

**As Passed by the Senate**

**135th General Assembly**

**Regular Session**

**2023-2024**

**Sub. H. B. No. 77**

**Representative Willis**

**Cosponsors: Representatives Seitz, Brennan, Holmes, Young, T., Miller, A., Callender, Claggett, Click, Dell'Aquila, Demetriou, Dobos, Gross, Hoops, Jarrells, John, Lampton, Liston, Lorenz, Mathews, McClain, Miller, J., Oelslager, Patton, Peterson, Plummer, Ray, Robb Blasdel, Russo, Somani, Stein, Thomas, C.**

**Senators Roegner, Brenner, Chavez, Cirino, Craig, Cutrona, DeMora, Gavarone, Johnson, Kunze, Lang, Manning, Reynolds, Romanchuk, Smith, Wilson**

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**A BILL**

To amend sections 1311.71, 1311.72, 1311.73, 1  
1311.75, 1311.76, 1311.77, 4561.01, and 4561.15 2  
and to enact sections 1311.721, 4561.26, 3  
4561.27, 4561.50, 4561.51, 4561.52, and 4561.53 4  
of the Revised Code to establish requirements 5  
and prohibitions governing the operation of 6  
unmanned aerial vehicles in Ohio and to 7  
establish a process by which an abandoned or 8  
derelict aircraft may be sold. 9

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

**Section 1.** That sections 1311.71, 1311.72, 1311.73, 10  
1311.75, 1311.76, 1311.77, 4561.01, and 4561.15 be amended and 11  
sections 1311.721, 4561.26, 4561.27, 4561.50, 4561.51, 4561.52, 12  
and 4561.53 of the Revised Code be enacted to read as follows: 13

**Sec. 1311.71.** As used in sections 1311.71 to 1311.80 of 14

the Revised Code: 15

(A) "Aircraft" has the same meaning as in section 4561.01 16  
of the Revised Code and includes any part or equipment of the 17  
aircraft. "Aircraft" includes an abandoned aircraft, unless 18  
otherwise specified. 19

(B) "Abandoned aircraft" means an aircraft to which both 20  
of the following apply: 21

(1) It is located on the premises of a public-use airport. 22

(2) The owner or operator has not paid any tie-down, 23  
hangar, rent, or storage costs for use of the premises for at 24  
least ninety consecutive days. 25

(C) "Director" means the director or other chief executive 26  
officer of a public-use airport. "Director" includes the 27  
director's or chief's designee. 28

(D) "Labor" means to repair, service, ~~store,~~ or maintain 29  
an aircraft. 30

~~(C)~~ (E) "Materials" means all products and substances, 31  
including gasoline, oil, lubricants, accessories, parts, and 32  
equipment, that are furnished for an aircraft. 33

(F) "Public-use airport" has the same meaning as in 34  
section 4563.30 of the Revised Code. 35

(G) "Stores" means to keep an aircraft on real property 36  
owned by a person that is not the owner of the aircraft. 37  
"Stores" includes any necessary transportation of the aircraft 38  
to an appropriate location for its storage. 39

**Sec. 1311.72.** (A) Except as provided in division (B) of 40  
this section, any person who performs labor upon, stores, or 41

furnishes materials for an aircraft has a lien upon the aircraft 42  
to secure payment for the labor, storage, and materials. Except 43  
as provided in division (B) of this section, any person who owns 44  
or operates an airport or repair shop and whose employee 45  
performs labor upon, stores, or furnishes materials for an 46  
aircraft has a lien upon the aircraft to secure payment for the 47  
labor, storage, and materials. 48

(B) ~~No~~ Unless the aircraft is an abandoned aircraft, no 49  
person shall have a lien pursuant to division (A) of this 50  
section if the person has possession of the aircraft or if the 51  
cost of the storage, the labor performed, or the materials 52  
furnished for the aircraft is greater than or equal to one 53  
thousand dollars and the owner of the aircraft has not requested 54  
or consented to the performance of the storage, labor, or 55  
furnishing of the materials. 56

(C) A lien that arises under this section is valid against 57  
any person except a purchaser or encumbrancer who in good faith, 58  
without notice, and for value acquired rights prior to the 59  
recording of an affidavit for lien pursuant to section 1311.73 60  
of the Revised Code. 61

Sec. 1311.721. (A) Before perfecting a lien that arises 62  
under section 1311.72 of the Revised Code for an abandoned 63  
aircraft, the director of a public-use airport shall search the 64  
appropriate records of the airport and contact both of the 65  
following entities to determine the name and address of the last 66  
registered owner: 67

(1) The federal aviation administration's aircraft 68  
registration branch; 69

(2) The office of aviation. 70

(B) (1) Within twenty business days after receipt of the 71  
information obtained under division (A) of this section, the 72  
director shall send notice to the owner of the abandoned 73  
aircraft that was identified in accordance with division (A) of 74  
this section that includes all of the following information: 75

(a) A description of the abandoned aircraft that includes 76  
its federal aviation administration n-number, manufacturer name, 77  
model designation, and serial number; 78

(b) The location of the abandoned aircraft on the airport 79  
premises; 80

(c) The amount of any fees and charges for the use of the 81  
airport by the abandoned aircraft that have accrued; 82

(d) That the airport may seek to perfect a lien in 83  
accordance with section 1311.73 of the Revised Code if, within 84  
thirty calendar days after the date of receipt of such notice or 85  
notification that delivery was not possible, the owner does not 86  
remove the abandoned aircraft from the airport and pay all 87  
accrued fees and charges. 88

(2) The notice described in division (B) (1) of this 89  
section may be sent by any of the following methods: 90

(a) Certified or express mail with return receipt 91  
requested; 92

(b) Certified mail with electronic tracking; 93

(c) A commercial carrier service utilizing any form of 94  
delivery requiring a signed receipt; 95

(d) Personal service. 96

(C) The director may proceed in accordance with section 97

1311.73 of the Revised Code if the owner of the abandoned 98  
aircraft does not pay the accrued fees and charges in full and 99  
does not remove the abandoned aircraft within thirty days of the 100  
acknowledged receipt, or notification that the delivery was not 101  
possible, of a notice sent in accordance with division (B) of 102  
this section. 103

(D) Failure of the owner to receive a notice of removal 104  
does not invalidate a lien perfected under section 1311.73 of 105  
the Revised Code if the director complies with division (B) of 106  
this section. 107

**Sec. 1311.73.** ~~(A)~~(A) (1) To perfect a lien that arises 108  
under section 1311.72 of the Revised Code, the person claiming 109  
the lien shall make and file for record with the United States 110  
federal aviation administration an affidavit verified under oath 111  
that includes all of the following information: 112

(a) The amount owed to the lien claimant for the labor, 113  
storage, or materials,~~a;~~ 114

(b) A description of the aircraft that reasonably 115  
identifies it including the manufacturer, model, serial number, 116  
and registration number of the aircraft,~~the;~~ 117

(c) The name of the person for whom the labor was 118  
performed, the storage was provided, or the materials were 119  
furnished, ~~the~~ if applicable; 120

(d) The name of the owner of the aircraft, if known,~~the;~~ 121

(e) The name and address of the lien claimant,~~the;~~ 122

(f) The date that the lien claimant or ~~his~~the lien 123  
claimant's employee last performed any labor upon, stored, or 124  
furnished any materials for the aircraft, ~~the~~or if the storage 125

<u>is ongoing;</u>	126
<u>(g) The date that the lien claimant surrendered possession</u>	127
of the aircraft, if <del>he</del> <u>the lien claimant</u> surrendered it, <del>and the;</del>	128
<u>(h) The name and address of the person who prepared the</u>	129
affidavit.	130
<u>(2) The omission or inaccuracy of any address in the</u>	131
affidavit does not invalidate the affidavit. The lien claimant	132
may verify the affidavit before any person authorized to	133
administer oaths, including an agent for the owner, the lien	134
claimant, or any other interested party. An agent of the lien	135
claimant may sign the affidavit for the lien claimant, provided	136
that the agent states <del>his</del> <u>the agent's</u> capacity with respect to	137
the lien claimant. A lien claimant is considered to have filed	138
for record with the United States federal aviation	139
administration an affidavit upon receipt of the affidavit by the	140
United States federal aviation administration as evidenced by a	141
certified mail return receipt.	142
(B) The affidavit may be in the following form:	143
"Affidavit for <del>Artisan's</del> Lien on Aircraft	144
State of Ohio,	145
County of _____, ss: _____,	146
_____ of _____	147
whose address is _____,	148
being first duly sworn, says that <del>he</del> <u>such lien claimant</u> or	149
<del>his</del> <u>such lien claimant's</u> employee performed labor, repairs,	150
services, or maintenance upon, <u>provided storage,</u> or furnished	151
<del>storage,</del> materials, products, substances, accessories, parts, or	152
equipment for a certain aircraft or part or equipment of a	153

certain aircraft at the request of \_\_\_\_\_, whose 154  
address is \_\_\_\_\_, and of which 155  
\_\_\_\_\_ is the titled owner. 156

The owner's address is \_\_\_\_\_ 157

The aircraft upon which labor, repairs, services, or 158  
maintenance were performed, or storage was provided, or 159  
materials, products, substances, accessories, parts, or 160  
equipment were furnished is identified as follows: 161

Manufacturer: \_\_\_\_\_ 162

Model: \_\_\_\_\_ 163

Serial number \_\_\_\_\_ 164

Registration number \_\_\_\_\_ 165

The last date that labor, repairs, services, or 166  
maintenance were performed upon, or storage was provided, or 167  
materials, products, substances, accessories, parts, or 168  
equipment were furnished for the aircraft herein identified, 169  
including any part or equipment of that aircraft, was 170  
\_\_\_\_\_, \_\_\_\_\_, or alternatively, 171  
storage is still ongoing as of the following date: 172  
\_\_\_\_\_, \_\_\_\_\_ 173

The lien claimant states there is justly and truly due, 174  
over and above all legal setoffs, the sum of \_\_\_\_\_ dollars, 175  
for which the lien claimant claims a lien on the aircraft 176  
identified herein. 177

The lien claimant states that ~~he~~the lien claimant is (is 178  
not) currently in possession of the aircraft. (The lien claimant 179  
states that ~~he~~the lien claimant surrendered possession of the 180  
aircraft on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_) 181

_____	182
Lien claimant	183
_____	184
Capacity with respect to lien	185
claimant	186
Sworn to before me and subscribed in my presence this	187
_____ day of _____, _____	188
_____	189
Notary public	190
This instrument was prepared by _____	191
whose address is _____"	192
(C) A lien claimant shall file the affidavit within one of	193
the following periods:	194
(1) Ninety days after the date on which <del>he</del> <u>the lien</u>	195
<u>claimant</u> or <del>his</del> <u>the lien claimant's</u> employee last performed labor	196
upon or furnished materials for the aircraft that is subject to	197
the lien, if <del>he</del> <u>the lien claimant</u> or <del>his</del> <u>the lien claimant's</u>	198
employee is in possession of the aircraft at the time of filing;	199
(2) Ninety days after the date on which <del>he</del> <u>the lien</u>	200
<u>claimant</u> or <del>his</del> <u>the lien claimant's</u> employee surrendered	201
possession of the aircraft that is subject to the lien;	202
<u>(3) Ninety days after the date by which the owner of an</u>	203
<u>abandoned aircraft that is subject to the lien was required to</u>	204
<u>remove the aircraft from the lien claimant's property in</u>	205
<u>accordance with section 1311.721 of the Revised Code.</u>	206
(D) Any lien claimant who files an affidavit may file a	207



copy of the affidavit in the office of the county recorder in 208  
the county in which the labor was performed upon or the 209  
materials were furnished for the aircraft or where the aircraft 210  
was stored. The lien claimant shall pay to the county recorder 211  
the fee for recording an affidavit as determined under section 212  
317.32 of the Revised Code. 213

**Sec. 1311.75.** (A) A lien claimant who perfects a lien in 214  
accordance with section 1311.73 of the Revised Code has priority 215  
over all other liens, claims, or encumbrances, except wage and 216  
salary claims of workers who have no ownership interests in the 217  
business of the lien claimant and amounts that are owed by the 218  
lien claimant to the aircraft owner and that are subject to 219  
setoff against the amounts due for the labor, storage, and 220  
materials that are the basis for the lien. 221

(B) If more than one lien is perfected by more than one 222  
lien claimant in accordance with section 1311.73 of the Revised 223  
Code on the same aircraft, liens shall be ranked in priority in 224  
the order of earliest filing with the United States federal 225  
aviation administration, except as provided in division (A) of 226  
this section. 227

**Sec. 1311.76.** (A) A lien claimant may enforce a lien that 228  
arises under section 1311.72 of the Revised Code by bringing an 229  
action to recover the monetary amount secured by the lien in a 230  
court having jurisdiction in the county in which either of the 231  
following occurred: 232

(1) The storage took place, the labor that is the basis of 233  
the lien was performed, or the materials that are the basis of 234  
the lien were furnished ~~or in the;~~ 235

(2) The county in which the lien claimant's primary place 236

of business is located, if it is located within this state.	237
(B) If a lien claimant obtains a judgment or order of a court having jurisdiction enforcing a lien that arises under section 1311.72 of the Revised Code, the lien claimant shall send a certified copy of the judgment or order to the United States federal aviation administration.	238 239 240 241 242
(C) A lien that arises under section 1311.72 of the Revised Code remains in effect for six years after the date an affidavit is filed pursuant to section 1311.73 of the Revised Code, or until one of the following occurs within that six-year period:	243 244 245 246 247
(1) The lien claimant receives full payment of the amount due <del>him</del> <u>the lien claimant</u> as stated in the affidavit filed pursuant to section 1311.73 of the Revised Code or in the judgment or order granted pursuant to this section by a court having jurisdiction;	248 249 250 251 252
(2) The lien claimant accepts less than the full amount secured by the lien pursuant to a written agreement with the owner of the aircraft that is subject to the lien;	253 254 255
(3) The owner files a bond in accordance with section 1311.77 of the Revised Code;	256 257
(4) A final judgment is entered by a court having jurisdiction in an action releasing the lien against the aircraft.	258 259 260
(D) Within thirty days after a lien has been satisfied or released in accordance with division (C) of this section, the lien claimant shall cause the lien to be released by notifying the United States federal aviation administration, and by notifying the county recorder in whose office the copy of the	261 262 263 264 265

affidavit or court judgment or order was filed, if the lien 266  
claimant filed any of those documents with the county recorder. 267

**Sec. 1311.77.** The owner of an aircraft that is subject to 268  
a lien that is perfected pursuant to section 1311.73 of the 269  
Revised Code may release ~~his~~the owner's aircraft from the lien 270  
by filing with a court having jurisdiction in the county in 271  
which the labor that is the basis of the lien was performed, in 272  
which the aircraft was stored, or in which the materials that 273  
are the basis of the lien were furnished, a bond, payable to the 274  
lien claimant, for the full amount owed to the lien claimant as 275  
stated in an affidavit filed pursuant to section 1311.73 of the 276  
Revised Code for the labor or materials, and conditioned for the 277  
payment of any judgment that may be recovered on the lien, with 278  
costs. 279

All bonds filed pursuant to this section shall be executed 280  
by a corporate surety licensed by the state and authorized to 281  
execute surety bonds in this state pursuant to Chapter 3929. of 282  
the Revised Code. 283

**Sec. 4561.01.** As used in sections 4561.01 to ~~4561.25~~ 284  
4561.27 of the Revised Code: 285

(A) "Aviation" means transportation by aircraft; operation 286  
of aircraft; the establishment, operation, maintenance, repair, 287  
and improvement of airports, landing fields, and other air 288  
navigation facilities; and all other activities connected 289  
therewith or incidental thereto. 290

(B) "Aircraft" means any ~~contrivance~~manned device used or 291  
~~designed~~intended for navigation or flight in the air, ~~excepting~~ 292  
~~a parachute or other contrivance for such navigation used~~ 293  
primarily as safety equipment. "Aircraft" does not include an 294

<u>ultralight vehicle as defined by 14 C.F.R. part 103.</u>	295
(C) "Airport" means any location either on land or water which is used for the landing and taking off of aircraft.	296 297
(D) "Landing field" means any location either on land or water of such size and nature as to permit the landing or taking off of aircraft with safety, and used for that purpose but not equipped to provide for the shelter, supply, or care of aircraft.	298 299 300 301 302
(E) "Air navigation facility" means any facility used, available for use, or designed for use in aid of navigation of aircraft, including airports, landing fields, facilities for the servicing of aircraft or for the comfort and accommodation of air travelers, and any structures, mechanisms, lights, beacons, marks, communicating systems, or other instrumentalities or devices used or useful as an aid to the safe taking off, navigation, and landing of aircraft, or to the safe and efficient operation or maintenance of an airport or landing field, and any combination of such facilities.	303 304 305 306 307 308 309 310 311 312
(F) "Air navigation hazard" means any structure, object of natural growth, or use of land, that obstructs the air space required for the flight of aircraft in landing or taking off at any airport or landing field, or that otherwise is hazardous to such landing or taking off.	313 314 315 316 317
(G) "Air navigation," "navigation of aircraft," or "navigate aircraft" means the operation of aircraft in the air space over this state.	318 319 320
(H) "Airperson" means any individual who, as the person in command, or as pilot, mechanic, or member of the crew, engages in the navigation of aircraft.	321 322 323

(I) "Airway" means a route in the air space over and above 324  
the lands or waters of this state, designated by the Ohio 325  
aviation board as a route suitable for the navigation of 326  
aircraft. 327

(J) "Person" means any individual, firm, partnership, 328  
corporation, company, association, joint stock association, or 329  
body politic, and includes any trustee, receiver, assignee, or 330  
other similar representative thereof. 331

(K) "Government agency" means a state agency, state 332  
institution of higher education, regional port authority, or any 333  
other political subdivision of the state, or the federal 334  
government or other states. 335

**Sec. 4561.15.** (A) No person shall commit any of the 336  
following acts: 337

(1) Carry passengers in an aircraft unless the person 338  
piloting the aircraft is a holder of a valid airperson's 339  
certificate of competency issued by the United States that 340  
authorizes the holder to carry passengers and the person is 341  
carrying any passenger in accordance with the applicable 342  
certificate requirements; this division of this section is 343  
inapplicable to the operation of military aircraft of the United 344  
States, aircraft of a state, territory, or possession of the 345  
United States, or aircraft licensed by a foreign country with 346  
which the United States has a reciprocal agreement covering the 347  
operation of such aircraft; 348

(2) Operate an aircraft on the land or water or in the air 349  
space over this state in a careless or reckless manner that 350  
endangers any person or property, or with willful or wanton 351  
disregard for the rights or safety of others; 352

(3) Operate an aircraft on the land or water or in the air 353  
space over this state while under the influence of intoxicating 354  
liquor, controlled substances, or other habit-forming drugs; 355

(4) Tamper with, alter, destroy, remove, carry away, or 356  
cause to be carried away any object used for the marking of 357  
airports, landing fields, or other aeronautical facilities in 358  
this state, or in any way change the position or location of 359  
such markings, except by the direction of the proper authorities 360  
charged with the maintenance and operation of such facilities, 361  
or illegally possess any object used for such markings; 362

(5) Operate an unmanned aerial vehicle, as defined in 363  
section 4561.50 of the Revised Code, on the land or water or in 364  
the air space over this state in a manner that knowingly 365  
endangers any person or property or purposely disregards the 366  
rights or safety of others. 367

(B) Jurisdiction over any proceedings charging a violation 368  
of this section is limited to courts of record. 369

(C) Whoever violates this section shall be fined not more 370  
than five hundred dollars, imprisoned not more than six months, 371  
or both. 372

**Sec. 4561.26.** (A) As used in sections 4561.26 and 4561.27 373  
of the Revised Code: 374

(1) "Derelict aircraft" means an aircraft that meets all 375  
of the following conditions: 376

(a) It is located on the premises of a public-use airport. 377

(b) It is not in a flyable condition. 378

(c) It does not comply with the United States federal 379  
aviation administration regulations that would allow it to be 380

operated or flown. 381

(d) It does not have a written repair plan approved and 382  
signed by either a federal aviation administration certified 383  
airframe and power plant mechanic or a person otherwise 384  
authorized to perform maintenance on the aircraft in accordance 385  
with the federal aviation administration regulations. 386

(e) The owner or operator of the aircraft has not paid any 387  
tie-down, hangar, rent, or storage costs for use of the premises 388  
for at least ninety consecutive days. 389

(2) "Director" means the director or other chief executive 390  
officer of a public-use airport. "Director" includes the 391  
director's or chief's designee. 392

(3) "Public-use airport" has the same meaning as in 393  
section 4563.30 of the Revised Code. 394

(B) The director of a public-use airport may dispose of 395  
any derelict aircraft located on the premises of that airport in 396  
accordance with the procedures established in this section and 397  
in section 4561.27 of the Revised Code. 398

(C) Before disposing of a derelict aircraft, the director 399  
shall search the appropriate records of the airport and contact 400  
both of the following entities to determine the name and address 401  
of the last registered owner and any person having a legal or 402  
equitable interest in the derelict aircraft: 403

(1) The federal aviation administration's aircraft 404  
registration branch; 405

(2) The office of aviation. 406

(D) (1) Within twenty business days after receipt of the 407  
information obtained under division (C) of this section, the 408

director shall send notice to the owner and any person having a 409  
legal or equitable interest in the derelict aircraft that was 410  
identified in accordance with division (C) of this section, that 411  
includes all of the following information: 412

(a) A description of the derelict aircraft that includes 413  
its federal aviation administration n-number, manufacturer name, 414  
model designation, and serial number; 415

(b) The location of the derelict aircraft on the airport 416  
premises; 417

(c) The amount of any fees and charges for the use of the 418  
airport by the derelict aircraft that have accrued; 419

(d) That the airport may remove, sell, scrap, or otherwise 420  
dispose of the derelict aircraft in accordance with section 421  
4561.27 of the Revised Code if, within thirty calendar days 422  
after the date of receipt of such notice or notification that 423  
delivery was not possible, the owner does not remove the 424  
derelict aircraft from the airport and pay all accrued fees and 425  
charges. 426

(2) The notice described in division (D)(1) of this 427  
section may be sent by any of the following methods: 428

(a) Certified or express mail with return receipt 429  
requested; 430

(b) Certified mail with electronic tracking; 431

(c) A commercial carrier service utilizing any form of 432  
delivery requiring a signed receipt; 433

(d) Personal service. 434

(3) In addition to the notice sent to the owner and any 435



person having a legal or equitable interest in the derelict 436  
aircraft, the director shall do both of the following: 437

(a) File a copy of the notice with the federal aviation 438  
administration's aircraft registration branch; 439

(b) Post a copy of the notice on the public-use airport's 440  
web site. 441

(E) The director may proceed in accordance with section 442  
4561.27 of the Revised Code if the owner or any other person 443  
identified under division (C) of this section as having a legal 444  
or equitable interest in the derelict aircraft does not pay the 445  
accrued fees and charges in full and remove the derelict 446  
aircraft within thirty days of the acknowledged receipt of or 447  
notification that the delivery was not possible of a notice sent 448  
in accordance with division (D) of this section. 449

**Sec. 4561.27.** (A) If a derelict aircraft remains on the 450  
property of the public-use airport longer than the thirty-day 451  
period specified in division (E) of section 4561.26 of the 452  
Revised Code, the director may do one of the following: 453

(1) Sell the derelict aircraft at public auction; 454

(2) Dispose of the derelict aircraft through an aircraft 455  
salvage or scrap metal dealer. 456

(B)(1) If the director elects to sell the derelict 457  
aircraft at public auction, the director shall give notice of 458  
the date, time, and place of the sale not less than ten calendar 459  
days prior to the date of the sale in a written publication of 460  
general circulation in the county where the airport is located. 461  
The director may provide written notice of the intended sale to 462  
any person known to have an interest in purchasing the derelict 463  
aircraft. 464

(2) If the director elects to dispose of the derelict aircraft through an aircraft salvage or scrap metal dealer, the director may negotiate with the dealer for the price to be received or paid by the director, as the circumstances warrant. All information pertaining to the establishment of the price and justification for the price shall be prepared and maintained by the director, and the negotiated price shall be considered a commercially reasonable price. 465  
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(C) (1) If the sale price or the negotiated price under division (B) (1) or (2) of this section is less than the accrued fees and charges against the derelict aircraft or the director is required to pay the aircraft salvage or scrap metal dealer for its services, the prior owner of the derelict aircraft is liable to the airport for both of the following: 473  
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(a) Any remaining fees and charges; 479

(b) Any costs paid to an aircraft salvage or scrap metal dealer. 480  
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All fees, charges, and costs are recoverable against the prior owner of the derelict aircraft by any remedies otherwise provided by law. 482  
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(2) If the sale price or the negotiated price under division (B) (1) or (2) of this section is more than the accrued fees and charges against the aircraft, the director shall pay the excess proceeds to the following individuals, as applicable: 485  
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(a) Any other known lienholders, according to the priority of the liens; 489  
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(b) The owner of the aircraft, if the owner can be determined and located; 491  
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(c) The director of commerce, to be deposited as unclaimed funds into the unclaimed funds trust fund created under section 169.05 of the Revised Code, if the owner cannot be determined or located. 493  
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(D) A purchaser or recipient in good faith of a derelict aircraft sold or obtained under this section takes the derelict aircraft free and clear of the rights or liens of any other person holding any legal or equitable interest to the derelict aircraft, regardless of whether that interest is recorded. The purchaser or recipient shall notify the appropriate federal aviation administration office and the office of aviation of the change in the registered owner of the derelict aircraft. 497  
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**Sec. 4561.50.** As used in sections 4561.50 to 4561.53 of the Revised Code: 505  
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(A) "Critical facility" means any of the following: 507

(1) A critical infrastructure facility as defined in section 2911.21 of the Revised Code; 508  
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(2) A commercial distribution center; 510

(3) A federal, state, county, or municipal court; 511

(4) A police station, sheriff's office, state highway patrol station, or premises controlled by the bureau of criminal identification and investigation; 512  
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(5) A federal, state, county, or municipal jail or prison or any other facility in which persons are incarcerated; 515  
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(6) A federal or state military installation or facility; 517

(7) A hospital that receives air ambulance services. 518

(B) "Unmanned aerial vehicle" means a powered, aerial 519

vehicle to which all of the following apply: 520

(1) The vehicle does not carry a human operator and is 521  
operated without the possibility of direct human intervention 522  
from within or on the vehicle; 523

(2) The vehicle uses aerodynamic forces to provide lift; 524

(3) The vehicle can fly autonomously or be piloted 525  
remotely; 526

(4) The vehicle is either expendable or recoverable. 527

"Unmanned aerial vehicle" is commonly referred to as a 528  
drone and does not include a satellite. 529

(C) "Unmanned aerial vehicle system" means an unmanned 530  
aerial vehicle and associated elements, including communication 531  
links and components that control the unmanned aerial vehicle 532  
and that are required for the remote pilot in command to operate 533  
the vehicle in the air space over this state. 534

(D) "Park district" means a park district created in 535  
accordance with Chapter 1545. of the Revised Code. 536

**Sec. 4561.51.** (A) (1) Except as provided in division (A) (2) 537  
of this section, no person shall operate an unmanned aerial 538  
vehicle in the air space over this state if the operation is 539  
prohibited by either federal law or federal regulations, 540  
including any federal aviation administration regulations. 541

(2) Division (A) (1) of this section does not apply to a 542  
person authorized by the federal aviation administration to 543  
operate an unmanned aerial vehicle in a manner that otherwise 544  
violates the federal law or regulations, provided that person's 545  
operation of the unmanned aerial vehicle complies with the terms 546  
of the administration's authorization. 547

(B) No person shall operate an unmanned aerial vehicle in a manner that disrupts, interrupts, or impairs the operations or activities conducted by law enforcement personnel, fire department personnel, or emergency medical services personnel while such personnel is on duty. 548  
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(C) (1) No person shall operate an unmanned aerial vehicle or an unmanned aerial vehicle system to photograph, record, or loiter over or near a critical facility with purpose to further another criminal offense, the elements of which involve causing physical harm to another person or causing another person to believe that the offender will cause physical harm to that person. 553  
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(2) No person shall operate an unmanned aerial vehicle or an unmanned aerial vehicle system to photograph, record, or loiter over or near a critical facility with purpose to destroy or tamper with the facility. 560  
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(D) (1) Whoever recklessly violates division (B) of this section is guilty of a fourth degree misdemeanor. 564  
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(2) Whoever knowingly violates division (B) of this section is guilty of a first degree misdemeanor on the first offense and a felony of the fifth degree on subsequent offenses. 566  
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(3) Whoever purposely violates division (C) (1) of this section is guilty of a first degree misdemeanor on the first offense and a felony of the fifth degree on subsequent offenses. 569  
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(4) Whoever purposely violates division (C) (2) of this section is guilty of a felony of the third degree. 572  
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Sec. 4561.52. Subject to sections 4561.50 to 4561.53 of the Revised Code, a municipal corporation, township, park district, or county may adopt ordinances, resolutions, or 574  
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<u>regulations, as applicable, regarding both of the following:</u>	577
<u>(A) The use and operation of an unmanned aerial vehicle</u>	578
<u>owned and operated by the municipal corporation, township, park</u>	579
<u>district, or county;</u>	580
<u>(B) The use and operation of an unmanned aerial vehicle</u>	581
<u>that is operated exclusively for hobby or recreational purposes</u>	582
<u>in or above a park or on other public property owned by the</u>	583
<u>municipal corporation, township, park district, or county.</u>	584
<b>Sec. 4561.53.</b> <u>(A) The department of transportation's</u>	585
<u>office of aviation shall provide information and resources on</u>	586
<u>the office's web site regarding the laws, regulations, and</u>	587
<u>proper use of an unmanned aerial vehicle and unmanned aerial</u>	588
<u>vehicle system. The information shall pertain to public,</u>	589
<u>commercial, and recreational use of an unmanned aerial vehicle.</u>	590
<u>(B) The office shall provide picture examples of a</u>	591
<u>critical facility on the office's web site. The pictures and any</u>	592
<u>related information provided are designed to provide unmanned</u>	593
<u>aerial vehicle operators guidelines on what is considered a</u>	594
<u>critical facility. Any picture or written description shall not</u>	595
<u>identify the owner, operator, or location of the critical</u>	596
<u>facility.</u>	597
<b>Section 2.</b> That existing sections 1311.71, 1311.72,	598
1311.73, 1311.75, 1311.76, 1311.77, 4561.01, and 4561.15 of the	599
Revised Code are hereby repealed.	600