

**As Introduced**

**126th General Assembly  
Regular Session  
2005-2006**

**H. B. No. 627**

**Representative Carmichael**

—

**A BILL**

To amend sections 4501.01, 4507.03, 4511.01, and 1  
4513.11 of the Revised Code to require farm 2  
machinery that is designed by its manufacturer to 3  
operate at a speed greater than 25 miles per hour 4  
to display a speed identification symbol and a 5  
slow-moving vehicle emblem when operated on a road 6  
or highway and to further address the operation of 7  
such farm machinery on roads and highways. 8

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

**Section 1.** That sections 4501.01, 4507.03, 4511.01, and 9  
4513.11 of the Revised Code be amended to read as follows: 10

**Sec. 4501.01.** As used in this chapter and Chapters 4503., 11  
4505., 4507., 4509., 4510., 4511., 4513., 4515., and 4517. of the 12  
Revised Code, and in the penal laws, except as otherwise provided: 13

(A) "Vehicles" means everything on wheels or runners, 14  
including motorized bicycles, but does not mean electric personal 15  
assistive mobility devices, vehicles that are operated exclusively 16  
on rails or tracks or from overhead electric trolley wires, and 17  
vehicles that belong to any police department, municipal fire 18  
department, or volunteer fire department, or that are used by such 19  
a department in the discharge of its functions. 20

(B) "Motor vehicle" means any vehicle, including mobile homes 21  
and recreational vehicles, that is propelled or drawn by power 22  
other than muscular power or power collected from overhead 23  
electric trolley wires. "Motor vehicle" does not include utility 24  
vehicles as defined in division (VV) of this section, motorized 25  
bicycles, road rollers, traction engines, power shovels, power 26  
cranes, and other equipment used in construction work and not 27  
designed for or employed in general highway transportation, 28  
well-drilling machinery, ditch-digging machinery, farm machinery, 29  
~~trailers that are used to transport agricultural produce or~~ 30  
~~agricultural production materials between a local place of storage~~ 31  
~~or supply and the farm when drawn or towed on a public road or~~ 32  
~~highway at a speed of twenty five miles per hour or less,~~ 33  
~~threshing machinery, hay baling machinery, corn sheller,~~ 34  
~~hammermill and agricultural tractors, machinery used in the~~ 35  
~~production of horticultural, agricultural, and vegetable products,~~ 36  
and trailers that are designed and used exclusively to transport a 37  
boat between a place of storage and a marina, or in and around a 38  
marina, when drawn or towed on a public road or highway for a 39  
distance of no more than ten miles and at a speed of twenty-five 40  
miles per hour or less. 41

(C) "Agricultural tractor" and "traction engine" mean any 42  
self-propelling vehicle that is designed or used for drawing other 43  
vehicles or wheeled machinery, but has no provisions for carrying 44  
loads independently of such other vehicles, and that is used 45  
principally for agricultural purposes. 46

(D) "Commercial tractor," except as defined in division (C) 47  
of this section, means any motor vehicle that has motive power and 48  
either is designed or used for drawing other motor vehicles, or is 49  
designed or used for drawing another motor vehicle while carrying 50  
a portion of the other motor vehicle or its load, or both. 51

(E) "Passenger car" means any motor vehicle that is designed 52

and used for carrying not more than nine persons and includes any  
motor vehicle that is designed and used for carrying not more than  
fifteen persons in a ridesharing arrangement.

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(F) "Collector's vehicle" means any motor vehicle or  
agricultural tractor or traction engine that is of special  
interest, that has a fair market value of one hundred dollars or  
more, whether operable or not, and that is owned, operated,  
collected, preserved, restored, maintained, or used essentially as  
a collector's item, leisure pursuit, or investment, but not as the  
owner's principal means of transportation. "Licensed collector's  
vehicle" means a collector's vehicle, other than an agricultural  
tractor or traction engine, that displays current, valid license  
tags issued under section 4503.45 of the Revised Code, or a  
similar type of motor vehicle that displays current, valid license  
tags issued under substantially equivalent provisions in the laws  
of other states.

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(G) "Historical motor vehicle" means any motor vehicle that  
is over twenty-five years old and is owned solely as a collector's  
item and for participation in club activities, exhibitions, tours,  
parades, and similar uses, but that in no event is used for  
general transportation.

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(H) "Noncommercial motor vehicle" means any motor vehicle,  
including a farm truck as defined in section 4503.04 of the  
Revised Code, that is designed by the manufacturer to carry a load  
of no more than one ton and is used exclusively for purposes other  
than engaging in business for profit.

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(I) "Bus" means any motor vehicle that has motor power and is  
designed and used for carrying more than nine passengers, except  
any motor vehicle that is designed and used for carrying not more  
than fifteen passengers in a ridesharing arrangement.

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(J) "Commercial car" or "truck" means any motor vehicle that

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has motor power and is designed and used for carrying merchandise 84  
or freight, or that is used as a commercial tractor. 85

(K) "Bicycle" means every device, other than a tricycle that 86  
is designed solely for use as a play vehicle by a child, that is 87  
propelled solely by human power upon which any person may ride, 88  
and that has either two tandem wheels, or one wheel in front and 89  
two wheels in the rear, any of which is more than fourteen inches 90  
in diameter. 91

(L) "Motorized bicycle" means any vehicle that either has two 92  
tandem wheels or one wheel in the front and two wheels in the 93  
rear, that is capable of being pedaled, and that is equipped with 94  
a helper motor of not more than fifty cubic centimeters piston 95  
displacement that produces no more than one brake horsepower and 96  
is capable of propelling the vehicle at a speed of no greater than 97  
twenty miles per hour on a level surface. 98

(M) "Trailer" means any vehicle without motive power that is 99  
designed or used for carrying property or persons wholly on its 100  
own structure and for being drawn by a motor vehicle, and includes 101  
any such vehicle that is formed by or operated as a combination of 102  
a semitrailer and a vehicle of the dolly type such as that 103  
commonly known as a trailer dolly, a vehicle used to transport 104  
agricultural produce or agricultural production materials between 105  
a local place of storage or supply and the farm when drawn or 106  
towed on a public road or highway at a speed greater than 107  
twenty-five miles per hour, and a vehicle that is designed and 108  
used exclusively to transport a boat between a place of storage 109  
and a marina, or in and around a marina, when drawn or towed on a 110  
public road or highway for a distance of more than ten miles or at 111  
a speed of more than twenty-five miles per hour. "Trailer" does 112  
not include a manufactured home or travel trailer. 113

(N) "Noncommercial trailer" means any trailer, except a 114

travel trailer or trailer that is used to transport a boat as 115  
described in division (B) of this section, but, where applicable, 116  
includes a vehicle that is used to transport a boat as described 117  
in division (M) of this section, that has a gross weight of no 118  
more than three thousand pounds, and that is used exclusively for 119  
purposes other than engaging in business for a profit. 120

(O) "Mobile home" means a building unit or assembly of closed 121  
construction that is fabricated in an off-site facility, is more 122  
than thirty-five body feet in length or, when erected on site, is 123  
three hundred twenty or more square feet, is built on a permanent 124  
chassis, is transportable in one or more sections, and does not 125  
qualify as a manufactured home as defined in division (C)(4) of 126  
section 3781.06 of the Revised Code or as an industrialized unit 127  
as defined in division (C)(3) of section 3781.06 of the Revised 128  
Code. 129

(P) "Semitrailer" means any vehicle of the trailer type that 130  
does not have motive power and is so designed or used with another 131  
and separate motor vehicle that in operation a part of its own 132  
weight or that of its load, or both, rests upon and is carried by 133  
the other vehicle furnishing the motive power for propelling 134  
itself and the vehicle referred to in this division, and includes, 135  
for the purpose only of registration and taxation under those 136  
chapters, any vehicle of the dolly type, such as a trailer dolly, 137  
that is designed or used for the conversion of a semitrailer into 138  
a trailer. 139

(Q) "Recreational vehicle" means a vehicular portable 140  
structure that meets all of the following conditions: 141

(1) It is designed for the sole purpose of recreational 142  
travel. 143

(2) It is not used for the purpose of engaging in business 144  
for profit. 145

(3) It is not used for the purpose of engaging in intrastate commerce.	146 147
(4) It is not used for the purpose of commerce as defined in 49 C.F.R. 383.5, as amended.	148 149
(5) It is not regulated by the public utilities commission pursuant to Chapter 4919., 4921., or 4923. of the Revised Code.	150 151
(6) It is classed as one of the following:	152
(a) "Travel trailer" means a nonself-propelled recreational vehicle that does not exceed an overall length of thirty-five feet, exclusive of bumper and tongue or coupling, and contains less than three hundred twenty square feet of space when erected on site. "Travel trailer" includes a tent-type fold-out camping trailer as defined in section 4517.01 of the Revised Code.	153 154 155 156 157 158
(b) "Motor home" means a self-propelled recreational vehicle that has no fifth wheel and is constructed with permanently installed facilities for cold storage, cooking and consuming of food, and for sleeping.	159 160 161 162
(c) "Truck camper" means a nonself-propelled recreational vehicle that does not have wheels for road use and is designed to be placed upon and attached to a motor vehicle. "Truck camper" does not include truck covers that consist of walls and a roof, but do not have floors and facilities enabling them to be used as a dwelling.	163 164 165 166 167 168
(d) "Fifth wheel trailer" means a vehicle that is of such size and weight as to be movable without a special highway permit, that has a gross trailer area of four hundred square feet or less, that is constructed with a raised forward section that allows a bi-level floor plan, and that is designed to be towed by a vehicle equipped with a fifth-wheel hitch ordinarily installed in the bed of a truck.	169 170 171 172 173 174 175

(e) "Park trailer" means a vehicle that is commonly known as 176  
a park model recreational vehicle, meets the American national 177  
standard institute standard A119.5 (1988) for park trailers, is 178  
built on a single chassis, has a gross trailer area of four 179  
hundred square feet or less when set up, is designed for seasonal 180  
or temporary living quarters, and may be connected to utilities 181  
necessary for the operation of installed features and appliances. 182

(R) "Pneumatic tires" means tires of rubber and fabric or 183  
tires of similar material, that are inflated with air. 184

(S) "Solid tires" means tires of rubber or similar elastic 185  
material that are not dependent upon confined air for support of 186  
the load. 187

(T) "Solid tire vehicle" means any vehicle that is equipped 188  
with two or more solid tires. 189

(U) "Farm machinery" means all machines and tools that are 190  
used in the production, harvesting, and care of farm products, and 191  
includes trailers that are used to transport agricultural produce 192  
or agricultural production materials between a local place of 193  
storage or supply and the farm ~~when drawn or towed on a public~~ 194  
~~road or highway at a speed of twenty five miles per hour or less,~~ 195  
agricultural tractors, threshing machinery, hay-baling machinery, 196  
corn shellers, hammermills, and machinery used in the production 197  
of horticultural, agricultural, and vegetable products. 198

(V) "Owner" includes any person or firm, other than a 199  
manufacturer or dealer, that has title to a motor vehicle, except 200  
that, in sections 4505.01 to 4505.19 of the Revised Code, "owner" 201  
includes in addition manufacturers and dealers. 202

(W) "Manufacturer" and "dealer" include all persons and firms 203  
that are regularly engaged in the business of manufacturing, 204  
selling, displaying, offering for sale, or dealing in motor 205  
vehicles, at an established place of business that is used 206

exclusively for the purpose of manufacturing, selling, displaying, 207  
offering for sale, or dealing in motor vehicles. A place of 208  
business that is used for manufacturing, selling, displaying, 209  
offering for sale, or dealing in motor vehicles shall be deemed to 210  
be used exclusively for those purposes even though snowmobiles or 211  
all-purpose vehicles are sold or displayed for sale thereat, even 212  
though farm machinery is sold or displayed for sale thereat, or 213  
even though repair, accessory, gasoline and oil, storage, parts, 214  
service, or paint departments are maintained thereat, or, in any 215  
county having a population of less than seventy-five thousand at 216  
the last federal census, even though a department in a place of 217  
business is used to dismantle, salvage, or rebuild motor vehicles 218  
by means of used parts, if such departments are operated for the 219  
purpose of furthering and assisting in the business of 220  
manufacturing, selling, displaying, offering for sale, or dealing 221  
in motor vehicles. Places of business or departments in a place of 222  
business used to dismantle, salvage, or rebuild motor vehicles by 223  
means of using used parts are not considered as being maintained 224  
for the purpose of assisting or furthering the manufacturing, 225  
selling, displaying, and offering for sale or dealing in motor 226  
vehicles. 227

(X) "Operator" includes any person who drives or operates a 228  
motor vehicle upon the public highways. 229

(Y) "Chauffeur" means any operator who operates a motor 230  
vehicle, other than a taxicab, as an employee for hire; or any 231  
operator whether or not the owner of a motor vehicle, other than a 232  
taxicab, who operates such vehicle for transporting, for gain, 233  
compensation, or profit, either persons or property owned by 234  
another. Any operator of a motor vehicle who is voluntarily 235  
involved in a ridesharing arrangement is not considered an 236  
employee for hire or operating such vehicle for gain, 237  
compensation, or profit. 238



(Z) "State" includes the territories and federal districts of the United States, and the provinces of Canada.	239 240
(AA) "Public roads and highways" for vehicles includes all public thoroughfares, bridges, and culverts.	241 242
(BB) "Manufacturer's number" means the manufacturer's original serial number that is affixed to or imprinted upon the chassis or other part of the motor vehicle.	243 244 245
(CC) "Motor number" means the manufacturer's original number that is affixed to or imprinted upon the engine or motor of the vehicle.	246 247 248
(DD) "Distributor" means any person who is authorized by a motor vehicle manufacturer to distribute new motor vehicles to licensed motor vehicle dealers at an established place of business that is used exclusively for the purpose of distributing new motor vehicles to licensed motor vehicle dealers, except when the distributor also is a new motor vehicle dealer, in which case the distributor may distribute at the location of the distributor's licensed dealership.	249 250 251 252 253 254 255 256
(EE) "Ridesharing arrangement" means the transportation of persons in a motor vehicle where the transportation is incidental to another purpose of a volunteer driver and includes ridesharing arrangements known as carpools, vanpools, and buspools.	257 258 259 260
(FF) "Apportionable vehicle" means any vehicle that is used or intended for use in two or more international registration plan member jurisdictions that allocate or proportionally register vehicles, that is used for the transportation of persons for hire or designed, used, or maintained primarily for the transportation of property, and that meets any of the following qualifications:	261 262 263 264 265 266
(1) Is a power unit having a gross vehicle weight in excess of twenty-six thousand pounds;	267 268

(2) Is a power unit having three or more axles, regardless of the gross vehicle weight;	269 270
(3) Is a combination vehicle with a gross vehicle weight in excess of twenty-six thousand pounds.	271 272
"Apportionable vehicle" does not include recreational vehicles, vehicles displaying restricted plates, city pick-up and delivery vehicles, buses used for the transportation of chartered parties, or vehicles owned and operated by the United States, this state, or any political subdivisions thereof.	273 274 275 276 277
(GG) "Chartered party" means a group of persons who contract as a group to acquire the exclusive use of a passenger-carrying motor vehicle at a fixed charge for the vehicle in accordance with the carrier's tariff, lawfully on file with the United States department of transportation, for the purpose of group travel to a specified destination or for a particular itinerary, either agreed upon in advance or modified by the chartered group after having left the place of origin.	278 279 280 281 282 283 284 285
(HH) "International registration plan" means a reciprocal agreement of member jurisdictions that is endorsed by the American association of motor vehicle administrators, and that promotes and encourages the fullest possible use of the highway system by authorizing apportioned registration of fleets of vehicles and recognizing registration of vehicles apportioned in member jurisdictions.	286 287 288 289 290 291 292
(II) "Restricted plate" means a license plate that has a restriction of time, geographic area, mileage, or commodity, and includes license plates issued to farm trucks under division (J) of section 4503.04 of the Revised Code.	293 294 295 296
(JJ) "Gross vehicle weight," with regard to any commercial car, trailer, semitrailer, or bus that is taxed at the rates established under section 4503.042 of the Revised Code, means the	297 298 299

unladen weight of the vehicle fully equipped plus the maximum 300  
weight of the load to be carried on the vehicle. 301

(KK) "Combined gross vehicle weight" with regard to any 302  
combination of a commercial car, trailer, and semitrailer, that is 303  
taxed at the rates established under section 4503.042 of the 304  
Revised Code, means the total unladen weight of the combination of 305  
vehicles fully equipped plus the maximum weight of the load to be 306  
carried on that combination of vehicles. 307

(LL) "Chauffeured limousine" means a motor vehicle that is 308  
designed to carry nine or fewer passengers and is operated for 309  
hire on an hourly basis pursuant to a prearranged contract for the 310  
transportation of passengers on public roads and highways along a 311  
route under the control of the person hiring the vehicle and not 312  
over a defined and regular route. "Prearranged contract" means an 313  
agreement, made in advance of boarding, to provide transportation 314  
from a specific location in a chauffeured limousine at a fixed 315  
rate per hour or trip. "Chauffeured limousine" does not include 316  
any vehicle that is used exclusively in the business of funeral 317  
directing. 318

(MM) "Manufactured home" has the same meaning as in division 319  
(C)(4) of section 3781.06 of the Revised Code. 320

(NN) "Acquired situs," with respect to a manufactured home or 321  
a mobile home, means to become located in this state by the 322  
placement of the home on real property, but does not include the 323  
placement of a manufactured home or a mobile home in the inventory 324  
of a new motor vehicle dealer or the inventory of a manufacturer, 325  
remanufacturer, or distributor of manufactured or mobile homes. 326

(OO) "Electronic" includes electrical, digital, magnetic, 327  
optical, electromagnetic, or any other form of technology that 328  
entails capabilities similar to these technologies. 329

(PP) "Electronic record" means a record generated, 330

communicated, received, or stored by electronic means for use in 331  
an information system or for transmission from one information 332  
system to another. 333

(QQ) "Electronic signature" means a signature in electronic 334  
form attached to or logically associated with an electronic 335  
record. 336

(RR) "Financial transaction device" has the same meaning as 337  
in division (A) of section 113.40 of the Revised Code. 338

(SS) "Electronic motor vehicle dealer" means a motor vehicle 339  
dealer licensed under Chapter 4517. of the Revised Code whom the 340  
registrar of motor vehicles determines meets the criteria 341  
designated in section 4503.035 of the Revised Code for electronic 342  
motor vehicle dealers and designates as an electronic motor 343  
vehicle dealer under that section. 344

(TT) "Electric personal assistive mobility device" means a 345  
self-balancing two non-tandem wheeled device that is designed to 346  
transport only one person, has an electric propulsion system of an 347  
average of seven hundred fifty watts, and when ridden on a paved 348  
level surface by an operator who weighs one hundred seventy pounds 349  
has a maximum speed of less than twenty miles per hour. 350

(UU) "Limited driving privileges" means the privilege to 351  
operate a motor vehicle that a court grants under section 4510.021 352  
of the Revised Code to a person whose driver's or commercial 353  
driver's license or permit or nonresident operating privilege has 354  
been suspended. 355

(VV) "Utility vehicle" means a self-propelled vehicle 356  
designed with a bed, principally for the purpose of transporting 357  
material or cargo in connection with construction, agricultural, 358  
forestry, grounds maintenance, lawn and garden, materials 359  
handling, or similar activities. 360

Sec. 4507.03. (A)(1) No person shall be required to obtain a 361  
driver's or commercial driver's license for the purpose of 362  
temporarily driving ~~or~~, operating, drawing, moving, or propelling 363  
a road roller, ~~or~~ road machinery, ~~or~~ any farm tractor or implement 364  
of husbandry, temporarily drawn, moved, or propelled upon the a 365  
street or highway. 366

(2) No person shall be required to obtain a driver's or 367  
commercial driver's license for the purpose of temporarily 368  
driving, operating, drawing, moving, or propelling any 369  
agricultural tractor or implement of husbandry upon a street or 370  
highway at a speed of twenty-five miles per hour or less. 371

(3) No person shall drive, operate, draw, move, or propel any 372  
agricultural tractor or implement of husbandry upon a street or 373  
highway at a speed greater than twenty-five miles per hour unless 374  
the person has a current, valid driver's or commercial driver's 375  
license. 376

(B) Every person on active duty in the military or naval 377  
forces of the United States, when furnished with a driver's permit 378  
and when operating an official motor vehicle in connection with 379  
such duty, is exempt from the license requirements of Chapters 380  
4506. and 4507. of the Revised Code. 381

Every person on active duty in the military or naval forces 382  
of the United States or in service with the peace corps, 383  
volunteers in service to America, or the foreign service of the 384  
United States, is exempt from the license requirements of such 385  
sections for the period of ~~his~~ the person's active duty or service 386  
and for six months thereafter, provided such person was a licensee 387  
under such sections at the time ~~he~~ the person commenced such 388  
active duty or service. This section does not prevent such person 389  
from making an application, as provided in division (C) of section 390  
4507.10 of the Revised Code, for the renewal of a driver's license 391

or motorcycle operator's endorsement or as provided in section 392  
4506.14 of the Revised Code for the renewal of a commercial 393  
driver's license during the period of ~~his~~ the person's active duty 394  
or service. 395

(C) Whoever violates division (A)(3) of this section is 396  
guilty of a misdemeanor of the first degree. 397

**Sec. 4511.01.** As used in this chapter and in Chapter 4513. of 398  
the Revised Code: 399

(A) "Vehicle" means every device, including a motorized 400  
bicycle, in, upon, or by which any person or property may be 401  
transported or drawn upon a highway, except that "vehicle" does 402  
not include any motorized wheelchair, any electric personal 403  
assistive mobility device, any device that is moved by power 404  
collected from overhead electric trolley wires or that is used 405  
exclusively upon stationary rails or tracks, or any device, other 406  
than a bicycle, that is moved by human power. 407

(B) "Motor vehicle" means every vehicle propelled or drawn by 408  
power other than muscular power or power collected from overhead 409  
electric trolley wires, except motorized bicycles, road rollers, 410  
traction engines, power shovels, power cranes, and other equipment 411  
used in construction work and not designed for or employed in 412  
general highway transportation, hole-digging machinery, 413  
well-drilling machinery, ditch-digging machinery, farm machinery, 414  
~~trailers used to transport agricultural produce or agricultural~~ 415  
~~production materials between a local place of storage or supply~~ 416  
~~and the farm when drawn or towed on a street or highway at a speed~~ 417  
~~of twenty five miles per hour or less, threshing machinery,~~ 418  
~~hay baling machinery, agricultural tractors and machinery used in~~ 419  
~~the production of horticultural, floricultural, agricultural, and~~ 420  
~~vegetable products,~~ and trailers designed and used exclusively to 421  
transport a boat between a place of storage and a marina, or in 422

and around a marina, when drawn or towed on a street or highway 423  
for a distance of no more than ten miles and at a speed of 424  
twenty-five miles per hour or less. 425

(C) "Motorcycle" means every motor vehicle, other than a 426  
tractor, having a saddle for the use of the operator and designed 427  
to travel on not more than three wheels in contact with the 428  
ground, including, but not limited to, motor vehicles known as 429  
"motor-driven cycle," "motor scooter," or "motorcycle" without 430  
regard to weight or brake horsepower. 431

(D) "Emergency vehicle" means emergency vehicles of 432  
municipal, township, or county departments or public utility 433  
corporations when identified as such as required by law, the 434  
director of public safety, or local authorities, and motor 435  
vehicles when commandeered by a police officer. 436

(E) "Public safety vehicle" means any of the following: 437

(1) Ambulances, including private ambulance companies under 438  
contract to a municipal corporation, township, or county, and 439  
private ambulances and nontransport vehicles bearing license 440  
plates issued under section 4503.49 of the Revised Code; 441

(2) Motor vehicles used by public law enforcement officers or 442  
other persons sworn to enforce the criminal and traffic laws of 443  
the state; 444

(3) Any motor vehicle when properly identified as required by 445  
the director of public safety, when used in response to fire 446  
emergency calls or to provide emergency medical service to ill or 447  
injured persons, and when operated by a duly qualified person who 448  
is a member of a volunteer rescue service or a volunteer fire 449  
department, and who is on duty pursuant to the rules or directives 450  
of that service. The state fire marshal shall be designated by the 451  
director of public safety as the certifying agency for all public 452  
safety vehicles described in division (E)(3) of this section. 453

(4) Vehicles used by fire departments, including motor 454  
vehicles when used by volunteer fire fighters responding to 455  
emergency calls in the fire department service when identified as 456  
required by the director of public safety. 457

Any vehicle used to transport or provide emergency medical 458  
service to an ill or injured person, when certified as a public 459  
safety vehicle, shall be considered a public safety vehicle when 460  
transporting an ill or injured person to a hospital regardless of 461  
whether such vehicle has already passed a hospital. 462

(5) Vehicles used by the motor carrier enforcement unit for 463  
the enforcement of orders and rules of the public utilities 464  
commission as specified in section 5503.34 of the Revised Code. 465

(F) "School bus" means every bus designed for carrying more 466  
than nine passengers that is owned by a public, private, or 467  
governmental agency or institution of learning and operated for 468  
the transportation of children to or from a school session or a 469  
school function, or owned by a private person and operated for 470  
compensation for the transportation of children to or from a 471  
school session or a school function, provided "school bus" does 472  
not include a bus operated by a municipally owned transportation 473  
system, a mass transit company operating exclusively within the 474  
territorial limits of a municipal corporation, or within such 475  
limits and the territorial limits of municipal corporations 476  
immediately contiguous to such municipal corporation, nor a common 477  
passenger carrier certified by the public utilities commission 478  
unless such bus is devoted exclusively to the transportation of 479  
children to and from a school session or a school function, and 480  
"school bus" does not include a van or bus used by a licensed 481  
child day-care center or type A family day-care home to transport 482  
children from the child day-care center or type A family day-care 483  
home to a school if the van or bus does not have more than fifteen 484  
children in the van or bus at any time. 485



(G) "Bicycle" means every device, other than a tricycle 486  
designed solely for use as a play vehicle by a child, propelled 487  
solely by human power upon which any person may ride having either 488  
two tandem wheels, or one wheel in the front and two wheels in the 489  
rear, any of which is more than fourteen inches in diameter. 490

(H) "Motorized bicycle" means any vehicle having either two 491  
tandem wheels or one wheel in the front and two wheels in the 492  
rear, that is capable of being pedaled and is equipped with a 493  
helper motor of not more than fifty cubic centimeters piston 494  
displacement that produces no more than one brake horsepower and 495  
is capable of propelling the vehicle at a speed of no greater than 496  
twenty miles per hour on a level surface. 497

(I) "Commercial tractor" means every motor vehicle having 498  
motive power designed or used for drawing other vehicles and not 499  
so constructed as to carry any load thereon, or designed or used 500  
for drawing other vehicles while carrying a portion of such other 501  
vehicles, or load thereon, or both. 502

(J) "Agricultural tractor" means every self-propelling 503  
vehicle designed or used for drawing other vehicles or wheeled 504  
machinery but having no provision for carrying loads independently 505  
of such other vehicles, and used principally for agricultural 506  
purposes. 507

(K) "Truck" means every motor vehicle, except trailers and 508  
semitrailers, designed and used to carry property. 509

(L) "Bus" means every motor vehicle designed for carrying 510  
more than nine passengers and used for the transportation of 511  
persons other than in a ridesharing arrangement, and every motor 512  
vehicle, automobile for hire, or funeral car, other than a taxicab 513  
or motor vehicle used in a ridesharing arrangement, designed and 514  
used for the transportation of persons for compensation. 515

(M) "Trailer" means every vehicle designed or used for 516

carrying persons or property wholly on its own structure and for 517  
being drawn by a motor vehicle, including any such vehicle when 518  
formed by or operated as a combination of a "semitrailer" and a 519  
vehicle of the dolly type, such as that commonly known as a 520  
"trailer dolly," a vehicle used to transport agricultural produce 521  
or agricultural production materials between a local place of 522  
storage or supply and the farm when drawn or towed on a street or 523  
highway at a speed greater than twenty-five miles per hour, and a 524  
vehicle designed and used exclusively to transport a boat between 525  
a place of storage and a marina, or in and around a marina, when 526  
drawn or towed on a street or highway for a distance of more than 527  
ten miles or at a speed of more than twenty-five miles per hour. 528

(N) "Semitrailer" means every vehicle designed or used for 529  
carrying persons or property with another and separate motor 530  
vehicle so that in operation a part of its own weight or that of 531  
its load, or both, rests upon and is carried by another vehicle. 532

(O) "Pole trailer" means every trailer or semitrailer 533  
attached to the towing vehicle by means of a reach, pole, or by 534  
being boomed or otherwise secured to the towing vehicle, and 535  
ordinarily used for transporting long or irregular shaped loads 536  
such as poles, pipes, or structural members capable, generally, of 537  
sustaining themselves as beams between the supporting connections. 538

(P) "Railroad" means a carrier of persons or property 539  
operating upon rails placed principally on a private right-of-way. 540

(Q) "Railroad train" means a steam engine or an electric or 541  
other motor, with or without cars coupled thereto, operated by a 542  
railroad. 543

(R) "Streetcar" means a car, other than a railroad train, for 544  
transporting persons or property, operated upon rails principally 545  
within a street or highway. 546

(S) "Trackless trolley" means every car that collects its 547

power from overhead electric trolley wires and that is not 548  
operated upon rails or tracks. 549

(T) "Explosives" means any chemical compound or mechanical 550  
mixture that is intended for the purpose of producing an explosion 551  
that contains any oxidizing and combustible units or other 552  
ingredients in such proportions, quantities, or packing that an 553  
ignition by fire, by friction, by concussion, by percussion, or by 554  
a detonator of any part of the compound or mixture may cause such 555  
a sudden generation of highly heated gases that the resultant 556  
gaseous pressures are capable of producing destructive effects on 557  
contiguous objects, or of destroying life or limb. Manufactured 558  
articles shall not be held to be explosives when the individual 559  
units contain explosives in such limited quantities, of such 560  
nature, or in such packing, that it is impossible to procure a 561  
simultaneous or a destructive explosion of such units, to the 562  
injury of life, limb, or property by fire, by friction, by 563  
concussion, by percussion, or by a detonator, such as fixed 564  
ammunition for small arms, firecrackers, or safety fuse matches. 565

(U) "Flammable liquid" means any liquid that has a flash 566  
point of seventy degrees ~~Fahrenheit~~ fahrenheit, or less, as 567  
determined by a tagliabue or equivalent closed cup test device. 568

(V) "Gross weight" means the weight of a vehicle plus the 569  
weight of any load thereon. 570

(W) "Person" means every natural person, firm, 571  
co-partnership, association, or corporation. 572

(X) "Pedestrian" means any natural person afoot. 573

(Y) "Driver or operator" means every person who drives or is 574  
in actual physical control of a vehicle, trackless trolley, or 575  
streetcar. 576

(Z) "Police officer" means every officer authorized to direct 577

or regulate traffic, or to make arrests for violations of traffic regulations. 578  
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(AA) "Local authorities" means every county, municipal, and other local board or body having authority to adopt police regulations under the constitution and laws of this state. 580  
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(BB) "Street" or "highway" means the entire width between the boundary lines of every way open to the use of the public as a thoroughfare for purposes of vehicular travel. 583  
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(CC) "Controlled-access highway" means every street or highway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by the public authority having jurisdiction over such street or highway. 586  
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(DD) "Private road or driveway" means every way or place in private ownership used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons. 592  
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(EE) "Roadway" means that portion of a highway improved, designed, or ordinarily used for vehicular travel, except the berm or shoulder. If a highway includes two or more separate roadways the term "roadway" means any such roadway separately but not all such roadways collectively. 596  
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(FF) "Sidewalk" means that portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for the use of pedestrians. 601  
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(GG) "Laned highway" means a highway the roadway of which is divided into two or more clearly marked lanes for vehicular traffic. 604  
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(HH) "Through highway" means every street or highway as 607

provided in section 4511.65 of the Revised Code.

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(II) "State highway" means a highway under the jurisdiction of the department of transportation, outside the limits of municipal corporations, provided that the authority conferred upon the director of transportation in section 5511.01 of the Revised Code to erect state highway route markers and signs directing traffic shall not be modified by sections 4511.01 to 4511.79 and 4511.99 of the Revised Code.

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(JJ) "State route" means every highway that is designated with an official state route number and so marked.

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(KK) "Intersection" means:

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(1) The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of two highways which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict.

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(2) Where a highway includes two roadways thirty feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. If an intersecting highway also includes two roadways thirty feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection.

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(3) The junction of an alley with a street or highway, or with another alley, shall not constitute an intersection.

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(LL) "Crosswalk" means:

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(1) That part of a roadway at intersections ordinarily included within the real or projected prolongation of property lines and curb lines or, in the absence of curbs, the edges of the

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traversable roadway; 638

(2) Any portion of a roadway at an intersection or elsewhere, 639  
distinctly indicated for pedestrian crossing by lines or other 640  
markings on the surface; 641

(3) Notwithstanding divisions (LL)(1) and (2) of this 642  
section, there shall not be a crosswalk where local authorities 643  
have placed signs indicating no crossing. 644

(MM) "Safety zone" means the area or space officially set 645  
apart within a roadway for the exclusive use of pedestrians and 646  
protected or marked or indicated by adequate signs as to be 647  
plainly visible at all times. 648

(NN) "Business district" means the territory fronting upon a 649  
street or highway, including the street or highway, between 650  
successive intersections within municipal corporations where fifty 651  
per cent or more of the frontage between such successive 652  
intersections is occupied by buildings in use for business, or 653  
within or outside municipal corporations where fifty per cent or 654  
more of the frontage for a distance of three hundred feet or more 655  
is occupied by buildings in use for business, and the character of 656  
such territory is indicated by official traffic control devices. 657

(OO) "Residence district" means the territory, not comprising 658  
a business district, fronting on a street or highway, including 659  
the street or highway, where, for a distance of three hundred feet 660  
or more, the frontage is improved with residences or residences 661  
and buildings in use for business. 662

(PP) "Urban district" means the territory contiguous to and 663  
including any street or highway which is built up with structures 664  
devoted to business, industry, or dwelling houses situated at 665  
intervals of less than one hundred feet for a distance of a 666  
quarter of a mile or more, and the character of such territory is 667  
indicated by official traffic control devices. 668

(QQ) "Traffic control devices" means all flaggers, signs, signals, markings, and devices placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning, or guiding traffic, including signs denoting names of streets and highways.

(RR) "Traffic control signal" means any device, whether manually, electrically, or mechanically operated, by which traffic is alternately directed to stop, to proceed, to change direction, or not to change direction.

(SS) "Railroad sign or signal" means any sign, signal, or device erected by authority of a public body or official or by a railroad and intended to give notice of the presence of railroad tracks or the approach of a railroad train.

(TT) "Traffic" means pedestrians, ridden or herded animals, vehicles, streetcars, trackless trolleys, and other devices, either singly or together, while using any highway for purposes of travel.

(UU) "Right-of-way" means either of the following, as the context requires:

(1) The right of a vehicle, streetcar, trackless trolley, or pedestrian to proceed uninterruptedly in a lawful manner in the direction in which it or the individual is moving in preference to another vehicle, streetcar, trackless trolley, or pedestrian approaching from a different direction into its or the individual's path;

(2) A general term denoting land, property, or the interest therein, usually in the configuration of a strip, acquired for or devoted to transportation purposes. When used in this context, right-of-way includes the roadway, shoulders or berm, ditch, and slopes extending to the right-of-way limits under the control of the state or local authority.

(VV) "Rural mail delivery vehicle" means every vehicle used to deliver United States mail on a rural mail delivery route.	700 701
(WW) "Funeral escort vehicle" means any motor vehicle, including a funeral hearse, while used to facilitate the movement of a funeral procession.	702 703 704
(XX) "Alley" means a street or highway intended to provide access to the rear or side of lots or buildings in urban districts and not intended for the purpose of through vehicular traffic, and includes any street or highway that has been declared an "alley" by the legislative authority of the municipal corporation in which such street or highway is located.	705 706 707 708 709 710
(YY) "Freeway" means a divided multi-lane highway for through traffic with all crossroads separated in grade and with full control of access.	711 712 713
(ZZ) "Expressway" means a divided arterial highway for through traffic with full or partial control of access with an excess of fifty per cent of all crossroads separated in grade.	714 715 716
(AAA) "Thruway" means a through highway whose entire roadway is reserved for through traffic and on which roadway parking is prohibited.	717 718 719
(BBB) "Stop intersection" means any intersection at one or more entrances of which stop signs are erected.	720 721
(CCC) "Arterial street" means any United States or state numbered route, controlled access highway, or other major radial or circumferential street or highway designated by local authorities within their respective jurisdictions as part of a major arterial system of streets or highways.	722 723 724 725 726
(DDD) "Ridesharing arrangement" means the transportation of persons in a motor vehicle where such transportation is incidental to another purpose of a volunteer driver and includes ridesharing	727 728 729



arrangements known as carpools, vanpools, and buspools.	730
(EEE) "Motorized wheelchair" means any self-propelled vehicle designed for, and used by, a handicapped person and that is incapable of a speed in excess of eight miles per hour.	731 732 733
(FFF) "Child day-care center" and "type A family day-care home" have the same meanings as in section 5104.01 of the Revised Code.	734 735 736
(GGG) "Multi-wheel agricultural tractor" means a type of agricultural tractor that has two or more wheels or tires on each side of one axle at the rear of the tractor, is designed or used for drawing other vehicles or wheeled machinery, has no provision for carrying loads independently of the drawn vehicles or machinery, and is used principally for agricultural purposes.	737 738 739 740 741 742
(HHH) "Operate" means to cause or have caused movement of a vehicle, streetcar, or trackless trolley.	743 744
(III) "Predicate motor vehicle or traffic offense" means any of the following:	745 746
(1) A violation of section 4511.03, 4511.051, 4511.12, 4511.132, 4511.16, 4511.20, 4511.201, 4511.21, 4511.211, 4511.213, 4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28, 4511.29, 4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35, 4511.36, 4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42, 4511.43, 4511.431, 4511.432, 4511.44, 4511.441, 4511.451, 4511.452, 4511.46, 4511.47, 4511.48, 4511.481, 4511.49, 4511.50, 4511.511, 4511.53, 4511.54, 4511.55, 4511.56, 4511.57, 4511.58, 4511.59, 4511.60, 4511.61, 4511.64, 4511.66, 4511.661, 4511.68, 4511.70, 4511.701, 4511.71, 4511.711, 4511.712, 4511.713, 4511.72, 4511.73, 4511.763, 4511.771, 4511.78, or 4511.84 of the Revised Code;	747 748 749 750 751 752 753 754 755 756 757
(2) A violation of division (A)(2) of section 4511.17, divisions (A) to (D) of section 4511.51, or division (A) of	758 759

section 4511.74 of the Revised Code;

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(3) A violation of any provision of sections 4511.01 to 4511.76 of the Revised Code for which no penalty otherwise is provided in the section that contains the provision violated;

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(4) A violation of a municipal ordinance that is substantially similar to any section or provision set forth or described in division (III)(1), (2), or (3) of this section.

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**Sec. 4513.11.** (A) All vehicles other than bicycles, including animal-drawn vehicles and vehicles referred to in division (G) of section 4513.02 of the Revised Code, not specifically required to be equipped with lamps or other lighting devices by sections 4513.03 to 4513.10 of the Revised Code, shall, at the times specified in section 4513.03 of the Revised Code, be equipped with at least one lamp displaying a white light visible from a distance of not less than one thousand feet to the front of the vehicle, and also shall be equipped with two lamps displaying red light visible from a distance of not less than one thousand feet to the rear of the vehicle, or as an alternative, one lamp displaying a red light visible from a distance of not less than one thousand feet to the rear and two red reflectors visible from all distances of six hundred feet to one hundred feet to the rear when illuminated by the lawful lower beams of headlamps.

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Lamps and reflectors required or authorized by this section shall meet standards adopted by the director of public safety.

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(B) All boat trailers, farm machinery, and other machinery, including all road construction machinery, upon a street or highway, except when being used in actual construction and maintenance work in an area guarded by a flagperson, or where flares are used, or when operating or traveling within the limits of a construction area designated by the director of

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transportation, a city engineer, or the county engineer of the 790  
several counties, when such construction area is marked in 791  
accordance with requirements of the director and the manual of 792  
uniform traffic control devices, as set forth in section 4511.09 793  
of the Revised Code, which is designed for operation at a speed of 794  
twenty-five miles per hour or less shall be operated at a speed 795  
not exceeding twenty-five miles per hour, and shall display a 796  
triangular slow-moving vehicle emblem (SMV). The emblem shall be 797  
mounted so as to be visible from a distance of not less than five 798  
hundred feet to the rear. The director of public safety shall 799  
adopt standards and specifications for the design and position of 800  
mounting the SMV emblem. The standards and specifications for SMV 801  
emblems referred to in this section shall correlate with and, so 802  
far as possible, conform with those approved by the American 803  
society of agricultural engineers. 804

As used in this division, "machinery" does not include any 805  
vehicle designed to be drawn by an animal. 806

(C) The use of the SMV emblem shall be restricted to 807  
animal-drawn vehicles, and to the slow-moving vehicles specified 808  
in division (B) of this section operating or traveling within the 809  
limits of the highway. Its use on slow-moving vehicles being 810  
transported upon other types of vehicles or on any other type of 811  
vehicle or stationary object on the highway is prohibited. 812

(D)(1) No person shall sell, lease, rent, or operate any boat 813  
trailer, farm machinery, or other machinery defined as a 814  
slow-moving vehicle in division (B) of this section, except those 815  
units designed to be completely mounted on a primary power unit, 816  
which is manufactured or assembled on or after April 1, 1966, 817  
unless the vehicle is equipped with a slow-moving vehicle emblem 818  
mounting device as specified in division (B) of this section. 819

(2) No person shall sell, lease, rent, or operate on a street 820

or highway any unit of farm machinery that is designed by its 821  
manufacturer to operate at a speed greater than twenty-five miles 822  
per hour unless the unit displays a slow-moving vehicle emblem as 823  
specified in division (B) of this section and a speed 824  
identification symbol that meets the specifications contained in 825  
the American society of agricultural engineers standard ANSI/ASAE 826  
S584 JAN2005, agricultural equipment: speed identification symbol 827  
(SIS). 828

(E) Any boat trailer, farm machinery, or other machinery 829  
defined as a slow-moving vehicle in division (B) of this section, 830  
in addition to the use of the slow-moving vehicle emblem, and any 831  
unit of farm machinery that is designed by its manufacturer to 832  
operate at a speed greater than twenty-five miles per hour, in 833  
addition to the display of a speed identification symbol, may be 834  
equipped with a red flashing light that shall be visible from a 835  
distance of not less than one thousand feet to the rear at all 836  
times specified in section 4513.03 of the Revised Code. When a 837  
double-faced light is used, it shall display amber light to the 838  
front and red light to the rear. 839

In addition to the lights described in this division, farm 840  
machinery and motor vehicles escorting farm machinery may display 841  
a flashing, oscillating, or rotating amber light, as permitted by 842  
section 4513.17 of the Revised Code, and also may display 843  
simultaneously flashing turn signals or warning lights, as 844  
permitted by that section. 845

(F) Every animal-drawn vehicle upon a street or highway shall 846  
at all times be equipped in one of the following ways: 847

(1) With a slow-moving vehicle emblem complying with division 848  
(B) of this section; 849

(2) With alternate reflective material complying with rules 850  
adopted under this division; 851

(3) With both a slow-moving vehicle emblem and alternate reflective material as specified in this division. 852  
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The director of public safety, subject to Chapter 119. of the Revised Code, shall adopt rules establishing standards and specifications for the position of mounting of the alternate reflective material authorized by this division. The rules shall permit, as a minimum, the alternate reflective material to be black, gray, or silver in color. The alternate reflective material shall be mounted on the animal-drawn vehicle so as to be visible, at all times specified in section 4513.03 of the Revised Code, from a distance of not less than five hundred feet to the rear when illuminated by the lawful lower beams of headlamps. 854  
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(G) Every unit of farm machinery that is designed by its manufacturer to operate at a speed greater than twenty-five miles per hour shall display a slow-moving vehicle emblem and a speed identification symbol that meets the specifications contained in the American society of agricultural engineers standard ANSI/ASAE S584 JAN2005, agricultural equipment: speed identification symbol (SIS) when the unit is operated upon a street or highway, irrespective of the speed at which the unit is operated on the street or highway. The speed identification symbol shall indicate the maximum speed in miles per hour at which the unit of farm machinery is designed by its manufacturer to operate. The display of the speed identification symbol shall be in accordance with the standard prescribed in this division, except that a unit of farm machinery that is designed by its manufacturer to be operated at a speed not exceeding twenty-five miles per hour and a unit of farm machinery for which the manufacturer did not assign at the time of manufacture a maximum speed in miles per hour that the unit was designed to operate shall display a slow-moving vehicle emblem and shall not display a speed identification symbol. 864  
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When two or more units of farm machinery are operated in 883

combination on a street or highway, the speed at which the units 884  
are operated shall not exceed the speed that is the lowest of the 885  
maximum speeds at which the units of farm machinery comprising the 886  
combination are designed by their manufacturers to operate. If the 887  
manufacturer of any such unit of farm machinery did not assign at 888  
the time of manufacture a maximum speed in miles per hour that the 889  
unit was designed to operate, the maximum speed shall be deemed to 890  
be twenty-five miles per hour. 891

(H) Whoever violates this section shall be punished as 892  
provided in section 4513.99 of the Revised Code. 893

~~(H)~~(I) As used in this section, "boat trailer" means any 894  
vehicle designed and used exclusively to transport a boat between 895  
a place of storage and a marina, or in and around a marina, when 896  
drawn or towed on a street or highway for a distance of no more 897  
than ten miles and at a speed of twenty-five miles per hour or 898  
less. 899

**Section 2.** That existing sections 4501.01, 4507.03, 4511.01, 900  
and 4513.11 of the Revised Code are hereby repealed. 901

**Section 3.** Section 4511.01 of the Revised Code is presented 902  
in this act as a composite of the section as amended by both Sub. 903  
H.B. 52 and Sub. H.B. 230 of the 125th General Assembly. The 904  
General Assembly, applying the principle stated in division (B) of 905  
section 1.52 of the Revised Code that amendments are to be 906  
harmonized if reasonably capable of simultaneous operation, finds 907  
that the composite is the resulting version of the section in 908  
effect prior to the effective date of the section as presented in 909  
this act. 910