resume. 4997

(E) The commissioner shall notify the county auditor and 4998  
county treasurer on or before the day the commissioner first 4999  
reduces a county undivided local government fund payment to that 5000  
county under division (C) of this section. The notice shall 5001  
include the full amount of the reduction, a list of the local 5002  
authorities to which the reduction applies, and the amount of 5003  
reduction attributed to each such local authority. The 5004  
commissioner shall send an updated notice to the county auditor 5005  
and county treasurer any time the amount the reduction 5006  
attributed to any local authority changes. 5007

A county treasurer that receives a notice from the 5008  
commissioner under this division or division (B) (3) (a) or (D) (4) 5009  
of this section shall reduce, cease, or resume payments from the 5010  
undivided local government fund to the local authority that is 5011  
the subject of the notice as specified by the commissioner in 5012  
the notice. Unless otherwise specified in the notice, the 5013

payments shall be reduced, ceased, or resumed beginning with the 5014  
next required payment. 5015

(F) There is hereby created in the state treasury the Ohio 5016  
highway and transportation safety fund. On or before the tenth 5017  
day of each month, the commissioner shall deposit in the fund an 5018  
amount equal to the total amount by which payments to local 5019  
authorities were reduced or ceased under division (C) or (D) of 5020  
this section minus the total amount of payments made under 5021  
division (C)(4) of this section. The amount deposited with 5022  
respect to a local authority shall be credited to an account to 5023  
be created in the fund for the transportation district in which 5024  
that local authority is located. If the local authority is 5025  
located within more than one transportation district, the amount 5026  
credited to the account of each such transportation district 5027  
shall be prorated on the basis of the number of centerline miles 5028  
of public roads and highways in both the local authority and the 5029  
respective districts. Amounts credited to a transportation 5030  
district's account shall be used by the department of 5031  
transportation and the district deputy director exclusively to 5032  
enhance public safety on public roads and highways within that 5033  
transportation district. 5034

**Section 101.02.** That existing sections 124.152, 303.02, 5035  
306.353, 519.02, 1710.01, 1710.02, 1710.03, 1710.13, 4503.10, 5036  
4503.103, 4503.11, 4503.191, 4503.44, 4506.01, 4506.11, 4507.01, 5037  
4507.061, 4507.13, 4507.52, 4511.092, 4511.093, 4511.0913, 5038  
4513.241, 4513.34, 4981.02, 4981.04, 5503.031, 5531.09, 5531.10, 5039  
5540.01, 5540.02, 5540.03, 5540.06, 5577.044, and 5747.502 of 5040  
the Revised Code are hereby repealed. 5041

**Section 105.01.** That section 5501.09 of the Revised Code 5042  
is hereby repealed. 5043

**Section 201.10.** Except as otherwise provided in this act, 5044  
all appropriation items in this act are appropriated out of any 5045  
moneys in the state treasury to the credit of the designated 5046  
fund that are not otherwise appropriated. For all appropriations 5047  
made in this act, the amounts in the first column are for fiscal 5048  
year 2024 and the amounts in the second column are for fiscal 5049  
year 2025. 5050

**Section 203.10.** 5051

5052

	1	2	3	4	5
A	DOT DEPARTMENT OF TRANSPORTATION				
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 Payments	\$23,000,000	\$23,000,000
L	7002	771411	Planning and Research - State	\$30,078,120	\$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 -	\$83,500,000	\$83,500,000

			Other		
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	\$1,570,000	\$1,570,000

			Transportation - Other		
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		\$7,127,959,918	\$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	5ZR0	776673	Rural Highway	\$1,000,000,000	\$0

Construction

AI TOTAL DPF Dedicated Purpose Fund	\$1,013,531,491	\$3,531,491
Group		
AJ Capital Projects Fund Group		
AK 7042 772723 Highway	\$94,450,000	\$94,450,000
Construction -		
Bonds		
AL 7045 772428 Highway	\$83,950,000	\$83,950,000
Infrastructure		
Bank - Bonds		
AM TOTAL CPF Capital Projects Fund	\$178,400,000	\$178,400,000
Group		
AN TOTAL ALL BUDGET FUND GROUPS	\$8,356,906,045	\$4,117,560,048

**Section 203.20. TRANSPORTATION FACILITIES LEASE RENTAL** 5053  
**BOND PAYMENTS** 5054

The foregoing appropriation item 770003, Transportation 5055  
Facilities Lease Rental Bond Payments, shall be used to meet all 5056  
payments during the period from July 1, 2023, through June 30, 5057  
2025, pursuant to the leases and agreements for facilities made 5058  
under Chapter 154. of the Revised Code. These appropriations are 5059  
the source of funds pledged for bond service charges on related 5060  
obligations issued under Chapter 154. of the Revised Code. 5061

Should the appropriation in appropriation item 770003, 5062  
Transportation Facilities Lease Rental Bond Payments, exceed the 5063  
associated debt service payments in either fiscal year of the 5064

biennium ending June 30, 2025, the balance may be transferred to 5065  
appropriation item 772421, Highway Construction - State, 773431, 5066  
Highway Maintenance - State, or 779491, Administration - State, 5067  
upon the written request of the Director of Transportation and 5068  
with the approval of the Director of Budget and Management. The 5069  
transfers are hereby appropriated and shall be reported to the 5070  
Controlling Board. 5071

**Section 203.30. ROADS FOR DNR, METROPOLITAN PARKS,** 5072  
**EXPOSITIONS COMMISSION, AND HISTORY CONNECTION** 5073

(A) Notwithstanding section 5511.06 of the Revised Code, 5074  
in each fiscal year of the biennium ending June 30, 2025, the 5075  
Director of Transportation shall determine portions of the 5076  
foregoing appropriation item 772421, Highway Construction - 5077  
State, which shall be used for the construction, reconstruction, 5078  
or maintenance of public access roads, including support 5079  
features, to and within state facilities owned or operated by 5080  
the Department of Natural Resources. 5081

(B) Notwithstanding section 5511.06 of the Revised Code, 5082  
of the foregoing appropriation item 772421, Highway Construction 5083  
- State, \$2,562,000 in each fiscal year shall be used for the 5084  
construction, reconstruction, or maintenance of park drives or 5085  
park roads within the boundaries of metropolitan parks. 5086

(C) Notwithstanding section 5511.06 of the Revised Code, 5087  
of the foregoing appropriation item 772421, Highway Construction 5088  
- State, \$500,000 in each fiscal year shall be used for the 5089  
construction, reconstruction, or maintenance of park drives or 5090  
park roads within the boundaries of state parks and wildlife 5091  
areas greater than 10,000 contiguous acres that were purchased 5092  
in a single, or series, of transactions, and \$500,000 in each 5093  
fiscal year shall be used for construction, reconstruction, or 5094

maintenance of drives and roads leading to such state parks and 5095  
wildlife areas. 5096

(D) The Department of Transportation may use the foregoing 5097  
appropriation item 772421, Highway Construction - State, to 5098  
perform: 5099

(1) Related road work on behalf of the Ohio Expositions 5100  
Commission at the state fairgrounds, including reconstruction or 5101  
maintenance of public access roads and support features to and 5102  
within fairgrounds facilities, as requested by the Commission 5103  
and approved by the Director of Transportation; and 5104

(2) Related road work on behalf of the Ohio History 5105  
Connection, including reconstruction or maintenance of public 5106  
access roads and support features to and within Ohio History 5107  
Connection facilities, as requested by the Ohio History 5108  
Connection and approved by the Director of Transportation. 5109

**Section 203.40. TRANSPORTATION IMPROVEMENT DISTRICTS** 5110

(A) Of the foregoing appropriation item 772421, Highway 5111  
Construction - State, \$4,500,000 in each fiscal year shall be 5112  
made available for distribution by the Director of 5113  
Transportation to Transportation Improvement Districts that have 5114  
facilitated funding for the cost of a project or projects in 5115  
conjunction with and through other governmental agencies. 5116

(B) A Transportation Improvement District shall submit 5117  
requests for project funding to the Director of Transportation 5118  
by a day determined by the Director. The Department shall notify 5119  
the Transportation Improvement District whether the Department 5120  
has approved or disapproved the project funding request within 5121  
ninety days after the day the request was submitted by the 5122  
Transportation Improvement District. 5123

(C) Any funding provided to a Transportation Improvement District specified in this section shall not be used for the purposes of administrative costs or administrative staffing and must be used to fund a specific project or projects within that District's area. The total amount of a specific project's cost shall not be fully funded by the amount of funds provided under this section. The total amount of funding provided for each project is limited to \$500,000 per fiscal year. Transportation Improvement Districts that are co-sponsoring a specific project may individually apply for up to \$500,000 for that project per fiscal year.

(D) Funding provided under this section may be used for preliminary engineering, detailed design, right-of-way acquisition, and construction of the specific project and such other project costs that are defined in section 5540.01 of the Revised Code and approved by the Director of Transportation. Upon receipt of a copy of an invoice for work performed on the specific project, the Director shall reimburse a Transportation Improvement District for the expenditures described above, subject to the requirements of this section.

(E) A Transportation Improvement District that is requesting funds under this section shall register with the Director of Transportation. The Director shall register a Transportation Improvement District only if the district has a specific, eligible project and may cancel the registration of a Transportation Improvement District that is not eligible to receive funds under this section. The Director shall not provide funds to any Transportation Improvement District under this section if the district is not registered. The Director shall not register a Transportation Improvement District and may cancel the registration of a currently registered Transportation

Improvement District unless at least one of the following 5155  
applies: 5156

(1) The Transportation Improvement District, by a 5157  
resolution or resolutions, designated a project or program of 5158  
projects and facilitated, including in conjunction with and 5159  
through other governmental agencies, funding for costs of a 5160  
project or program of projects in an aggregate amount of not 5161  
less than \$15,000,000 from the commencement date of the project 5162  
or program of projects. 5163

(2) The Transportation Improvement District has 5164  
designated, by a resolution or resolutions, a project or program 5165  
of projects that has estimated aggregate costs in excess of 5166  
\$10,000,000 and the County Engineer of the county in which the 5167  
Transportation Improvement District is located has attested by a 5168  
sworn affidavit that the costs of the project or program of 5169  
projects exceeds \$10,000,000 and that the Transportation 5170  
Improvement District is facilitating a portion of funding for 5171  
that project or program of projects. 5172

(F) For the purposes of this section: 5173

(1) "Project" has the same meaning as in division (C) of 5174  
section 5540.01 of the Revised Code. 5175

(2) "Governmental agency" has the same meaning as in 5176  
division (B) of section 5540.01 of the Revised Code. 5177

(3) "Cost" has the same meaning as in division (D) of 5178  
section 5540.01 of the Revised Code. 5179

**Section 203.43. HIGHWAY CONSTRUCTION - FEDERAL** 5180

Of the foregoing appropriation item 772422, Highway 5181  
Construction - Federal, \$33,000,000 in each fiscal year shall be 5182



used to support public transportation statewide through the 5183  
Federal Highway Administration (FHWA) flexible funding program. 5184

**Section 203.45. REGIONAL TRANSPORTATION PLANNING 5185**  
ORGANIZATIONS 5186

Of the foregoing appropriation item 772422 Highway 5187  
Construction - Federal, \$10,000,000 in each fiscal year shall be 5188  
used by Regional Transportation Planning Organizations to 5189  
conduct a rural transportation planning grant program. 5190

OHIO WORKFORCE MOBILITY PARTNERSHIP PROGRAM 5191

Of the foregoing appropriation item 772422 Highway 5192  
Construction - Federal, \$15,000,000 in each fiscal year shall be 5193  
used by the Ohio Department of Transportation to administer the 5194  
Ohio Workforce Mobility Partnership Program established in 5195  
Section 755.20 of this act. 5196

**Section 203.47. STRATEGIC TRANSPORTATION AND DEVELOPMENT 5197**  
ANALYSIS 5198

The foregoing appropriation item 776672, Strategic 5199  
Transportation and Development Analysis, shall be used for a 5200  
statewide study of the Ohio transportation system, in 5201  
collaboration with the Department of Development and the 5202  
Governor's Office of Workforce Transformation. The study shall 5203  
analyze statewide and regional demographics, investigate 5204  
economic development growth opportunities, examine current 5205  
transportation systems and capacities, forecast passenger and 5206  
freight travel needs over a ten, twenty, and thirty year 5207  
timeframe, identify current and future transportation links, 5208  
evaluate and rank current and potential risks of future system 5209  
congestion, and make actionable recommendations for 5210  
transportation system projects to support statewide economic 5211

growth, including improving links between Toledo and Columbus 5212  
and between Sandusky and Columbus. At any time, individual 5213  
hotspot locations may receive advanced analysis of conceptual 5214  
remedies with planning-level costs. The Department of 5215  
Transportation may contract with third parties as necessary to 5216  
execute this study. 5217

**BRENT SPENCE BRIDGE CORRIDOR PROJECT** 5218

All spending related to the Brent Spence Bridge Corridor 5219  
Project shall be documented in the Ohio Administrative Knowledge 5220  
System (OAKS) and made visible in the Ohio State and Local 5221  
Government Expenditure Database pursuant to section 113.71 of 5222  
the Revised Code. 5223

**Section 203.49. RURAL HIGHWAY CONSTRUCTION** 5224

The foregoing appropriation item 776673, Rural Highway 5225  
Construction, shall be used to provide supplemental funding for 5226  
rural highway construction projects that would be submitted and 5227  
approved by the Transportation Review Advisory Council (TRAC) 5228  
approval process under the Major/New Capacity Program. The 5229  
unexpended, unencumbered portion of appropriation item 776673, 5230  
Rural Highway Construction, at the end of fiscal year 2024 is 5231  
reappropriated for the same purpose in fiscal year 2025. 5232

Eighty per cent of the funding available under 5233  
appropriation item 776673, Rural Highway Construction, shall be 5234  
used for direct funding of rural highway projects approved under 5235  
TRAC. The remaining twenty per cent of this appropriation shall 5236  
be used to provide any local matching funds that are necessary 5237  
to receive approval for any such rural highway construction 5238  
projects paid for through this appropriation under the Major/New 5239  
Capacity Program. 5240

To be eligible for TRAC approval under this section, rural 5241  
highway projects are projects that are on federal or state 5242  
highways in counties that do not contain a municipality with a 5243  
population greater than 65,000 according to the most recent 5244  
decennial census. Under this section, rural highway projects do 5245  
not include projects on Interstate routes. Eligible rural 5246  
highway projects shall prioritize adding capacity or reducing 5247  
commute times to urban areas or other employment centers. 5248

Upon completion of the TRAC application process, the 5249  
Director of Transportation shall determine the remaining portion 5250  
of cash available in Fund 5ZR0 after all eligible rural highway 5251  
award determinations have been made. This remaining portion of 5252  
cash in Fund 5ZR0 may be used to provide additional funding for 5253  
nonrural highway project TRAC applications, if any such eligible 5254  
applications remain. 5255

**Section 203.50. BOND ISSUANCE AUTHORIZATION** 5256

The Treasurer of State, upon the request of the Director 5257  
of Transportation, is authorized to issue and sell, in 5258  
accordance with Section 2m of Article VIII, Ohio Constitution, 5259  
and Chapter 151. and particularly sections 151.01 and 151.06 of 5260  
the Revised Code, obligations, including bonds and notes, in the 5261  
aggregate amount of \$251,000,000 in addition to the original 5262  
issuance of obligations authorized by prior acts of the General 5263  
Assembly. 5264

The obligations shall be issued and sold from time to time 5265  
in amounts necessary to provide sufficient moneys to the credit 5266  
of the Highway Capital Improvement Fund (Fund 7042) created by 5267  
section 5528.53 of the Revised Code to pay costs charged to the 5268  
fund when due as estimated by the Director of Transportation, 5269  
provided, however, that not more than \$220,000,000 original 5270

principal amount of obligations, plus the principal amount of 5271  
obligations that in prior fiscal years could have been, but were 5272  
not, issued within the \$220,000,000 limit, may be issued in any 5273  
fiscal year, and not more than \$1,200,000,000 original principal 5274  
amount of such obligations are outstanding at any one time. 5275

**Section 203.60.** APPROPRIATION TRANSFERS, APPROPRIATION 5276  
INCREASES, AND CASH TRANSFERS 5277

(A) TRANSFERS OF HIGHWAY OPERATING FUND APPROPRIATIONS: 5278  
EMERGENCIES, INCLEMENT WEATHER, AND FEDERAL FUNDING CHANGES 5279

The Director of Transportation may request the Controlling 5280  
Board to approve transfers between Highway Operating Fund (Fund 5281  
7002) appropriations for planning and research (appropriation 5282  
items 771411 and 771412), highway construction and debt service 5283  
(appropriation items 772421, 772422, 772424, 772425, 772437, 5284  
772438, and 770003), highway maintenance (appropriation item 5285  
773431), public transportation - federal (appropriation item 5286  
775452), rail grade crossings (appropriation item 776462), 5287  
aviation (appropriation item 777475), airport improvement 5288  
(appropriation item 777472), and administration (appropriation 5289  
item 779491). The Director of Transportation may not seek 5290  
requests of appropriation transfers out of debt service 5291  
appropriation items unless the Director determines that the 5292  
appropriated amounts exceed the actual and projected debt 5293  
service requirements. 5294

This transfer request authorization is intended to provide 5295  
for emergency situations or for the purchase of goods and 5296  
services relating to dangerous inclement weather that arise 5297  
during the biennium ending June 30, 2025. It also is intended to 5298  
allow the Department to adjust to circumstances affecting the 5299  
obligation and expenditure of federal funds. 5300

(B) TRANSFERS OF FEDERAL AND LOCAL FUNDED APPROPRIATIONS: 5301  
HIGHWAY, PLANNING, TRANSIT, RAIL, AND AVIATION 5302

The Director of Transportation may request the Controlling 5303  
Board to approve the transfer of appropriations between 5304  
appropriation items 772422, Highway Construction - Federal, 5305  
771412, Planning and Research - Federal, 775452, Public 5306  
Transportation - Federal, 775454, Public Transportation - Other, 5307  
776475, Federal Rail Administration, 776462, Grade Crossing - 5308  
Federal, and 777472, Airport Improvements - Federal. 5309

(C) TRANSFERS OF APPROPRIATIONS AND CASH: STATE 5310  
INFRASTRUCTURE BANK 5311

The Director of Transportation may request the Controlling 5312  
Board to approve the transfer of appropriations and cash of the 5313  
Infrastructure Bank funds created in section 5531.09 of the 5314  
Revised Code, including transfers between fiscal years 2024 and 5315  
2025. 5316

The Director of Transportation may request the Controlling 5317  
Board to approve the transfer of appropriations and cash from 5318  
the Highway Operating Fund (Fund 7002) to the Infrastructure 5319  
Bank funds created in section 5531.09 of the Revised Code. The 5320  
Director of Budget and Management may transfer from the 5321  
Infrastructure Bank funds to Fund 7002 up to the amounts 5322  
originally transferred to the Infrastructure Bank funds under 5323  
this section. However, the Director may not make transfers 5324  
between modes or transfers between different funding sources. 5325

(D) TRANSFERS OF APPROPRIATIONS AND CASH: TOLLING FUNDS 5326

The Director of Transportation may request the Controlling 5327  
Board to approve the transfer of appropriations and cash of the 5328  
Ohio Toll Fund and any subaccounts created in section 5531.14 of 5329

the Revised Code, including transfers between fiscal years 2024 5330  
and 2025. 5331

(E) INCREASING APPROPRIATIONS: STATE FUNDS 5332

In the event that receipts or unexpended balances credited 5333  
to the Highway Operating Fund (Fund 7002) exceed the estimates 5334  
upon which the appropriations have been made in this act, upon 5335  
the request of the Director of Transportation, the Controlling 5336  
Board may approve expenditures, in excess of the amounts 5337  
appropriated, from the Highway Operating Fund in the manner 5338  
prescribed in section 131.35 of the Revised Code. The amounts 5339  
approved by the Controlling Board under this division are hereby 5340  
appropriated. 5341

(F) INCREASING APPROPRIATIONS: FEDERAL AND LOCAL FUNDS 5342

In the event that receipts or unexpended balances credited 5343  
to the Highway Operating Fund (Fund 7002) or apportionments or 5344  
allocations made available from the federal and local 5345  
governments exceed the estimates upon which the appropriations 5346  
have been made in this act, upon the request of the Director of 5347  
Transportation, the Controlling Board may approve expenditures, 5348  
in excess of the amounts appropriated, from the Highway 5349  
Operating Fund in the manner prescribed in section 131.35 of the 5350  
Revised Code. The amounts approved by the Controlling Board 5351  
under this division are hereby appropriated. 5352

(G) TRANSFERS OF CASH BETWEEN THE HIGHWAY OPERATING FUND 5353  
AND THE HIGHWAY CAPITAL IMPROVEMENT FUND 5354

Upon the request of the Director of Transportation, the 5355  
Director of Budget and Management may transfer cash from the 5356  
Highway Operating Fund (Fund 7002) to the Highway Capital 5357  
Improvement Fund (Fund 7042) created in section 5528.53 of the 5358

Revised Code. The Director of Budget and Management may transfer 5359  
cash from Fund 7042 to Fund 7002 up to the amount of cash 5360  
previously transferred to Fund 7042 under this section. 5361

(H) DEPUTY INSPECTOR GENERAL FOR ODOT FUNDING 5362

On July 1 and January 1 of each year in the biennium 5363  
ending June 30, 2025, or as soon as possible thereafter, 5364  
respectively, the Director of Budget and Management shall 5365  
transfer \$200,000 cash, for each semiannual period, from the 5366  
Highway Operating Fund (Fund 7002) to the Deputy Inspector 5367  
General for ODOT Fund (Fund 5FA0). 5368

The Inspector General, with the consent of the Director of 5369  
Budget and Management, may request the Controlling Board to 5370  
approve additional transfers of cash and expenditures in excess 5371  
of the amount appropriated under appropriation item 965603, 5372  
Deputy Inspector General for ODOT, if additional amounts are 5373  
necessary. The amounts approved by the Controlling Board are 5374  
hereby appropriated. 5375

(I) LIQUIDATION OF UNFORESEEN LIABILITIES 5376

Any appropriation made from the Highway Operating Fund 5377  
(Fund 7002) not otherwise restricted by law is available to 5378  
liquidate unforeseen liabilities arising from contractual 5379  
agreements of prior years when the prior year encumbrance is 5380  
insufficient. 5381

(J) ELECTRIC VEHICLE EXPENDITURES 5382

The Director of Transportation shall request Controlling 5383  
Board approval for any expenditure of funds received under the 5384  
federal "Infrastructure Investment and Jobs Act," Pub. L. No. 5385  
117-58, that are to be used for the construction or maintenance 5386  
of electric vehicle charging stations. Any such expenditures 5387

approved by the Controlling Board are hereby appropriated. 5388

**Section 203.65. REAPPROPRIATIONS** 5389

In each year of the biennium ending June 30, 2025, the 5390  
Director of Budget and Management may request the Controlling 5391  
Board to approve the expenditure of any remaining unencumbered 5392  
balances of prior years' appropriations to the Ohio Highway 5393  
Transportation Safety Fund (Fund 5XI0), the Highway Operating 5394  
Fund (Fund 7002), the Highway Capital Improvement Fund (Fund 5395  
7042), and the Infrastructure Bank funds created in section 5396  
5531.09 of the Revised Code for the same purpose in the 5397  
following fiscal year. The amounts approved by the Controlling 5398  
Board are hereby reappropriated. 5399

Prior to the Director of Budget and Management's seeking 5400  
approval of the Controlling Board, the Director of 5401  
Transportation shall develop a reappropriation request plan that 5402  
identifies the appropriate fund and appropriation item of the 5403  
reappropriation, and the reappropriation request amount and 5404  
submit the plan to the Director of Budget and Management for 5405  
evaluation. The Director of Budget and Management may request 5406  
additional information necessary for evaluating the 5407  
reappropriation request plan, and the Director of Transportation 5408  
shall provide the requested information to the Director of 5409  
Budget and Management. Based on the information provided by the 5410  
Director of Transportation, the Director of Budget and 5411  
Management shall determine amounts to be reappropriated by fund 5412  
and appropriation item to submit to the Controlling Board for 5413  
its approval. 5414

Any balances of prior years' unencumbered appropriations 5415  
to the Highway Operating Fund (Fund 7002), the Highway Capital 5416  
Improvement Fund (Fund 7042), the Ohio Highway Transportation 5417



Safety Fund (Fund 5XI0), and the Infrastructure Bank funds 5418  
created in section 5531.09 of the Revised Code for which 5419  
reappropriations are requested and approved are subject to the 5420  
availability of revenue in the funds. 5421

**Section 203.70. MAINTENANCE OF INTERSTATE HIGHWAYS** 5422

The Department of Transportation has the responsibility to 5423  
maintain all interstate highways in the state. The Director of 5424  
Transportation may enter into an agreement with a political 5425  
subdivision to allow the political subdivision to remove snow 5426  
and ice and maintain, repair, improve, or provide lighting upon 5427  
interstate highways that are located within the boundaries of 5428  
the political subdivision, in a manner adequate to meet the 5429  
requirements of federal law. 5430

When agreed in writing by the Director of Transportation 5431  
and the legislative authority of a political subdivision and 5432  
notwithstanding sections 125.01 and 125.11 of the Revised Code, 5433  
the Department of Transportation may reimburse a political 5434  
subdivision for all or any part of the costs, as provided by 5435  
such agreement, incurred by the political subdivision in 5436  
maintaining, repairing, lighting, and removing snow and ice from 5437  
the interstate system. 5438

**Section 203.80. PUBLIC TRANSPORTATION HIGHWAY PURPOSE** 5439  
**GRANTS** 5440

The Director of Transportation may use revenues from the 5441  
state motor vehicle fuel tax to match approved federal grants 5442  
awarded to the Department of Transportation, regional transit 5443  
authorities, or eligible public transportation systems, for 5444  
public transportation highway purposes, or to support local or 5445  
state-funded projects for public transportation highway 5446

purposes. 5447

Public transportation highway purposes include (1) the 5448  
construction or repair of high-occupancy vehicle traffic lanes, 5449  
(2) the acquisition or construction of park-and-ride facilities, 5450  
(3) the acquisition or construction of public transportation 5451  
vehicle loops, (4) the construction or repair of bridges used by 5452  
public transportation vehicles or that are the responsibility of 5453  
a regional transit authority or other public transportation 5454  
system, or (5) other similar construction that is designated as 5455  
an eligible public transportation highway purpose. Motor vehicle 5456  
fuel tax revenues may not be used for operating assistance or 5457  
for the purchase of vehicles, equipment, or maintenance 5458  
facilities. 5459

**Section 203.90. AGREEMENTS WITH FEDERAL AGENCIES FOR** 5460  
**ENVIRONMENTAL REVIEW PURPOSES** 5461

The Director of Transportation may enter into agreements 5462  
as provided in this section with the United States or any 5463  
department or agency of the United States, including, but not 5464  
limited to, the United States Army Corps of Engineers, the 5465  
United States Forest Service, the United States Environmental 5466  
Protection Agency, and the United States Fish and Wildlife 5467  
Service. An agreement entered into pursuant to this section 5468  
shall be solely for the purpose of dedicating staff to the 5469  
expeditious and timely review of environmentally related 5470  
documents submitted by the Director of Transportation, as 5471  
necessary for the approval of federal permits. 5472

The agreements may include provisions for advance payment 5473  
by the Director of Transportation for labor and all other 5474  
identifiable costs of the United States or any department or 5475  
agency of the United States providing the services, as may be 5476

estimated by the United States, or the department or agency of the United States. 5477  
5478

The Director shall submit a request to the Controlling Board indicating the amount of the agreement, the services to be performed by the United States or the department or agency of the United States, and the circumstances giving rise to the agreement. 5479  
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**Section 203.100.** INDEFINITE DELIVERY INDEFINITE QUANTITY CONTRACTS 5484  
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(A) As used in this section, "indefinite delivery indefinite quantity contract" means a contract for an indefinite quantity, within stated limits, of supplies or services that will be delivered by the awarded bidder over a defined contract period. 5486  
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(B) The Director of Transportation shall advertise and seek bids for, and shall award, indefinite delivery indefinite quantity contracts for not more than two projects in fiscal year 2024 and for not more than two projects in fiscal year 2025. For purposes of entering into indefinite delivery indefinite quantity contracts, the Director shall do all of the following: 5491  
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5493  
5494  
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(1) Prepare bidding documents; 5497

(2) Establish contract forms; 5498

(3) Determine contract terms and conditions, including the following: 5499  
5500

(a) The maximum overall value of the contract, which may include an allowable increase of one hundred thousand dollars or five per cent of the advertised contract value, whichever is less; 5501  
5502  
5503  
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(b) The duration of the contract, including a time extension of up to one year if determined appropriate by the Director;

(c) The defined geographical area to which the contract applies, which shall be not greater than the size of one district of the Department of Transportation.

(4) Develop and implement a work order process in order to provide the awarded bidder adequate notice of requested supplies or services, the anticipated quantities of supplies, and work location information for each work order;

(5) Take any other action necessary to fulfill the duties and obligations of the Director under this section.

(C) Section 5525.01 of the Revised Code applies to indefinite delivery indefinite quantity contracts.

**Section 207.10.**

	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 5521

The foregoing appropriation item 195629, Roadwork 5522  
Development, shall be used for road improvements associated with 5523  
economic development opportunities that will retain or attract 5524  
businesses for Ohio, including the construction, reconstruction, 5525  
maintenance, or repair of public roads that provide access to a 5526  
public airport or are located within a public airport. "Road 5527  
improvements" are improvements to public roadway facilities 5528  
located on, or serving or capable of serving, a project site, 5529  
and include the construction, reconstruction, maintenance or 5530  
repair of public roads that provide access to a public airport 5531  
or are located within a public airport. The appropriation item 5532  
may be used in conjunction with any other state funds 5533  
appropriated for infrastructure improvements. 5534

The Director of Budget and Management, pursuant to a plan 5535  
submitted by the Director of Development or as otherwise 5536  
determined by the Director of Budget and Management, shall set a 5537  
cash transfer schedule to meet the cash needs of the Roadwork 5538  
Development Fund (Fund 4W00) used by the Department of 5539  
Development, less any other available cash. The Director of 5540  
Budget and Management shall transfer such cash amounts from the 5541  
Highway Operating Fund (Fund 7002) to Fund 4W00 at such times as 5542  
determined by the transfer schedule. 5543

The Director of Transportation, under the direction of the 5544  
Director of Development, shall provide these funds in accordance 5545  
with all guidelines and requirements established for other 5546  
Department of Development programs, including Controlling Board 5547  
review and approval, as well as the requirements for usage of 5548  
motor vehicle fuel tax revenue prescribed in Section 5a of 5549  
Article XII, Ohio Constitution. Should the Department of 5550

Development require the assistance of the Department of 5551  
 Transportation to bring a project to completion, the Department 5552  
 of Transportation shall use its authority under Title 55 of the 5553  
 Revised Code to provide such assistance and may enter into 5554  
 contracts on behalf of the Department of Development. 5555

**Section 209.10.** 5556

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	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** 5558

All capital appropriations from the Local Transportation 5559  
 Improvement Program Fund (Fund 7052) in H.B. 74 of the 134th 5560  
 General Assembly remaining unencumbered as of June 30, 2023, may 5561  
 be reappropriated for use during the period July 1, 2023, 5562  
 through June 30, 2024, for the same purpose. 5563

Notwithstanding division (B) of section 127.14 of the Revised Code, all capital appropriations and reappropriations from the Local Transportation Improvement Program Fund (Fund 7052) in this act remaining unencumbered as of June 30, 2024, are reappropriated for use during the period July 1, 2024, through June 30, 2025, for the same purposes, subject to the availability of revenue as determined by the Director of the Public Works Commission.

**TEMPORARY TRANSFERS**

Notwithstanding section 127.14 of the Revised Code, the Director of Budget and Management may transfer cash from the Local Transportation Improvement Fund (Fund 7052) to the State Capital Improvement Fund (Fund 7038) and the Clean Ohio Conservation Fund (Fund 7056). The Director of Budget and Management may approve temporary cash transfers if such transfers are needed for capital outlays for which notes or bonds will be issued. When there is a sufficient cash balance in the fund that receives a cash transfer under this section, the Director of Budget and Management shall transfer cash from that fund to Fund 7052 in order to repay Fund 7052 for the amount of the temporary cash transfers made under this section. Any transfers executed under this section shall be reported to the Controlling Board by June 30 of the fiscal year in which the transfer occurred.

**Section 501.10. LIMITATION ON USE OF CAPITAL APPROPRIATIONS**

The capital appropriations made in this act for buildings or structures, including remodeling and renovations, are limited to:

(A) Acquisition of real property or interests in real property;	5593 5594
(B) Buildings and structures, which includes construction, demolition, complete heating and cooling, lighting and lighting fixtures, and all necessary utilities, ventilating, plumbing, sprinkling, water, and sewer systems, when such systems are authorized or necessary;	5595 5596 5597 5598 5599
(C) Architectural, engineering, and professional services expenses directly related to the projects;	5600 5601
(D) Machinery that is a part of structures at the time of initial acquisition or construction;	5602 5603
(E) Acquisition, development, and deployment of new computer systems, including the redevelopment or integration of existing and new computer systems, but excluding regular or ongoing maintenance or support agreements;	5604 5605 5606 5607
(F) Furniture, fixtures, or equipment that meets all the following criteria:	5608 5609
(1) Is essential in bringing the facility up to its intended use or is necessary for the functioning of the particular facility or project;	5610 5611 5612
(2) Has a unit cost, and not the individual parts of a unit, of about \$100 or more; and	5613 5614
(3) Has a useful life of five years or more.	5615
Furniture, fixtures, or equipment that is not an integral part of or directly related to the basic purpose or function of a project for which moneys are appropriated shall not be paid from these appropriations.	5616 5617 5618 5619



**Section 503.10.** STATE ARBITRAGE REBATE AUTHORIZATION 5620

If it is determined that a payment is necessary in the 5621  
amount computed at the time to represent the portion of 5622  
investment income to be rebated or amounts in lieu of or in 5623  
addition to any rebate amount to be paid to the federal 5624  
government in order to maintain the exclusion from gross income 5625  
for federal income tax purposes of interest on those state 5626  
obligations under section 148(f) of the Internal Revenue Code, 5627  
such amount is hereby appropriated from those funds designated 5628  
by or pursuant to the applicable proceedings authorizing the 5629  
issuance of state obligations. 5630

Payments for this purpose shall be approved and vouchered 5631  
by the Office of Budget and Management. 5632

**Section 509.10.** AUTHORIZATION FOR TREASURER OF STATE AND 5633  
OBM TO EFFECTUATE CERTAIN LEASE RENTAL PAYMENTS 5634

The Office of Budget and Management shall process payments 5635  
from lease rental payment appropriation items during the period 5636  
from July 1, 2023, to June 30, 2025, pursuant to the lease and 5637  
other agreements relating to bonds or notes issued under Section 5638  
2i of Article VIII of the Ohio Constitution and Chapters 152. 5639  
and 154. of the Revised Code, and acts of the General Assembly. 5640  
Payments shall be made upon certification by the Treasurer of 5641  
State of the dates and amounts due on those dates. 5642

**Section 509.20.** LEASE AND DEBT SERVICE PAYMENTS 5643

Certain appropriations are in this act for the purpose of 5644  
paying debt service and financing costs on general obligation 5645  
bonds or notes of the state and for the purpose of making lease 5646  
rental and other payments under leases and agreements relating 5647  
to bonds or notes issued under the Ohio Constitution, Revised 5648

Code, and acts of the General Assembly. If it is determined that 5649  
additional appropriations are necessary for this purpose, such 5650  
amounts are hereby appropriated. 5651

**Section 513.10.** FISCAL YEAR 2023 GENERAL REVENUE FUND 5652  
ENDING BALANCE 5653

The Director of Budget and Management shall determine the 5654  
surplus General Revenue Fund revenue that exists on June 30, 5655  
2023. Notwithstanding section 131.44 of the Revised Code or any 5656  
other provision of law to the contrary, the remaining surplus 5657  
revenue, except for the transfer listed in this section, shall 5658  
remain in the General Revenue Fund. The Director shall transfer 5659  
cash, not to exceed the amount of the remaining surplus revenue, 5660  
in the amount of \$1,000,000,000 to the Rural Highway Fund (Fund 5661  
5ZR0). 5662

**Section 610.10.** That Section 265.325 of H.B. 110 of the 5663  
134th General Assembly be amended to read as follows: 5664

**Sec. 265.325.** SCHOOL BUS PURCHASE 5665

The foregoing appropriation item 200663, School Bus 5666  
Purchase, shall be used to distribute bus purchasing grants to 5667  
city, local, and exempted village school districts pursuant to 5668  
section 3317.071 of the Revised Code. 5669

An amount equal to the unexpended, unencumbered balance of 5670  
the foregoing appropriation item 200663, School Bus Purchase, at 5671  
the end of fiscal year 2022 is hereby reappropriated for the 5672  
same purpose in fiscal year 2023. 5673

Notwithstanding any provision of law to the contrary, 5674  
awards under this section may be used by recipients through 5675  
fiscal year 2024 according to guidelines established by the 5676  
Department of Education. 5677

**Section 610.11.** That existing Section 265.325 of H.B. 110 5678  
of the 134th General Assembly is hereby repealed. 5679

**Section 610.16.** That Section 223.15 of H.B. 687 of the 5680  
134th General Assembly be amended to read as follows: 5681

**Sec. 223.15.** The foregoing appropriation item C725E2, 5682  
Local Parks, Recreation, and Conservation Projects, shall be 5683  
used to support the projects listed in this section. An amount 5684  
equal to two per cent of the projects listed may be used by the 5685  
Department of Natural Resources for the administration of local 5686  
projects. 5687

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A	Project List	
B	Heritage Trail Extension	\$2,500,000
C	Lima Community Pool	\$2,400,000
D	Cleveland Zoo Primate Rainforest	\$1,700,000
E	Columbus Zoo	\$1,400,000
F	Cincinnati Findlay Community and Recreation Center	\$1,200,000
G	Gateway to Freedom Park	\$1,200,000
H	Akron Area YMCA Camp Y-Noah Capital Improvement	\$1,000,000

I	Euclid Waterfront Improvement Plan - Phase III	\$1,000,000
J	Franklin Park Conservatory Renovation of the Wolfe Palm House and the Davis Showhouse	\$1,000,000
K	Cincinnati Zoo and Botanical Garden Pedestrian Bridge	\$900,000
L	The Wilds RV Park and Campground	\$900,000
M	Irishtown Bend and Canal Basin Park	\$850,000
N	Cincinnati Playhouse in the Park	\$800,000
O	Lima Rotary Community Stage and Park	\$800,000
P	Copley Ridgewood Trail	\$750,000
Q	Delhi Towne Square	\$750,000
R	Environmental Education Pavilion at Forest Lawn Stormwater Park	\$750,000
S	Glen Helen Nature Preserve Accessibility Improvements	\$750,000
T	Lebanon Scenic Railway Bridge	\$750,000
U	Strongsville Town Center Enhancement and Walkability	\$725,000

	Initiative	
V	Salem City Village Green Park	\$700,000
W	Green Township Veterans Park Enhancement	\$650,000
X	Ohio Bird Sanctuary	\$600,000
Y	Stark Parks Magnolia Flouring Mill Public Access	\$571,000
Z	ArtsinStark Park	\$500,000
AA	Indian Lake Maintenance	\$500,000
AB	North Ridgeville Mills Creek	\$500,000
AC	Sidney Feeder Canal Bike Trail	\$500,000
AD	Sylvania YMCA	\$500,000
AE	The Foundry	\$500,000
AF	Vienna Air Heritage Park	\$500,000
AG	Litzenberg Memorial Woods Improvement Project	\$498,000
AH	Geneva Township Park - Old Lake Road Shoreline Restoration	\$450,000
AI	Hamilton-Clover Groff Trail Project	\$450,000

AJ	Lake Erie Shoreline Erosion Mitigation	\$450,000
AK	McCord Park Renovations	\$450,000
AL	Mentor Marsh Observation Tower	\$450,000
AM	Replacement of Discovery Frontier Playground at Fryer Park	\$450,000
AN	Mosquito Creek Lake Park Improvements	\$404,000
AO	Avon Traxler Preserve	\$400,000
AP	Chagrin Meadows Preserve	\$400,000
AQ	Fort Colerain Phase III	\$400,000
AR	Kelleys Island East Lakeshore Shoreline Protection	\$400,000
AS	Lake Metroparks Lake Erie Shoreline Trail and Revetment Wall	\$400,000
AT	Mason Makino Park	\$400,000
AU	McDonald Commons Renovation and Construction	\$400,000
AV	Ripley Freedom Landing Riverfront Development	\$400,000

AW	Solon to Chagrin Falls Multi-Purpose Trail	\$400,000
AX	Hamilton Beltline Recreational Trail	\$380,000
AY	Holbrook Hollows Park Expansion	\$375,000
AZ	Alum Creek Pedestrian/Bike Bridge - Bexley	\$350,000
BA	Boeckling Building Pier	\$350,000
BB	CROWN Wasson Way Crossing Improvements	\$350,000
BC	Fairport Harbor Marina Boat Launch	\$350,000
BD	Hiking Trails and Playground Refurbishment - Cincinnati	\$350,000
BE	Elyria Intergenerational Community Center	\$350,000
BF	Medina Recreation Center	\$350,000
BG	Project Playground Galena	\$350,000
BH	Wauseon Community Social and Recreational Center	\$350,000
BI	Twinsburg Glen Chamberlin Park	\$338,000
BJ	Botkins Community Park	\$300,000

BK	Camp Joy	\$300,000
BL	Canal Fulton Community Park	\$300,000
BM	Canton Township Faircrest Park	\$300,000
BN	Chagrin River Trail	\$300,000
BO	Creston Community Park Renovations	\$300,000
BP	Edge Adventure Park	\$300,000
BQ	Harbin Park ADA-Accessible Play Area and Splash Pad	\$300,000
BR	Kalida St. Michael Holy Name Ballpark	\$300,000
BS	Legacy Park Shelter House and Restrooms Project - Cridersville	\$300,000
BT	Liberty Landing Phase II	\$300,000
BU	Lincoln Heights Memorial Athletic Field Renovations	\$300,000
BV	Marysville Heritage Park	\$300,000
BW	Massillon Park Splash Pad	\$300,000
BX	Mayerson JCC Expansion	\$300,000
BY	Meredith Park	\$300,000



BZ	Niles Bike Path Bridge Improvements	\$300,000
CA	North Canton Dogwood Pool House	\$300,000
CB	Olmsted Township Nature Trail and Bark Park	\$300,000
CC	Plain Township Diamond Park Historic Barn	\$300,000
CD	Town Square Redevelopment - Blue Ash	\$300,000
CE	Willadale Trail- Boettler/Southgate Connector	\$275,000
CF	<del>Fallen Timbers Family Recreation</del> <del>Center Pool Replacement</del> <u>Capital</u> <u>Improvements</u>	\$275,000
CG	Grailville Park Improvements	\$260,000
CH	Streetsboro Industrial Park	\$250,000
CI	Brunswick Recreation Center	\$250,000
CJ	Chudzinski Johansen Conservancy Park	\$250,000
CK	Clearcreek Park Trail	\$250,000
CL	Coke Oven Community Civic Center Park	\$250,000

CM	Covington - Schoolhouse Park	\$250,000
CN	Girl Scouts of Western Ohio - EMPOWER HER	\$250,000
CO	Girl Scouts of Western Ohio Camp Libbey	\$250,000
CP	Johnstown Splash Pad	\$250,000
CQ	Lockington Trail Bridge	\$250,000
CR	Lodi Community Park	\$250,000
CS	Louisville Metzger Park	\$250,000
CT	Noble County Heritage Park	\$250,000
CU	Rotary Lodge at River Cliff Park Renovation	\$250,000
CV	Schoonover Observatory Improvements	\$250,000
CW	SPIRE Institute and Academy	\$250,000
CX	Timken Gatehouse Renovation	\$250,000
CY	West Carrollton Whitewater Park	\$250,000
CZ	Wooster Barnes Preserve	\$250,000
DA	Valleyview Park	\$240,000
DB	Cave Lake Dam	\$225,000

DC	Moonville Rail Trail	\$225,000
DD	Dan Beard Scout Camp Flooding and Erosion Mitigation	\$223,000
DE	Chillicothe Paint Creek Recreational Trail	\$215,000
DF	Ashtabula Township Park - Restoration	\$200,000
DG	Augusta Community Park	\$200,000
DH	Bryan Lincoln Park	\$200,000
DI	Camp Oty'Okwa Capital Improvements	\$200,000
DJ	Center Gateway Improvement Project - Rocky River	\$200,000
DK	Centerville Benham's Grove	\$200,000
DL	City of Monroe Lookout Point	\$200,000
DM	Coshocton County Connector	\$200,000
DN	Franklin Furnace Park	\$200,000
DO	Great Miami River Trail - Middletown to Monroe Segment Construction Project	\$200,000
DP	Memorial Park All-Purpose Trail - North Royalton	\$200,000

DQ	Mount Aloysius Community Rec Center	\$200,000
DR	Portage Bike and Hike Trail - Mill Race Segment	\$200,000
DS	Seven Gables Park Playground Replacement	\$200,000
DT	Sylvania Plummer Pool	\$200,000
DU	Tuscarawas Memorial Park Improvements	\$200,000
DV	Wellness at the Generational Recreation Complex- Construction	\$200,000
DW	West Farmington Park Improvements	\$200,000
DX	Shawnee West Buckeye Trail	\$195,000
DY	Jim Terrell Park Canoe/Kayak Launch	\$190,000
DZ	Racine Star Mill Park	\$190,000
EA	Darke County Art Trail	\$180,000
EB	Bryn Du Barn	\$175,000
EC	Erie MetroParks Nature Center	\$175,000
ED	Norton Bicentennial Park	\$175,000

EE	Ohio and Erie Canal Restoration	\$175,000
EF	Concord Township Park Renovation	\$172,000
EG	Ward Park Swimming Pool Filtration System Replacement	\$171,000
EH	Ashland County Corner Park	\$150,000
EI	Brown County Board of Developmental Disabilities Resource and Community Center	\$150,000
EJ	Buckeye Lake Boat Ramps and Pier Enabling Project	\$150,000
EK	Deer Park Chamberlin Park	\$150,000
EL	Elyria Holly Hall	\$150,000
EM	Forest Park Central Park Improvements	\$150,000
EN	Fostoria Splash Pad	\$150,000
EO	Geneva Township Park Commission - Handicap Accessible Ramp	\$150,000
EP	Gibsonburg Logyard Park	\$150,000
EQ	Greenville Downtown Park	\$150,000
ER	Hammertown Lake Improvements Project	\$150,000

ES	Kingsbury Riverfront Park Rehabilitation Project	\$150,000
ET	Lock Nine Riverfront Park	\$150,000
EU	MAGNET's Manufacturing Innovation, Technology and Job Center Park	\$150,000
EV	Mansfield B&O Trail Connector	\$150,000
EW	Mansfield Central Park	\$150,000
EX	Middle Point Recreation Center	\$150,000
EY	Mount Gilead Park Site Preparations	\$150,000
EZ	Navarre Park	\$150,000
FA	North Kingsville Village - Community Park	\$150,000
FB	North Olmsted Community Park Improvements	\$150,000
FC	Olmsted Falls East River Road Park	\$150,000
FD	Portsmouth Market Square Park	\$150,000
FE	Powhatan Point Municipal Park District	\$150,000
FF	Restore Rockefeller	\$150,000

FG	Richwood Splash Pad	\$150,000
FH	Rio Grande Reservoir and Park Improvements	\$150,000
FI	Seven Hills Calvin Park Drainage Improvements	\$150,000
FJ	Unger Park Multi-Use Loop Trail	\$150,000
FK	Urban Meadow Park Connector Trail	\$150,000
FL	Wellsville Marina Dredging	\$150,000
FM	Austintown Township Park Bandshell Replacement	\$140,000
FN	West Union SR 41 Shared Use Path Phase II	\$140,000
FO	Bellefontaine Blue Jacket Park	\$135,000
FP	Alliance Memorial Park	\$125,000
FQ	Alliance Thompson- Snodgrass Park	\$125,000
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

**Section 610.17.** That existing Section 223.15 of H.B. 687 5689  
of the 134th General Assembly is hereby repealed. 5690

**Section 610.50.** That Section 15149 of the General Code, 5691  
Section 1 of Am. S.B. 200 of the 98th General Assembly, and 5692  
Section 3 of H.B. 69 of the 112th General Assembly are hereby 5693

repealed. 5694

**Section 610.51.** Any proceedings pending or in progress on 5695  
the effective date of sections 746.01, 746.02, 746.03, 746.04, 5696  
746.05, 746.06, and 746.07 of the Revised Code as enacted by 5697  
this act are deemed to have been taken in conformity with those 5698  
sections. 5699

**Section 749.10.** (A) The Public Utilities Commission, in 5700  
collaboration with the Ohio Environmental Protection Agency, 5701  
shall examine current federal and state laws regarding both of 5702  
the following: 5703

(1) The regulations and protocols pertaining to the 5704  
transportation of hazardous materials and hazardous waste; 5705

(2) Any requirements pertaining to when, how, and to whom 5706  
the transportation of hazardous materials and hazardous waste 5707  
must be disclosed. 5708

(B) The Commission and Agency shall compile the 5709  
information obtained under division (A) of this section into a 5710  
written report. The report shall include recommendations related 5711  
to all of the following: 5712

(1) Methods to strengthen Ohio's safety requirements for 5713  
the transportation of hazardous materials and hazardous waste; 5714

(2) Appropriate enhancements to current civil and criminal 5715  
penalties related to the transportation of hazardous materials 5716  
and hazardous waste, including penalties related to: 5717

(a) The mishandling of hazardous materials and hazardous 5718  
waste; 5719

(b) Failing to disclose or failing to meet all disclosure 5720  
requirements related to the transportation of hazardous 5721

materials and hazardous waste. 5722

(C) Not later than ninety days after the effective date of 5723  
this section, the Commission and the Agency shall submit the 5724  
report required under division (B) of this section to the 5725  
General Assembly in accordance with section 101.68 of the 5726  
Revised Code. 5727

**Section 755.10.** (A) Upon recommendation under division (D) 5728  
of this section, the Department of Transportation shall contract 5729  
with a neutral third-party entity to conduct a study of the 5730  
Department's pavement-selection process. The study shall 5731  
include, but not be limited to, life cycle cost analysis, user 5732  
delay analysis, constructability, and environmental factors. The 5733  
Department shall hold the contract with the neutral third-party 5734  
entity, and the contract shall be submitted to the Controlling 5735  
Board for approval. The Controlling Board shall approve or 5736  
disapprove the contract in the same manner in which contracts 5737  
entered into under Chapter 5526. of the Revised Code are 5738  
approved or disapproved. The entity shall be an individual or an 5739  
academic, research, or professional association with an 5740  
expertise in pavement-selection decisions and shall not be a 5741  
research center for concrete or asphalt pavement. 5742

The study conducted by the neutral third-party entity 5743  
shall compare and contrast the Department's pavement-selection 5744  
process with those of other states and with model selection 5745  
processes as described by the American Association of State 5746  
Highway and Transportation Officials and the Federal Highway 5747  
Administration. 5748

(B) The Director of Transportation shall appoint an 5749  
advisory council to recommend the neutral third-party entity, 5750  
approve the entity's scope of study, and issue a final report 5751

with recommendations in accordance with division (D) of this 5752  
section. The advisory council shall consist of the following 5753  
members: 5754

(1) The Director of Transportation, who shall act as 5755  
Chairperson of the council; 5756

(2) A member of the Ohio Society of Certified Public 5757  
Accountants; 5758

(3) A member of a statewide business organization 5759  
representing major corporate entities from a list of three names 5760  
recommended by the Speaker of the House of Representatives; 5761

(4) A member of the Ohio Society of Professional 5762  
Engineers; 5763

(5) A member of a business organization representing small 5764  
or independent businesses from a list of three names recommended 5765  
by the President of the Senate; 5766

(6) A representative of the Ohio Concrete Construction 5767  
Association; 5768

(7) A representative of Flexible Pavements Association of 5769  
Ohio, Inc. 5770

(C) Members of the advisory council representing the Ohio 5771  
Society of Certified Public Accountants, the Ohio Society of 5772  
Professional Engineers, the small or independent businesses, and 5773  
the major corporate entities shall have no conflict of interest 5774  
with the position. For purposes of this section, "conflict of 5775  
interest" means taking any action that violates any provision of 5776  
Chapter 102. or 2921. of the Revised Code. 5777

(D) The Director shall appoint the advisory council no 5778  
later than July 31, 2023. The advisory council shall recommend 5779

the neutral third-party entity to the Director and shall 5780  
determine the scope of the study to be conducted by the entity 5781  
not later than September 1, 2023. Once appointed, the advisory 5782  
council shall meet, at a minimum, every thirty days to direct 5783  
and monitor the work of the neutral third-party entity, 5784  
including responding to any questions raised by the neutral 5785  
third-party entity. The council shall publish a schedule of 5786  
meetings and provide adequate public notice of these meetings. 5787  
The meetings are subject to applicable public meeting 5788  
requirements. 5789

The advisory council shall issue a final report with 5790  
recommendations concerning the Department's pavement selection 5791  
process to the Director. The report and recommendations shall 5792  
take into account the study conducted by the neutral third-party 5793  
entity. The advisory council shall allow a comment period of not 5794  
less than thirty days before it issues the final report. The 5795  
advisory council shall issue the report on or before December 5796  
31, 2023. Upon issuing its final report, the advisory council 5797  
ceases to exist. 5798

(E) The Department shall make changes to its pavement- 5799  
selection process based on the neutral third-party entity's 5800  
study and recommendations included in the advisory council's 5801  
final report. 5802

**Section 755.20.** (A) As used in this section: 5803

(1) "Economically significant employment center" means a 5804  
single site, multiple adjoining sites, or a business park where 5805  
the employers located at the site or park employ not less than 5806  
two hundred fifty full-time employees who work onsite. 5807

(2) "Rural or urban transit authorities" means regional 5808

transit authorities that are established pursuant to sections 5809  
306.30 to 306.53 of the Revised Code and that serve either a 5810  
rural population, an urban population, or both populations. 5811

(B) There is hereby established the Ohio Workforce 5812  
Mobility Partnership Program. The Department of Transportation 5813  
shall administer the Program. Under the Program, one or more 5814  
boards of trustees of rural or urban transit authorities may 5815  
either singularly or jointly apply for competitive grant funding 5816  
for individual or collaborative projects. All grant funding 5817  
shall be spent in accordance with division (C) of this section. 5818

(C) Any boards of trustees awarded grants under this 5819  
section shall use the grant funding for purposes of transporting 5820  
resident workforce members between the service territories of 5821  
the joint rural or urban transit authorities. The boards shall 5822  
also use the grant money to focus on transportation that 5823  
supports the employment needs of economically significant 5824  
employment centers located within or near the service 5825  
territories of the rural or urban transit authorities. Such 5826  
support shall include efforts to easily, efficiently, and 5827  
economically transport a resident workforce that either lives 5828  
within a service territory that has little or no public transit 5829  
service to an employment center or lives within one service 5830  
territory but is employed full-time within another service 5831  
territory. 5832

(D) The Director of Transportation shall establish any 5833  
procedures and requirements necessary to administer this 5834  
section, including grant application, evaluation of 5835  
applications, and award processes, and any conditions for the 5836  
expenditure of grant funding awarded under the Program. 5837

(E) This section expires two years after its effective 5838

date. 5839

**Section 755.30.** (A) As used in this section: 5840

(1) "Low-income individual" means an individual residing 5841  
within a family unit with an income that is equal to or less 5842  
than four hundred per cent of the poverty federal poverty level. 5843

(2) "Private transit voucher" means a voucher for 5844  
ridesharing, transportation network company, taxicab, or other 5845  
similar vehicle for hire arrangements. 5846

(B) The Office of Transit within the Department of 5847  
Transportation shall conduct a study to evaluate the use of 5848  
private transit vouchers for low-income individuals. 5849  
Specifically, the study shall evaluate both of the following: 5850

(1) Whether the use of private transit vouchers would 5851  
benefit low-income individuals in maintaining effective access 5852  
to transportation services; 5853

(2) Whether the distribution of private transit vouchers 5854  
is a cost-effective option to eliminate public transit routes 5855  
with low ridership. 5856

(C) The Office shall submit a report of its findings and 5857  
recommendations not later than July 1, 2024, to the President of 5858  
the Senate, the Speaker of the House of Representatives, and the 5859  
chairs of the respective committees of the House of 5860  
Representatives and Senate responsible for transportation- 5861  
related matters. 5862

**Section 757.10.** MOTOR FUEL TAX DISTRIBUTIONS TO HIGHWAY 5863  
OPERATING FUND 5864

On the last day of each month in the biennium ending June 5865  
30, 2025, before making any of the distributions specified in 5866

section 5735.051 of the Revised Code but after any transfers to 5867  
the tax refund fund as required by that section and section 5868  
5703.052 of the Revised Code, the Treasurer of State shall 5869  
deposit the first two per cent of the amount of motor fuel tax 5870  
received for the preceding calendar month to the credit of the 5871  
Highway Operating Fund (Fund 7002). 5872

**Section 757.20. MOTOR FUEL DEALER REFUNDS** 5873

Notwithstanding Chapter 5735. of the Revised Code, the 5874  
following apply for the period of July 1, 2023, to June 30, 5875  
2025: 5876

(A) For the discount under section 5735.06 of the Revised 5877  
Code, if the monthly report is timely filed and the tax is 5878  
timely paid, one per cent of the total number of gallons of 5879  
motor fuel received by the motor fuel dealer within the state 5880  
during the preceding calendar month, less the total number of 5881  
gallons deducted under divisions (B)(1)(a) and (b) of section 5882  
5735.06 of the Revised Code, less one-half of one per cent of 5883  
the total number of gallons of motor fuel that were sold to a 5884  
retail dealer during the preceding calendar month. 5885

(B) For the semiannual periods ending December 31, 2023, 5886  
June 30, 2024, December 31, 2024, and June 30, 2025, the refund 5887  
provided to retail dealers under section 5735.141 of the Revised 5888  
Code shall be one-half of one per cent of the Ohio motor fuel 5889  
taxes paid on fuel purchased during those semiannual periods. 5890

**Section 757.30. MONTHLY TRANSFERS TO GASOLINE EXCISE TAX** 5891  
**FUND** 5892

The Director of Budget and Management shall transfer cash 5893  
in equal monthly increments totaling \$166,055,868 in fiscal year 5894  
2024 and in equal monthly increments totaling \$168,885,288 in 5895



fiscal year 2025 from the Highway Operating Fund (Fund 7002) to 5896  
the Gasoline Excise Tax Fund (Fund 7060). The monthly amounts 5897  
transferred under this section shall be distributed as follows: 5898

(A) 42.86 per cent shall be distributed among the 5899  
municipal corporations within the state under division (A) (2) (b) 5900  
(i) of section 5735.051 of the Revised Code; 5901

(B) 37.14 per cent shall be distributed among the counties 5902  
within the state under division (A) (2) (b) (ii) of section 5903  
5735.051 of the Revised Code; and 5904

(C) 20 per cent shall be distributed among the townships 5905  
within the state under division (A) (2) (b) (iii) of section 5906  
5735.051 of the Revised Code. 5907

**Section 801.10. PROVISIONS OF LAW GENERALLY APPLICABLE TO 5908**  
APPROPRIATIONS 5909

Law contained in the main operating appropriations act of 5910  
the 135th General Assembly that is generally applicable to the 5911  
appropriations made in the main operating appropriations act 5912  
also is generally applicable to the appropriations made in this 5913  
act. 5914

**Section 803.10.** The amendments made by this act to 5915  
division (C) (3) of section 4503.10 of the Revised Code apply 5916  
beginning on January 1, 2024. 5917

**Section 806.10. SEVERABILITY 5918**

The items of law contained in this act, and their 5919  
applications, are severable. If any item of law contained in 5920  
this act, or if any application of any item of law contained in 5921  
this act, is held invalid, the invalidity does not affect other 5922  
items of law contained in this act and their applications that 5923

can be given effect without the invalid item or application. 5924

**Section 809.10.** An item of law, other than an amending, 5925  
enacting, or repealing clause, that composes the whole or part 5926  
of an uncodified section contained in this act has no effect 5927  
after June 30, 2025, unless its context clearly indicates 5928  
otherwise. 5929

**Section 812.10.** LAWS AND REFERENDUM 5930

Except as otherwise provided in this act, the amendment, 5931  
enactment, or repeal by this act of a section of law is subject 5932  
to the referendum under Ohio Constitution, Article II, Section 5933  
1c and therefore takes effect on the ninety-first day after this 5934  
act is filed with the Secretary of State or, if a later 5935  
effective date is specified below, on that date. 5936

**Section 812.15.** The Director of the Department of 5937  
Administrative Services shall take no action with respect to the 5938  
amendments to section 124.152 of the Revised Code contained in 5939  
H.B. 462 of the 134th General Assembly. The amendments to 5940  
sections 124.152 and 5503.031 of the Revised Code as made in 5941  
this act shall become effective on July 1, 2023. 5942

**Section 812.20.** APPROPRIATIONS AND REFERENDUM 5943

In this section, an "appropriation" includes another 5944  
provision of law in this act that relates to the subject of the 5945  
appropriation. 5946

An appropriation of money made in this act is not subject 5947  
to the referendum insofar as a contemplated expenditure 5948  
authorized thereby is wholly to meet a current expense within 5949  
the meaning of Ohio Constitution, Article II, Section 1d and 5950  
section 1.471 of the Revised Code. To that extent, the 5951  
appropriation takes effect immediately when this act becomes 5952

law. Conversely, the appropriation is subject to the referendum 5953  
insofar as a contemplated expenditure authorized thereby is 5954  
wholly or partly not to meet a current expense within the 5955  
meaning of Ohio Constitution, Article II, Section 1d. To that 5956  
extent, the appropriation takes effect on the ninety-first day 5957  
after this act is filed with the Secretary of State. 5958

**Section 820.10.** The General Assembly, applying the 5959  
principle stated in division (B) of section 1.52 of the Revised 5960  
Code that amendments are to be harmonized if reasonably capable 5961  
of simultaneous operation, finds that the following sections, 5962  
presented in this act as composites of the sections as amended 5963  
by the acts indicated, are the resulting versions of the 5964  
sections in effect prior to the effective date of the sections 5965  
as presented in this act: 5966

5967

Section 4503.10 of the Revised Code as amended by H.B. 21, 5968  
H.B. 74, and S.B. 162, all of the 134th General Assembly. 5969