

# As Introduced

126th General Assembly  
Regular Session  
2005-2006

S. B. No. 300

Senator Armbruster

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## A BILL

To amend sections 4501.01, 4503.07, 4503.77, 4503.78, 1  
4506.03, 4506.09, 4506.16, 4507.02, 4507.05, 2  
4507.23, 4507.53, 4511.01, 4511.75, 4511.761, 3  
4511.762, 4511.77, 4511.771, 4513.50, 5525.03, 4  
5525.09, 5531.10, 5577.05, and 5735.27 and to 5  
enact sections 4511.214, 4513.42, and 5531.11 of 6  
the Revised Code to establish conditions for the 7  
Department of Transportation to participate in 8  
environmental review of federal transportation 9  
projects, to revise State Infrastructure Bank 10  
provisions, to authorize the operation of certain 11  
special vehicles, to make changes to third-party 12  
commercial driver's license examinations and 13  
commercial driver's license disqualifications, and 14  
to modify other transportation and public safety 15  
programs. 16

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

**Section 1.** That sections 4501.01, 4503.07, 4503.77, 4503.78, 17  
4506.03, 4506.09, 4506.16, 4507.02, 4507.05, 4507.23, 4507.53, 18  
4511.01, 4511.75, 4511.761, 4511.762, 4511.77, 4511.771, 4513.50, 19  
5525.03, 5525.09, 5531.10, 5577.05, and 5735.27 be amended and 20  
sections 4511.214, 4513.42, and 5531.11 of the Revised Code be 21

enacted to read as follows: 22

**Sec. 4501.01.** As used in this chapter and Chapters 4503., 23  
4505., 4507., 4509., 4510., 4511., 4513., 4515., and 4517. of the 24  
Revised Code, and in the penal laws, except as otherwise provided: 25

(A) "Vehicles" means everything on wheels or runners, 26  
including motorized bicycles, but does not mean electric personal 27  
assistive mobility devices, vehicles that are operated exclusively 28  
on rails or tracks or from overhead electric trolley wires, and 29  
vehicles that belong to any police department, municipal fire 30  
department, or volunteer fire department, or that are used by such 31  
a department in the discharge of its functions. 32

(B) "Motor vehicle" means any vehicle, including mobile homes 33  
and recreational vehicles, that is propelled or drawn by power 34  
other than muscular power or power collected from overhead 35  
electric trolley wires. "Motor vehicle" does not include utility 36  
vehicles as defined in division (VV) of this section, motorized 37  
bicycles, road rollers, traction engines, power shovels, power 38  
cranes, and other equipment used in construction work and not 39  
designed for or employed in general highway transportation, 40  
well-drilling machinery, ditch-digging machinery, farm machinery, 41  
trailers that are used to transport agricultural produce or 42  
agricultural production materials between a local place of storage 43  
or supply and the farm when drawn or towed on a public road or 44  
highway at a speed of twenty-five miles per hour or less, 45  
threshing machinery, hay-baling machinery, corn sheller, 46  
hammermill and agricultural tractors, machinery used in the 47  
production of horticultural, agricultural, and vegetable products, 48  
and trailers that are designed and used exclusively to transport a 49  
boat between a place of storage and a marina, or in and around a 50  
marina, when drawn or towed on a public road or highway for a 51  
distance of no more than ten miles and at a speed of twenty-five 52

miles per hour or less.

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

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

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

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

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

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

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(M) "Trailer" means any vehicle without motive power that is  
designed or used for carrying property or persons wholly on its  
own structure and for being drawn by a motor vehicle, and includes  
any such vehicle that is formed by or operated as a combination of

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a semitrailer and a vehicle of the dolly type such as that  
commonly known as a trailer dolly, a vehicle used to transport  
agricultural produce or agricultural production materials between  
a local place of storage or supply and the farm when drawn or  
towed on a public road or highway at a speed greater than  
twenty-five miles per hour, and a vehicle that is designed and  
used exclusively to transport a boat between a place of storage  
and a marina, or in and around a marina, when drawn or towed on a  
public road or highway for a distance of more than ten miles or at  
a speed of more than twenty-five miles per hour. "Trailer" does  
not include a manufactured home or travel trailer.

(N) "Noncommercial trailer" means any trailer, except a  
travel trailer or trailer that is used to transport a boat as  
described in division (B) of this section, but, where applicable,  
includes a vehicle that is used to transport a boat as described  
in division (M) of this section, that has a gross weight of no  
more than three thousand pounds, and that is used exclusively for  
purposes other than engaging in business for a profit.

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

(P) "Semitrailer" means any vehicle of the trailer type that  
does not have motive power and is so designed or used with another  
and separate motor vehicle that in operation a part of its own  
weight or that of its load, or both, rests upon and is carried by  
the other vehicle furnishing the motive power for propelling

itself and the vehicle referred to in this division, and includes, 147  
for the purpose only of registration and taxation under those 148  
chapters, any vehicle of the dolly type, such as a trailer dolly, 149  
that is designed or used for the conversion of a semitrailer into 150  
a trailer. 151

(Q) "Recreational vehicle" means a vehicular portable 152  
structure that meets all of the following conditions: 153

(1) It is designed for the sole purpose of recreational 154  
travel. 155

(2) It is not used for the purpose of engaging in business 156  
for profit. 157

(3) It is not used for the purpose of engaging in intrastate 158  
commerce. 159

(4) It is not used for the purpose of commerce as defined in 160  
49 C.F.R. 383.5, as amended. 161

(5) It is not regulated by the public utilities commission 162  
pursuant to Chapter 4919., 4921., or 4923. of the Revised Code. 163

(6) It is classed as one of the following: 164

(a) "Travel trailer" means a nonself-propelled recreational 165  
vehicle that does not exceed an overall length of thirty-five 166  
feet, exclusive of bumper and tongue or coupling, and contains 167  
less than three hundred twenty square feet of space when erected 168  
on site. "Travel trailer" includes a tent-type fold-out camping 169  
trailer as defined in section 4517.01 of the Revised Code. 170

(b) "Motor home" means a self-propelled recreational vehicle 171  
that has no fifth wheel and is constructed with permanently 172  
installed facilities for cold storage, cooking and consuming of 173  
food, and for sleeping. 174

(c) "Truck camper" means a nonself-propelled recreational 175  
vehicle that does not have wheels for road use and is designed to 176

be placed upon and attached to a motor vehicle. "Truck camper" 177  
does not include truck covers that consist of walls and a roof, 178  
but do not have floors and facilities enabling them to be used as 179  
a dwelling. 180

(d) "Fifth wheel trailer" means a vehicle that is of such 181  
size and weight as to be movable without a special highway permit, 182  
that has a gross trailer area of four hundred square feet or less, 183  
that is constructed with a raised forward section that allows a 184  
bi-level floor plan, and that is designed to be towed by a vehicle 185  
equipped with a fifth-wheel hitch ordinarily installed in the bed 186  
of a truck. 187

(e) "Park trailer" means a vehicle that is commonly known as 188  
a park model recreational vehicle, meets the American national 189  
standard institute standard A119.5 (1988) for park trailers, is 190  
built on a single chassis, has a gross trailer area of four 191  
hundred square feet or less when set up, is designed for seasonal 192  
or temporary living quarters, and may be connected to utilities 193  
necessary for the operation of installed features and appliances. 194

(R) "Pneumatic tires" means tires of rubber and fabric or 195  
tires of similar material, that are inflated with air. 196

(S) "Solid tires" means tires of rubber or similar elastic 197  
material that are not dependent upon confined air for support of 198  
the load. 199

(T) "Solid tire vehicle" means any vehicle that is equipped 200  
with two or more solid tires. 201

(U) "Farm machinery" means all machines and tools that are 202  
used in the production, harvesting, and care of farm products, and 203  
includes trailers that are used to transport agricultural produce 204  
or agricultural production materials between a local place of 205  
storage or supply and the farm when drawn or towed on a public 206  
road or highway at a speed of twenty-five miles per hour or less. 207

(V) "Owner" includes any person or firm, other than a 208  
manufacturer or dealer, that has title to a motor vehicle, except 209  
that, in sections 4505.01 to 4505.19 of the Revised Code, "owner" 210  
includes in addition manufacturers and dealers. 211

(W) "Manufacturer" and "dealer" include all persons and firms 212  
that are regularly engaged in the business of manufacturing, 213  
selling, displaying, offering for sale, or dealing in motor 214  
vehicles, at an established place of business that is used 215  
exclusively for the purpose of manufacturing, selling, displaying, 216  
offering for sale, or dealing in motor vehicles. A place of 217  
business that is used for manufacturing, selling, displaying, 218  
offering for sale, or dealing in motor vehicles shall be deemed to 219  
be used exclusively for those purposes even though snowmobiles or 220  
all-purpose vehicles are sold or displayed for sale thereat, even 221  
though farm machinery is sold or displayed for sale thereat, or 222  
even though repair, accessory, gasoline and oil, storage, parts, 223  
service, or paint departments are maintained thereat, or, in any 224  
county having a population of less than seventy-five thousand at 225  
the last federal census, even though a department in a place of 226  
business is used to dismantle, salvage, or rebuild motor vehicles 227  
by means of used parts, if such departments are operated for the 228  
purpose of furthering and assisting in the business of 229  
manufacturing, selling, displaying, offering for sale, or dealing 230  
in motor vehicles. Places of business or departments in a place of 231  
business used to dismantle, salvage, or rebuild motor vehicles by 232  
means of using used parts are not considered as being maintained 233  
for the purpose of assisting or furthering the manufacturing, 234  
selling, displaying, and offering for sale or dealing in motor 235  
vehicles. 236

(X) "Operator" includes any person who drives or operates a 237  
motor vehicle upon the public highways. 238

(Y) "Chauffeur" means any operator who operates a motor 239



vehicle, other than a taxicab, as an employee for hire; or any  
operator whether or not the owner of a motor vehicle, other than a  
taxicab, who operates such vehicle for transporting, for gain,  
compensation, or profit, either persons or property owned by  
another. Any operator of a motor vehicle who is voluntarily  
involved in a ridesharing arrangement is not considered an  
employee for hire or operating such vehicle for gain,  
compensation, or profit.

(Z) "State" includes the territories and federal districts of  
the United States, and the provinces of Canada.

(AA) "Public roads and highways" for vehicles includes all  
public thoroughfares, bridges, and culverts.

(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.

(CC) "Motor number" means the manufacturer's original number  
that is affixed to or imprinted upon the engine or motor of the  
vehicle.

(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.

(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.

(FF) "Apportionable vehicle" means any vehicle that is used 270  
or intended for use in two or more international registration plan 271  
member jurisdictions that allocate or proportionally register 272  
vehicles, that is used for the transportation of persons for hire 273  
or designed, used, or maintained primarily for the transportation 274  
of property, and that meets any of the following qualifications: 275

(1) Is a power unit having a gross vehicle weight in excess 276  
of twenty-six thousand pounds; 277

(2) Is a power unit having three or more axles, regardless of 278  
the gross vehicle weight; 279

(3) Is a combination vehicle with a gross vehicle weight in 280  
excess of twenty-six thousand pounds. 281

"Apportionable vehicle" does not include recreational 282  
vehicles, vehicles displaying restricted plates, city pick-up and 283  
delivery vehicles, buses used for the transportation of chartered 284  
parties, or vehicles owned and operated by the United States, this 285  
state, or any political subdivisions thereof. 286

(GG) "Chartered party" means a group of persons who contract 287  
as a group to acquire the exclusive use of a passenger-carrying 288  
motor vehicle at a fixed charge for the vehicle in accordance with 289  
the carrier's tariff, lawfully on file with the United States 290  
department of transportation, for the purpose of group travel to a 291  
specified destination or for a particular itinerary, either agreed 292  
upon in advance or modified by the chartered group after having 293  
left the place of origin. 294

(HH) "International registration plan" means a reciprocal 295  
agreement of member jurisdictions that is endorsed by the American 296  
association of motor vehicle administrators, and that promotes and 297  
encourages the fullest possible use of the highway system by 298  
authorizing apportioned registration of fleets of vehicles and 299  
recognizing registration of vehicles apportioned in member 300

jurisdictions. 301

(II) "Restricted plate" means a license plate that has a 302  
restriction of time, geographic area, mileage, or commodity, and 303  
includes license plates issued to farm trucks under division (J) 304  
of section 4503.04 of the Revised Code. 305

(JJ) "Gross vehicle weight," with regard to any commercial 306  
car, trailer, semitrailer, or bus that is taxed at the rates 307  
established under section 4503.042 of the Revised Code, means the 308  
unladen weight of the vehicle fully equipped plus the maximum 309  
weight of the load to be carried on the vehicle. 310

(KK) "Combined gross vehicle weight" with regard to any 311  
combination of a commercial car, trailer, and semitrailer, that is 312  
taxed at the rates established under section 4503.042 of the 313  
Revised Code, means the total unladen weight of the combination of 314  
vehicles fully equipped plus the maximum weight of the load to be 315  
carried on that combination of vehicles. 316

(LL) "Chauffeured limousine" means a motor vehicle that is 317  
designed to carry nine or fewer passengers and is operated for 318  
hire on an hourly basis pursuant to a prearranged contract for the 319  
transportation of passengers on public roads and highways along a 320  
route under the control of the person hiring the vehicle and not 321  
over a defined and regular route. "Prearranged contract" means an 322  
agreement, made in advance of boarding, to provide transportation 323  
from a specific location in a chauffeured limousine at a fixed 324  
rate per hour or trip. "Chauffeured limousine" does not include 325  
any vehicle that is used exclusively in the business of funeral 326  
directing. 327

(MM) "Manufactured home" has the same meaning as in division 328  
(C)(4) of section 3781.06 of the Revised Code. 329

(NN) "Acquired situs," with respect to a manufactured home or 330  
a mobile home, means to become located in this state by the 331

placement of the home on real property, but does not include the 332  
placement of a manufactured home or a mobile home in the inventory 333  
of a new motor vehicle dealer or the inventory of a manufacturer, 334  
remanufacturer, or distributor of manufactured or mobile homes. 335

(OO) "Electronic" includes electrical, digital, magnetic, 336  
optical, electromagnetic, or any other form of technology that 337  
entails capabilities similar to these technologies. 338

(PP) "Electronic record" means a record generated, 339  
communicated, received, or stored by electronic means for use in 340  
an information system or for transmission from one information 341  
system to another. 342

(QQ) "Electronic signature" means a signature in electronic 343  
form attached to or logically associated with an electronic 344  
record. 345

(RR) "Financial transaction device" has the same meaning as 346  
in division (A) of section 113.40 of the Revised Code. 347

(SS) "Electronic motor vehicle dealer" means a motor vehicle 348  
dealer licensed under Chapter 4517. of the Revised Code whom the 349  
registrar of motor vehicles determines meets the criteria 350  
designated in section 4503.035 of the Revised Code for electronic 351  
motor vehicle dealers and designates as an electronic motor 352  
vehicle dealer under that section. 353

(TT) "Electric personal assistive mobility device" means a 354  
self-balancing two non-tandem wheeled device that is designed to 355  
transport only one person, has an electric propulsion system of an 356  
average of seven hundred fifty watts, and when ridden on a paved 357  
level surface by an operator who weighs one hundred seventy pounds 358  
has a maximum speed of less than twenty miles per hour. 359

(UU) "Limited driving privileges" means the privilege to 360  
operate a motor vehicle that a court grants under section 4510.021 361

of the Revised Code to a person whose driver's or commercial  
driver's license or permit or nonresident operating privilege has  
been suspended.

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

(WW) "Low-speed vehicle" means a four-wheeled motor vehicle  
with a maximum attainable speed of at least twenty miles per hour  
but not more than twenty-five miles per hour that complies with  
the federal safety standards established in 49 C.F.R. 571.500.

**Sec. 4503.07.** In lieu of the schedule of rates for commercial  
cars fixed in section 4503.04 of the Revised Code, the fee shall  
be ten dollars for each church bus used exclusively to transport  
members of a church congregation to and from church services or  
church functions or to transport children and their authorized  
supervisors to and from any camping function sponsored by a  
nonprofit, tax-exempt, charitable or philanthropic organization. A  
church within the meaning of this section is an organized  
religious group, duly constituted with officers and a board of  
trustees, regularly holding religious services, and presided over  
or administered to by a properly accredited ecclesiastical  
officer, whose name and standing is published in the official  
publication of the officer's religious group.

The application for registration of such bus shall be  
accompanied by the following, as applicable:

(A) An affidavit, prescribed by the registrar of motor  
vehicles and signed by either the senior pastor, minister, priest,  
or rabbi of the church making application or by the head of the

governing body of the church making application, stating that the  
bus is to be used exclusively to transport members of a church  
congregation to and from church services or church functions or to  
transport children and their authorized supervisors to and from  
any camping function sponsored by a nonprofit, tax-exempt,  
charitable, or philanthropic organization;

(B) A certificate from the state highway patrol stating that  
the bus involved is safe for operation in accordance with such  
standards as are prescribed by the state highway patrol if the bus  
meets either of the following:

(1) It originally was designed by the manufacturer to  
transport sixteen or more passengers, including the driver;

(2) It has a gross vehicle weight rating of ten thousand one  
pounds or more.

The form of the license plate and the manner of its  
attachment to the vehicle shall be prescribed by the registrar.

(C) For the purpose of complying with the requirements of  
this section, the owner or other operator of a church bus may  
drive the bus directly to a state highway patrol inspection site  
and directly back to the person's place of business without a  
valid registration and without displaying a safety inspection  
decal, provided that no passengers occupy the bus during such  
operation.

**Sec. 4503.77.** (A) As used in this section, "nonstandard  
license plate" means all of the following:

(1) A license plate issued under sections 4503.52, 4503.55,  
4503.56, 4503.57, 4503.70, 4503.71, 4503.72, and 4503.75 of the  
Revised Code;

(2) A license plate issued under a program that is  
reestablished under division (D) of this section and that meets

the requirements contained in division (B) of section 4503.78 of  
the Revised Code;

(3) Except as may otherwise be specifically provided by law,  
any license plate created after the effective date of this  
section.

(B)(1) If, during any calendar year commencing with 1998, the  
total number of motor vehicle registrations involving a particular  
type of nonstandard license plate is less than one thousand,  
including both new registrations and registration renewals, the  
registrar of motor vehicles, on or after the first day of January,  
but not later than the fifteenth day of January of the following  
year, shall send a written notice to the sponsor of that type of  
nonstandard license plate, if a sponsor exists, informing the  
sponsor of this fact. The registrar also shall inform the sponsor  
that if, during the calendar year in which the written notice is  
sent, the total number of motor vehicle registrations involving  
the sponsor's nonstandard license plate again is less than one  
thousand, the program involving that type of nonstandard license  
plate will be terminated on the thirty-first day of December of  
the calendar year in which the written notice is sent and, except  
as provided in division (C) of this section, no motor vehicle  
registration application involving ~~either the actual issuance of~~  
~~that type of nonstandard license plate or the registration renewal~~  
~~of a motor vehicle displaying that type of nonstandard license~~  
~~plate~~ will be accepted by the registrar or a deputy registrar  
beginning the first day of January of the next calendar year. The  
registrar also shall inform the sponsor that if the program  
involving the sponsor's nonstandard license plate is terminated  
under this section, it may be reestablished pursuant to division  
(D) of this section.

(2) If, during any calendar year commencing with 1998, the  
total number of motor vehicle registrations involving a particular

type of nonstandard license plate is less than one thousand,  
including both new registrations and registration renewals, and no  
sponsor exists for that license plate, the registrar shall issue a  
public notice on or after the first day of January, but not later  
than the fifteenth day of January of the following year, stating  
that fact. The notice also shall inform the public that if, during  
the calendar year in which the registrar issues the public notice,  
the total number of motor vehicle registrations for that type of  
nonstandard license plate, including both new registrations and  
registration renewals, again is less than one thousand, the  
program involving that type of nonstandard license plate will be  
terminated on the thirty-first day of December of the calendar  
year in which the registrar issues the public notice and, except  
as provided in division (C) of this section, no motor vehicle  
registration application involving ~~either the actual issuance of~~  
~~that type of nonstandard license plate or the registration renewal~~  
~~of a motor vehicle displaying that type of nonstandard license~~  
~~plate~~ will be accepted by the registrar or a deputy registrar  
beginning on the first day of January of the next calendar year.

(C) If the program involving a type of nonstandard license  
plate is terminated under division (B) of this section, the  
registrar or deputy registrar shall not accept a motor vehicle  
registration application involving the actual issuance of that  
type of nonstandard license plate. The registrar or deputy  
registrar may accept a registration renewal application for the  
registration of any motor vehicle displaying that type of  
nonstandard license plate at the time of termination may be  
renewed so long as the nonstandard license plates remain  
serviceable. If the nonstandard license plates of such a motor  
vehicle become unfit for service, the owner of the motor vehicle  
may apply for the issuance of nonstandard license plates of that  
same type, but the registrar or deputy registrar shall issue such



nonstandard license plates only if at the time of application the 486  
stock of the bureau contains license plates of that type of 487  
nonstandard license plate. If, at the time of such application, 488  
the stock of the bureau does not contain license plates of that 489  
type of nonstandard license plate, the registrar or deputy 490  
registrar shall inform the owner of that fact, and the application 491  
shall be refused. 492

If the program involving a type of nonstandard license plate 493  
is terminated under division (B) of this section and the 494  
registration of motor vehicles displaying such license plates 495  
continues as permitted by this division, the registrar, for as 496  
long as such registrations continue to be issued, shall continue 497  
to collect and distribute any contribution that was required to be 498  
collected and distributed prior to the termination of that 499  
program. 500

(D) If the program involving a nonstandard license plate is 501  
terminated under division (B)(1) of this section, the sponsor of 502  
that license plate may apply to the registrar for the 503  
reestablishment of the program. If the program involving that 504  
nonstandard license plate is reestablished, the reestablishment is 505  
subject to division (B) of section 4503.78 of the Revised Code. 506

**Sec. 4503.78.** (A) Except as may otherwise be specifically 507  
provided by law, ~~after the effective date of this section,~~ the 508  
registrar of motor vehicles shall not ~~be required to~~ implement any 509  
legislation that creates a license plate and provides for its 510  
issuance until the registrar receives written statements from not 511  
less than one thousand persons, indicating that they intend to 512  
apply for and obtain such license plates for their motor vehicles. 513  
The registrar may require such statements to be made on a form the 514  
registrar provides. 515

(B) If a program involving a nonstandard license plate is 516

terminated under division (B)(1) of section 4503.77 of the Revised Code, the sponsor of that license plate may apply to the registrar for the reestablishment of that program, as permitted by division (D) of that section. The registrar shall not reestablish the program involving that nonstandard license plate until the registrar receives written statements from not less than one thousand persons, indicating that they intend to apply for and obtain such license plates for their motor vehicles. The registrar may require such statements to be made on a form approved by the registrar.

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In determining whether one thousand persons have so indicated their intentions, the registrar shall include in the total the number of motor vehicles that continue to display the nonstandard license plate of the terminated program, as permitted by division (C) of section 4503.77 of the Revised Code.

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**Sec. 4506.03.** (A) Except as provided in divisions (B) and (C) of this section, the following shall apply:

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(1) No person shall drive a commercial motor vehicle on a highway in this state unless the person holds, and has in the person's possession, a valid commercial driver's license with proper endorsements for the motor vehicle being driven, issued by the registrar of motor vehicles, a valid examiner's commercial driving permit issued under section 4506.13 of the Revised Code, a valid restricted commercial driver's license and waiver for farm-related service industries issued under section 4506.24 of the Revised Code, or a valid commercial driver's license temporary instruction permit issued by the registrar and is accompanied by an authorized state driver's license examiner or tester or a person who has been issued and has in the person's immediate possession a current, valid commercial driver's license with proper endorsements for the motor vehicle being driven.

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(2) No person shall be issued a commercial driver's license 548  
until the person surrenders to the registrar of motor vehicles all 549  
valid licenses issued to the person by another jurisdiction 550  
recognized by this state. The registrar shall report the surrender 551  
of a license to the issuing authority, together with information 552  
that a license is now issued in this state. The registrar shall 553  
destroy any such license that is not returned to the issuing 554  
authority. 555

(3) No person who has been a resident of this state for 556  
thirty days or longer shall drive a commercial motor vehicle under 557  
the authority of a commercial driver's license issued by another 558  
jurisdiction. 559

(B) Nothing in division (A) of this section applies to any 560  
qualified person when engaged in the operation of any of the 561  
following: 562

(1) A farm truck; 563

(2) Fire equipment for a fire department, volunteer or 564  
nonvolunteer fire company, fire district, or joint fire district; 565

(3) A public safety vehicle used to provide transportation or 566  
emergency medical service for ill or injured persons; 567

(4) A recreational vehicle; 568

(5) A commercial motor vehicle within the boundaries of an 569  
eligible unit of local government, if the person is employed by 570  
the eligible unit of local government and is operating the 571  
commercial motor vehicle for the purpose of removing snow or ice 572  
from a roadway by plowing, sanding, or salting, but only if either 573  
the employee who holds a commercial driver's license issued under 574  
this chapter and ordinarily operates a commercial motor vehicle 575  
for these purposes is unable to operate the vehicle, or the 576  
employing eligible unit of local government determines that a snow 577

or ice emergency exists that requires additional assistance; 578

(6) A vehicle operated for military purposes by any member or 579  
uniformed employee of the armed forces of the United States or 580  
their reserve components, including the Ohio national guard. This 581  
exception does not apply to United States reserve technicians. 582

(7) A commercial motor vehicle that is operated for 583  
nonbusiness purposes. "Operated for nonbusiness purposes" means 584  
that the commercial motor vehicle is not used in commerce as 585  
"commerce" is defined in 49 C.F.R. 383.5, as amended, and is not 586  
regulated by the public utilities commission pursuant to Chapter 587  
4919., 4921., or 4923. of the Revised Code. 588

(8) A motor vehicle that is designed primarily for the 589  
transportation of goods and not persons, while that motor vehicle 590  
is being used for the occasional transportation of personal 591  
property by individuals not for compensation and not in the 592  
furtherance of a commercial enterprise; 593

(9) A police SWAT team vehicle; 594

(10) A police command vehicle. 595

(C) Nothing contained in division (B)(5) of this section 596  
shall be construed as preempting or superseding any law, rule, or 597  
regulation of this state concerning the safe operation of 598  
commercial motor vehicles. 599

(D) Whoever violates this section is guilty of a misdemeanor 600  
of the first degree. 601

**Sec. 4506.09.** (A) The registrar of motor vehicles, subject to 602  
approval by the director of public safety, shall adopt rules 603  
conforming with applicable standards adopted by the federal motor 604  
carrier safety administration as regulations under Pub. L. No. 605  
103-272, 108 Stat. 1014 to 1029 (1994), 49 U.S.C.A. 31301 to 606  
31317. The rules shall establish requirements for the 607

qualification and testing of persons applying for a commercial 608  
driver's license, which shall be in addition to other requirements 609  
established by this chapter. Except as provided in division (B) of 610  
this section, the highway patrol or any other employee of the 611  
department of public safety the registrar authorizes shall 612  
supervise and conduct the testing of persons applying for a 613  
commercial driver's license. 614

(B) The director may authorize the skills test specified in 615  
this section to be administered by any entity that the department 616  
licenses. The director shall adopt rules, in accordance with 617  
Chapter 119. of the Revised Code ~~and applicable requirements of~~ 618  
~~the federal motor carrier safety administration, authorizing the~~ 619  
~~skills test specified in this section to be administered by any~~ 620  
~~person, by an agency of this or another state, or by an agency,~~ 621  
~~department, or instrumentality of local government. Each party~~ 622  
~~authorized under this division to administer the skills test may~~ 623  
~~charge a maximum divisible fee of eighty five dollars for each~~ 624  
~~skills test given as part of a commercial driver's license~~ 625  
~~examination. The fee shall consist of not more than twenty dollars~~ 626  
~~for the pre trip inspection portion of the test, not more than~~ 627  
~~twenty dollars for the off road maneuvering portion of the test,~~ 628  
~~and not more than forty five dollars for the on road portion of~~ 629  
~~the test. Each such party may require an appointment fee in the~~ 630  
~~same manner provided in division (E)(2) of this section, except~~ 631  
~~that the maximum amount such a party may require as an appointment~~ 632  
~~fee is eighty five dollars. The skills test administered by~~ 633  
~~another party under this division shall be the same as otherwise~~ 634  
~~would be administered by this state. The other party shall enter~~ 635  
~~into an agreement with the director that, without limitation, does~~ 636  
to establish the requirements for obtaining and maintaining the 637  
license. At a minimum, the rules shall do all of the following: 638

(1) ~~Allows the director or the director's representative and~~ 639

~~the federal motor carrier safety administration or its~~ 640  
~~representative to conduct~~ Establish the fee that a licensee may 641  
charge for each portion of the skills test, provided the total fee 642  
for all portions of the skills test shall not exceed eighty-five 643  
dollars; 644

(2) Require a licensee to submit to random examinations, 645  
inspections, and audits of the other party by the department 646  
without prior notice; 647

~~(2) Requires the director or the director's representative to~~ 648  
~~conduct on site inspections of the other party at least annually;~~ 649

~~(3) Requires that all examiners of the other party meet the~~ 650  
~~same~~ Establish the qualification and training standards ~~as~~ 651  
~~examiners of the department of public safety, to the extent~~ 652  
~~necessary to conduct skills tests in the manner required by 49~~ 653  
~~C.F.R. 383.110 through 383.135;~~ 654

~~(4) Requires either that state employees take, at least~~ 655  
~~annually and as though the employees were test applicants, the~~ 656  
~~tests actually administered by the other party, that the director~~ 657  
~~test a sample of drivers who were examined by the other party to~~ 658  
~~compare the test results, or that state employees accompany a test~~ 659  
~~applicant during an actual test;~~ 660

~~(5) Reserves to this state the right to take prompt and~~ 661  
~~appropriate remedial action against testers of the other party if~~ 662  
~~the other party fails to comply with standards of this state or~~ 663  
~~federal standards for the testing program or with any other terms~~ 664  
~~of the contract~~ that every examiner employed by the licensee must 665  
meet; 666

(4) Include any other provisions considered necessary by the 667  
department to ensure that the skills tests are administered in 668  
accordance with federal requirements. 669

(C) The director shall enter into an agreement with the 670

department of education authorizing the skills test specified in 671  
this section to be administered by the department at any location 672  
operated by the department for purposes of training and testing 673  
school bus drivers, provided that the agreement between the 674  
director and the department complies with the requirements of 675  
division (B) of this section. Skills tests administered by the 676  
department shall be limited to persons applying for a commercial 677  
driver's license with a school bus endorsement. 678

(D) The director shall adopt rules, in accordance with 679  
Chapter 119. of the Revised Code, authorizing waiver of the skills 680  
test specified in this section for any applicant for a commercial 681  
driver's license who meets all of the following requirements: 682

(1) Certifies that, during the two-year period immediately 683  
preceding application for a commercial driver's license, all of 684  
the following apply: 685

(a) The applicant has not had more than one license. 686

(b) The applicant has not had any license suspended, revoked, 687  
or canceled. 688

(c) The applicant has not had any convictions for any type of 689  
motor vehicle for the offenses for which disqualification is 690  
prescribed in section 4506.16 of the Revised Code. 691

(d) The applicant has not had any violation of a state or 692  
local law relating to motor vehicle traffic control other than a 693  
parking violation arising in connection with any traffic accident 694  
and has no record of an accident in which the applicant was at 695  
fault. 696

(e) The applicant has previously taken and passed a skills 697  
test given by a state with a classified licensing and testing 698  
system in which the test was behind-the-wheel in a representative 699  
vehicle for the applicant's commercial driver's license 700

classification. 701

(2) Certifies and also provides evidence that the applicant 702  
is regularly employed in a job requiring operation of a commercial 703  
motor vehicle and that one of the following applies: 704

(a) The applicant has previously taken and passed a skills 705  
test given by a state with a classified licensing and testing 706  
system in which the test was behind-the-wheel in a representative 707  
vehicle for the applicant's commercial driver's license 708  
classification. 709

(b) The applicant has regularly operated, for at least two 710  
years immediately preceding application for a commercial driver's 711  
license, a vehicle representative of the commercial motor vehicle 712  
the applicant operates or expects to operate. 713

(E)(1) The department of public safety may charge and collect 714  
a divisible fee of fifty dollars for each skills test given as 715  
part of a commercial driver's license examination. The fee shall 716  
consist of ten dollars for the pre-trip inspection portion of the 717  
test, ten dollars for the off-road maneuvering portion of the 718  
test, and thirty dollars for the on-road portion of the test. 719

(2) The director may require an applicant for a commercial 720  
driver's license who schedules an appointment with the highway 721  
patrol or other authorized employee of the department of public 722  
safety to take all portions of the skills test, to pay an 723  
appointment fee of fifty dollars at the time of scheduling the 724  
appointment. If the applicant appears at the time and location 725  
specified for the appointment and takes all portions of the skills 726  
test during that appointment, the appointment fee shall serve as 727  
the skills test fee. If the applicant schedules an appointment to 728  
take all portions of the skills test and fails to appear at the 729  
time and location specified for the appointment, no portion of the 730  
appointment fee shall be refunded. If the applicant schedules an 731



appointment to take all portions of the skills test and appears at  
the time and location specified for the appointment, but declines  
or is unable to take all portions of the skills test, no portion  
of the appointment fee shall be refunded. If the applicant cancels  
a scheduled appointment forty-eight hours or more prior to the  
time of the appointment time, the applicant shall not forfeit the  
appointment fee.

An applicant for a commercial driver's license who schedules  
an appointment to take one or more, but not all, portions of the  
skills test shall be required to pay an appointment fee equal to  
the costs of each test scheduled, as prescribed in division (E)(1)  
of this section, when scheduling such an appointment. If the  
applicant appears at the time and location specified for the  
appointment and takes all the portions of the skills test during  
that appointment that the applicant was scheduled to take, the  
appointment fee shall serve as the skills test fee. If the  
applicant schedules an appointment to take one or more, but not  
all, portions of the skills test and fails to appear at the time  
and location specified for the appointment, no portion of the  
appointment fee shall be refunded. If the applicant schedules an  
appointment to take one or more, but not all, portions of the  
skills test and appears at the time and location specified for the  
appointment, but declines or is unable to take all portions of the  
skills test that the applicant was scheduled to take, no portion  
of the appointment fee shall be refunded. If the applicant cancels  
a scheduled appointment forty-eight hours or more prior to the  
time of the appointment time, the applicant shall not forfeit the  
appointment fee.

(3) The department of public safety shall deposit all fees it  
collects under division (E) of this section in the state highway  
safety fund.

(F) As used in this section, "skills test" means a test of an

applicant's ability to drive the type of commercial motor vehicle 764  
for which the applicant seeks a commercial driver's license by 765  
having the applicant drive such a motor vehicle while under the 766  
supervision of an authorized state driver's license examiner or 767  
tester. 768

**Sec. 4506.16.** (A) Any person who is found to have been 769  
convicted of a violation of an out-of-service order shall be 770  
disqualified by the registrar of motor vehicles as follows: 771

(1) If the person has not been convicted previously of a 772  
violation of an out-of-service order, the period of 773  
disqualification is ninety days. 774

(2) If, during any ten-year period, the driver is convicted 775  
of a second violation of an out-of-service order in an incident 776  
separate from the incident that resulted in the first violation, 777  
the period of disqualification is one year. 778

(3) If, during any ten-year period, the driver is convicted 779  
of a third or subsequent violation of an out-of-service order in 780  
an incident separate from the incidents that resulted in the 781  
previous violations during that ten-year period, the period of 782  
disqualification is three years. 783

(B)(1) A driver is disqualified for one hundred eighty days 784  
if the driver is convicted of a first violation of an 785  
out-of-service order while transporting hazardous materials 786  
required to be placarded under the "Hazardous Materials 787  
Transportation Act," 88 Stat. 2156 (1975), 49 U.S.C.A. 1801, as 788  
amended, or while operating a motor vehicle designed to transport 789  
sixteen or more passengers, including the driver. 790

(2) A driver is disqualified for a period of three years if, 791  
during any ten-year period, the driver is convicted of a second or 792  
subsequent violation, in an incident separate from the incident 793

that resulted in a previous violation during that ten-year period, 794  
of an out-of-service order while transporting hazardous materials 795  
required to be placarded under that act, or while operating a 796  
motor vehicle designed to transport sixteen or more passengers, 797  
including the driver. 798

(C) Whoever violates division (A)(1) of section 4506.15 of 799  
the Revised Code or a similar law of another state or a foreign 800  
jurisdiction, immediately shall be placed out-of-service for 801  
twenty-four hours, in addition to any disqualification required by 802  
this section and any other penalty imposed by the Revised Code. 803

(D) The registrar of motor vehicles shall disqualify any 804  
holder of a commercial driver's license, or any operator of a 805  
commercial motor vehicle for which a commercial driver's license 806  
is required, from operating a commercial motor vehicle as follows: 807

(1) Upon a first conviction for a violation of any provision 808  
of divisions (A)(2) to (9) of section 4506.15 of the Revised Code, 809  
or of section 4511.19 or sections 4549.02 to 4549.03 of the 810  
Revised Code, or a similar law of another state or a foreign 811  
jurisdiction, or upon a first suspension imposed under section 812  
4511.191 of the Revised Code, one year; 813

(2) Upon a second conviction for a violation of any provision 814  
of divisions (A)(2) to (9) of section 4506.15 of the Revised Code, 815  
or of section 4511.19 or sections 4549.02 to 4549.03 of the 816  
Revised Code, or a similar law of another state or a foreign 817  
jurisdiction, or any combination of such violations arising from 818  
two or more separate incidents, or upon a second suspension 819  
imposed under section 4511.191 of the Revised Code, the person 820  
shall be disqualified for life or for any other period of time as 821  
determined by the United States secretary of transportation and 822  
designated by the director of public safety by rule; 823

(3) Upon a first conviction for a violation of division 824

(A)(12) of section 4506.15 of the Revised Code or a similar law of 825  
another state or a foreign jurisdiction, three years; 826

(4) Upon conviction of a violation of division (A)(10) of 827  
section 4506.15 of the Revised Code or a similar law of another 828  
state or a foreign jurisdiction, the person shall be disqualified 829  
for life; 830

(5) Upon conviction of two serious traffic violations 831  
involving the operation of a motor vehicle by the person and 832  
arising from separate incidents occurring in a three-year period, 833  
the person shall be disqualified for sixty days if the conviction 834  
results in the suspension, cancellation, or revocation of the 835  
holder's commercial driver's license or noncommercial motor 836  
vehicle driving privileges; 837

(6) Upon conviction of three serious traffic violations 838  
involving the operation of a motor vehicle by the person and 839  
arising from separate incidents occurring in a three-year period, 840  
the person shall be disqualified for one hundred twenty days if 841  
the conviction results in the suspension, cancellation, or 842  
revocation of the holder's commercial driver's license or 843  
noncommercial motor vehicle driving privileges. 844

(7) Upon a first conviction involving the operation of a 845  
commercial motor vehicle in violation of any provisions of 846  
sections 4511.61 to 4511.63 of the Revised Code or a similar law 847  
of another state or foreign jurisdiction, not less than sixty 848  
days; 849

(8) Upon a second conviction involving the operation of a 850  
commercial motor vehicle in violation of any provisions of 851  
sections 4511.61 to 4511.63 of the Revised Code or a similar law 852  
of another state or foreign jurisdiction within three years of the 853  
first such conviction, not less than one hundred twenty days; 854

(9) Upon a third or subsequent conviction involving the 855

operation of a commercial motor vehicle in violation of any 856  
provisions of sections 4511.61 to 4511.63 of the Revised Code or a 857  
similar law of another state or foreign jurisdiction within three 858  
years of the first such conviction, not less than one year; 859

(10) Upon receiving notification from the federal motor 860  
carrier safety administration, the registrar shall disqualify any 861  
commercial motor vehicle driver whose driving is determined to 862  
constitute an imminent hazard as defined under federal motor 863  
carrier safety regulation 49 C.F.R. 383.52. 864

(E) For the purposes of this section, conviction of a 865  
violation for which disqualification is required may be evidenced 866  
by any of the following: 867

(1) A judgment entry of a court of competent jurisdiction in 868  
this or any other state; 869

(2) An administrative order of a state agency of this or any 870  
other state having statutory jurisdiction over commercial drivers; 871

(3) A computer record obtained from or through the commercial 872  
driver's license information system; 873

(4) A computer record obtained from or through a state agency 874  
of this or any other state having statutory jurisdiction over 875  
commercial drivers or the records of commercial drivers. 876

(F) For purposes of this section, conviction of disqualifying 877  
offenses committed in a noncommercial motor vehicle are included 878  
if either of the following applies: 879

(1) The offense occurred after the person obtained the 880  
person's commercial driver's license. 881

(2) The offense occurs on or after September 30, 2005. 882

(G) If a person commits a serious traffic violation by 883  
operating a commercial motor vehicle without having a commercial 884  
driver's license in the person's possession as described in 885

division (DD)(7) of section 4506.01 of the Revised Code and the 886  
person then submits proof to either the enforcement agency that 887  
issued the citation for the violation or to the court with 888  
jurisdiction over the case before the date of the person's initial 889  
appearance that shows that the person held a valid commercial 890  
driver's license at the time of the violation, the violation shall 891  
not be deemed to be a serious traffic violation. 892

(H) Any record described in division (C) of this section 893  
shall be deemed to be self-authenticating when it is received by 894  
the bureau of motor vehicles. 895

(I) When disqualifying a driver, the registrar shall cause 896  
the records of the bureau to be updated to reflect that action 897  
within ten days after it occurs. 898

(J) The registrar immediately shall notify a driver who is 899  
finally convicted of any offense described in section 4506.15 of 900  
the Revised Code or division (B)(4), (5), or (6) of this section 901  
and thereby is subject to disqualification, of the offense or 902  
offenses involved, of the length of time for which 903  
disqualification is to be imposed, and that the driver may request 904  
a hearing within thirty days of the mailing of the notice to show 905  
cause why the driver should not be disqualified from operating a 906  
commercial motor vehicle. If a request for such a hearing is not 907  
made within thirty days of the mailing of the notice, the order of 908  
disqualification is final. The registrar may designate hearing 909  
examiners who, after affording all parties reasonable notice, 910  
shall conduct a hearing to determine whether the disqualification 911  
order is supported by reliable evidence. The registrar shall adopt 912  
rules to implement this division. 913

(K) Any person who is disqualified from operating a 914  
commercial motor vehicle under this section may apply to the 915  
registrar for a driver's license to operate a motor vehicle other 916

than a commercial motor vehicle, provided the person's commercial  
driver's license is not otherwise suspended. A person whose  
commercial driver's license is suspended shall not apply to the  
registrar for or receive a driver's license under Chapter 4507. of  
the Revised Code during the period of suspension.

(L) The disqualifications imposed under this section are in  
addition to any other penalty imposed by the Revised Code.

**Sec. 4507.02.** (A)(1) No person shall permit the operation of  
a motor vehicle upon any public or private property used by the  
public for purposes of vehicular travel or parking knowing the  
operator does not have a valid driver's license issued to the  
operator by the registrar of motor vehicles under this chapter or  
a valid commercial driver's license issued under Chapter 4506. of  
the Revised Code. Whoever violates ~~this~~ division (A)(1) of this  
section is guilty of a misdemeanor of the first degree.

(2) No person shall receive a driver's license, or a  
motorcycle operator's endorsement of a driver's or commercial  
driver's license, unless and until the person surrenders to the  
registrar all valid licenses issued to the person by another  
jurisdiction recognized by this state. The registrar shall report  
the surrender of a license to the issuing authority, together with  
information that a license is now issued in this state. The  
registrar shall destroy any such license that is not returned to  
the issuing authority. No person shall be permitted to have more  
than one valid license at any time.

(3) No person who has been a resident of this state for  
thirty days or more shall operate a motor vehicle under the  
authority of a driver's license issued by another jurisdiction.  
Whoever violates division (A)(3) of this section is guilty of a  
misdemeanor of the first degree.

(B)(1) If a person is convicted of a violation of section 947  
4510.11, 4510.14, 4510.16, or 4510.21 of the Revised Code or if 948  
division (F) of section 4507.164 of the Revised Code applies, the 949  
trial judge of any court, in addition to or independent of, any 950  
other penalties provided by law or ordinance, shall impound the 951  
identification license plates of any motor vehicle registered in 952  
the name of the person. The court shall send the impounded license 953  
plates to the registrar, who may retain the license plates until 954  
the driver's or commercial driver's license of the owner has been 955  
reinstated or destroy them pursuant to section 4503.232 of the 956  
Revised Code. 957

If the license plates of a person convicted of a violation of 958  
any provision of those sections have been impounded in accordance 959  
with the provisions of this division, the court shall notify the 960  
registrar of that action. The notice shall contain the name and 961  
address of the driver, the serial number of the driver's driver's 962  
or commercial driver's license, the serial numbers of the license 963  
plates of the motor vehicle, and the length of time for which the 964  
license plates have been impounded. The registrar shall record the 965  
data in the notice as part of the driver's permanent record. 966

(2) Any motor vehicle owner who has had the license plates of 967  
a motor vehicle impounded pursuant to division (B)(1) of this 968  
section may apply to the registrar, or to a deputy registrar, for 969  
restricted license plates that shall conform to the requirements 970  
of section 4503.231 of the Revised Code. The registrar or deputy 971  
registrar forthwith shall notify the court of the application and, 972  
upon approval of the court, shall issue restricted license plates 973  
to the applicant. Until the driver's or commercial driver's 974  
license of the owner is reinstated, any new license plates issued 975  
to the owner also shall conform to the requirements of section 976  
4503.231 of the Revised Code. 977

The registrar or deputy registrar shall charge the owner of a 978



vehicle the fees provided in section 4503.19 of the Revised Code 979  
for restricted license plates that are issued in accordance with 980  
this division, except upon renewal as specified in section 4503.10 981  
of the Revised Code, when the regular fee as provided in section 982  
4503.04 of the Revised Code shall be charged. The registrar or 983  
deputy registrar shall charge the owner of a vehicle the fees 984  
provided in section 4503.19 of the Revised Code whenever 985  
restricted license plates are exchanged, by reason of the 986  
reinstatement of the driver's or commercial driver's license of 987  
the owner, for those ordinarily issued. 988

(3) If an owner wishes to sell a motor vehicle during the 989  
time the restricted license plates provided under division (B)(2) 990  
of this section are in use, the owner may apply to the court that 991  
impounded the license plates of the motor vehicle for permission 992  
to transfer title to the motor vehicle. If the court is satisfied 993  
that the sale will be made in good faith and not for the purpose 994  
of circumventing the provisions of this section, it may certify 995  
its consent to the owner and to the registrar of motor vehicles 996  
who shall enter notice of the transfer of the title of the motor 997  
vehicle in the vehicle registration record. 998

If, during the time the restricted license plates provided 999  
under division (B)(2) of this section are in use, the title to a 1000  
motor vehicle is transferred by the foreclosure of a chattel 1001  
mortgage, a sale upon execution, the cancellation of a conditional 1002  
sales contract, or by order of a court, the court shall notify the 1003  
registrar of the action and the registrar shall enter notice of 1004  
the transfer of the title to the motor vehicle in the vehicle 1005  
registration record. 1006

(C) This section is not intended to change or modify any 1007  
provision of Chapter 4503. of the Revised Code with respect to the 1008  
taxation of motor vehicles or the time within which the taxes on 1009  
motor vehicles shall be paid. 1010

**Sec. 4507.05.** (A) The registrar of motor vehicles, or a 1011  
deputy registrar, upon receiving an application for a temporary 1012  
instruction permit ~~and a temporary instruction permit~~ 1013  
~~identification card~~ for a driver's license from any person who is 1014  
at least fifteen years and six months of age, may issue such a 1015  
permit ~~and identification card~~ entitling the applicant to drive a 1016  
motor vehicle, other than a commercial motor vehicle, upon the 1017  
highways under the following conditions: 1018

(1) If the permit is issued to a person who is at least 1019  
fifteen years and six months of age, but less than sixteen years 1020  
of age: 1021

(a) The permit ~~and identification card are~~ is in the holder's 1022  
immediate possession; 1023

(b) The holder is accompanied by an eligible adult who 1024  
actually occupies the seat beside the permit holder and does not 1025  
have a prohibited concentration of alcohol in the whole blood, 1026  
blood serum or plasma, breath, or urine as provided in division 1027  
(A) of section 4511.19 of the Revised Code; 1028

(c) The total number of occupants of the vehicle does not 1029  
exceed the total number of occupant restraining devices originally 1030  
installed in the motor vehicle by its manufacturer, and each 1031  
occupant of the vehicle is wearing all of the available elements 1032  
of a properly adjusted occupant restraining device. 1033

(2) If the permit is issued to a person who is at least 1034  
sixteen years of age: 1035

(a) The permit ~~and identification card are~~ is in the holder's 1036  
immediate possession; 1037

(b) The holder is accompanied by a licensed operator who is 1038  
at least twenty-one years of age, is actually occupying a seat 1039  
beside the driver, and does not have a prohibited concentration of 1040

alcohol in the whole blood, blood serum or plasma, breath, or 1041  
urine as provided in division (A) of section 4511.19 of the 1042  
Revised Code; 1043

(c) The total number of occupants of the vehicle does not 1044  
exceed the total number of occupant restraining devices originally 1045  
installed in the motor vehicle by its manufacturer, and each 1046  
occupant of the vehicle is wearing all of the available elements 1047  
of a properly adjusted occupant restraining device. 1048

(B) The registrar or a deputy registrar, upon receiving from 1049  
any person an application for a temporary instruction permit ~~and~~ 1050  
~~temporary instruction permit identification card~~ to operate a 1051  
motorcycle or motorized bicycle, may issue such a permit ~~and~~ 1052  
~~identification card~~ entitling the applicant, while having the 1053  
permit ~~and identification card~~ in the applicant's immediate 1054  
possession, to drive a motorcycle or motorized bicycle under 1055  
restrictions determined by the registrar. A temporary instruction 1056  
permit ~~and temporary instruction permit identification card~~ to 1057  
operate a motorized bicycle may be issued to a person fourteen or 1058  
fifteen years old. 1059

(C) Any permit ~~and identification card~~ issued under this 1060  
section shall be issued in the same manner as a driver's license, 1061  
upon a form to be furnished by the registrar. A temporary 1062  
instruction permit to drive a motor vehicle other than a 1063  
commercial motor vehicle shall be valid for a period of one year. 1064

(D) Any person having in the person's possession a valid and 1065  
current driver's license or motorcycle operator's license or 1066  
endorsement issued to the person by another jurisdiction 1067  
recognized by this state is exempt from obtaining a temporary 1068  
instruction permit for a driver's license, but shall submit to the 1069  
regular examination in obtaining a driver's license or motorcycle 1070  
operator's endorsement in this state. 1071

(E) The registrar may adopt rules governing the use of 1072  
temporary instruction permits ~~and temporary instruction permit~~ 1073  
~~identification cards.~~ 1074

(F)(1) No holder of a permit issued under division (A) of 1075  
this section shall operate a motor vehicle upon a highway or any 1076  
public or private property used by the public for purposes of 1077  
vehicular travel or parking in violation of the conditions 1078  
established under division (A) of this section. 1079

(2) Except as provided in division (F)(2) of this section, no 1080  
holder of a permit that is issued under division (A) of this 1081  
section and that is issued on or after July 1, 1998, and who has 1082  
not attained the age of seventeen years, shall operate a motor 1083  
vehicle upon a highway or any public or private property used by 1084  
the public for purposes of vehicular travel or parking between the 1085  
hours of one a.m. and five a.m. 1086

The holder of a permit issued under division (A) of this 1087  
section on or after July 1, 1998, who has not attained the age of 1088  
seventeen years, may operate a motor vehicle upon a highway or any 1089  
public or private property used by the public for purposes of 1090  
vehicular travel or parking between the hours of one a.m. and five 1091  
a.m. if, at the time of such operation, the holder is accompanied 1092  
by the holder's parent, guardian, or custodian, and the parent, 1093  
guardian, or custodian holds a current valid driver's or 1094  
commercial driver's license issued by this state, is actually 1095  
occupying a seat beside the permit holder, and does not have a 1096  
prohibited concentration of alcohol in the whole blood, blood 1097  
serum or plasma, breath, or urine as provided in division (A) of 1098  
section 4511.19 of the Revised Code. 1099

(G)(1) Notwithstanding any other provision of law to the 1100  
contrary, no law enforcement officer shall cause the operator of a 1101  
motor vehicle being operated on any street or highway to stop the 1102

motor vehicle for the sole purpose of determining whether each 1103  
occupant of the motor vehicle is wearing all of the available 1104  
elements of a properly adjusted occupant restraining device as 1105  
required by division (A) of this section, or for the sole purpose 1106  
of issuing a ticket, citation, or summons if the requirement in 1107  
that division has been or is being violated, or for causing the 1108  
arrest of or commencing a prosecution of a person for a violation 1109  
of that requirement. 1110

(2) Notwithstanding any other provision of law to the 1111  
contrary, no law enforcement officer shall cause the operator of a 1112  
motor vehicle being operated on any street or highway to stop the 1113  
motor vehicle for the sole purpose of determining whether a 1114  
violation of division (F)(2) of this section has been or is being 1115  
committed or for the sole purpose of issuing a ticket, citation, 1116  
or summons for such a violation or for causing the arrest of or 1117  
commencing a prosecution of a person for such violation. 1118

(H) As used in this section: 1119

(1) "Eligible adult" means any of the following: 1120

(a) An instructor of a driver training course approved by the 1121  
department of public safety; 1122

(b) Any of the following persons who holds a current valid 1123  
driver's or commercial driver's license issued by this state: 1124

(i) A parent, guardian, or custodian of the permit holder; 1125

(ii) A person twenty-one years of age or older who acts in 1126  
loco parentis of the permit holder. 1127

(2) "Occupant restraining device" has the same meaning as in 1128  
section 4513.263 of the Revised Code. 1129

(I) Whoever violates division (F)(1) or (2) of this section 1130  
is guilty of a minor misdemeanor. 1131

Sec. 4507.23. (A) Except as provided in division (I) of this 1132  
section, each application for a temporary instruction permit and 1133  
examination shall be accompanied by a fee of five dollars. 1134

(B) Except as provided in division (I) of this section, each 1135  
application for a driver's license made by a person who previously 1136  
held such a license and whose license has expired not more than 1137  
two years prior to the date of application, and who is required 1138  
under this chapter to give an actual demonstration of the person's 1139  
ability to drive, shall be accompanied by a fee of three dollars 1140  
in addition to any other fees. 1141

(C) Except as provided in divisions (E) and (I) of this 1142  
section, each application for a driver's license, or motorcycle 1143  
operator's endorsement, or renewal of a driver's license shall be 1144  
accompanied by a fee of six dollars. Except as provided in 1145  
division (I) of this section, each application for a duplicate 1146  
driver's license shall be accompanied by a fee of two dollars and 1147  
fifty cents. The duplicate driver's licenses issued under this 1148  
section shall be distributed by the deputy registrar in accordance 1149  
with rules adopted by the registrar of motor vehicles. 1150

(D) Except as provided in division (I) of this section, each 1151  
application for a motorized bicycle license or duplicate thereof 1152  
shall be accompanied by a fee of two dollars and fifty cents. 1153

(E) Except as provided in division (I) of this section, each 1154  
application for a driver's license or renewal of a driver's 1155  
license that will be issued to a person who is less than 1156  
twenty-one years of age shall be accompanied by whichever of the 1157  
following fees is applicable: 1158

(1) If the person is sixteen years of age or older, but less 1159  
than seventeen years of age, a fee of seven dollars and 1160  
twenty-five cents; 1161

(2) If the person is seventeen years of age or older, but 1162  
less than eighteen years of age, a fee of six dollars; 1163

(3) If the person is eighteen years of age or older, but less 1164  
than nineteen years of age, a fee of four dollars and seventy-five 1165  
cents; 1166

(4) If the person is nineteen years of age or older, but less 1167  
than twenty years of age, a fee of three dollars and fifty cents; 1168

(5) If the person is twenty years of age or older, but less 1169  
than twenty-one years of age, a fee of two dollars and twenty-five 1170  
cents. 1171

(F) Neither the registrar nor any deputy registrar shall 1172  
charge a fee in excess of one dollar and fifty cents for 1173  
laminating a driver's license, motorized bicycle license, or 1174  
temporary instruction permit ~~identification cards~~ as required by 1175  
sections 4507.13 and 4511.521 of the Revised Code. A deputy 1176  
registrar laminating a driver's license, motorized bicycle 1177  
license, or temporary instruction permit ~~identification cards~~ 1178  
shall retain the entire amount of the fee charged for lamination, 1179  
less the actual cost to the registrar of the laminating materials 1180  
used for that lamination, as specified in the contract executed by 1181  
the bureau for the laminating materials and laminating equipment. 1182  
The deputy registrar shall forward the amount of the cost of the 1183  
laminating materials to the registrar for deposit as provided in 1184  
this section. 1185

(G) Except as provided in division (I) of this section and 1186  
except for the renewal of a driver's license, commencing on 1187  
October 1, 2003, each transaction described in divisions (A), (B), 1188  
(C), (D), and (E) of this section shall be accompanied by an 1189  
additional fee of twelve dollars. A transaction involving the 1190  
renewal of a driver's license with an expiration date on or after 1191  
that date shall be accompanied by an additional fee of twelve 1192

dollars. The additional fee is for the purpose of defraying the 1193  
department of public safety's costs associated with the 1194  
administration and enforcement of the motor vehicle and traffic 1195  
laws of Ohio. 1196

(H) At the time and in the manner provided by section 4503.10 1197  
of the Revised Code, the deputy registrar shall transmit the fees 1198  
collected under divisions (A), (B), (C), (D), and (E), those 1199  
portions of the fees specified in and collected under division 1200  
(F), and the additional fee under division (G) of this section to 1201  
the registrar. The registrar shall pay two dollars and fifty cents 1202  
of each fee collected under divisions (A), (B), (C), (D), and 1203  
(E)(1) to (4) of this section, and the entire fee collected under 1204  
division (E)(5) of this section, into the state highway safety 1205  
fund established in section 4501.06 of the Revised Code, and such 1206  
fees shall be used for the sole purpose of supporting driver 1207  
licensing activities. The registrar also shall pay the entire fee 1208  
collected under division (G) of this section into the state 1209  
highway safety fund created in section 4501.06 of the Revised 1210  
Code. The remaining fees collected by the registrar under this 1211  
section shall be paid into the state bureau of motor vehicles fund 1212  
established in section 4501.25 of the Revised Code. 1213

(I) A disabled veteran who has a service-connected disability 1214  
rated at one hundred per cent by the veterans' administration may 1215  
apply to the registrar or a deputy registrar for the issuance to 1216  
that veteran, without the payment of any fee prescribed in this 1217  
section, of any of the following items: 1218

(1) A temporary instruction permit and examination; 1219

(2) A new, renewal, or duplicate driver's or commercial 1220  
driver's license; 1221

(3) A motorcycle operator's endorsement; 1222

(4) A motorized bicycle license or duplicate thereof; 1223



(5) Lamination of a driver's license, motorized bicycle license, or temporary instruction permit ~~identification card~~ as provided in division (F) of this section, if the circumstances specified in division (I)(5) of this section are met.

If the driver's license, motorized bicycle license, or temporary instruction permit ~~identification card~~ of a disabled veteran described in division (I) of this section is laminated by a deputy registrar who is acting as a deputy registrar pursuant to a contract with the registrar that is in effect on October 14, 1997, the disabled veteran shall be required to pay the deputy registrar the lamination fee provided in division (F) of this section. If the driver's license, motorized bicycle license, or temporary instruction permit ~~identification card~~ of such a disabled veteran is laminated by a deputy registrar who is acting as a deputy registrar pursuant to a contract with the registrar that is executed after October 14, 1997, the disabled veteran is not required to pay the deputy registrar the lamination fee provided in division (F) of this section.

A disabled veteran whose driver's license, motorized bicycle license, or temporary instruction permit ~~identification card~~ is laminated by the registrar is not required to pay the registrar any lamination fee.

An application made under division (I) of this section shall be accompanied by such documentary evidence of disability as the registrar may require by rule.

**Sec. 4507.53.** Digitalized photographic records of the department of public safety may be released only to state, local, or federal governmental agencies for criminal justice purposes and to any court and to any state highway patrol driver's license examiner or examination personnel for the purpose of verifying the identity of a driver's license applicant.

Sec. 4511.01. As used in this chapter and in Chapter 4513. of 1255  
the Revised Code: 1256

(A) "Vehicle" means every device, including a motorized 1257  
bicycle, in, upon, or by which any person or property may be 1258  
transported or drawn upon a highway, except that "vehicle" does 1259  
not include any motorized wheelchair, any electric personal 1260  
assistive mobility device, any device that is moved by power 1261  
collected from overhead electric trolley wires or that is used 1262  
exclusively upon stationary rails or tracks, or any device, other 1263  
than a bicycle, that is moved by human power. 1264

(B) "Motor vehicle" means every vehicle propelled or drawn by 1265  
power other than muscular power or power collected from overhead 1266  
electric trolley wires, except motorized bicycles, road rollers, 1267  
traction engines, power shovels, power cranes, and other equipment 1268  
used in construction work and not designed for or employed in 1269  
general highway transportation, hole-digging machinery, 1270  
well-drilling machinery, ditch-digging machinery, farm machinery, 1271  
trailers used to transport agricultural produce or agricultural 1272  
production materials between a local place of storage or supply 1273  
and the farm when drawn or towed on a street or highway at a speed 1274  
of twenty-five miles per hour or less, threshing machinery, 1275  
hay-baling machinery, agricultural tractors and machinery used in 1276  
the production of horticultural, floricultural, agricultural, and 1277  
vegetable products, and trailers designed and used exclusively to 1278  
transport a boat between a place of storage and a marina, or in 1279  
and around a marina, when drawn or towed on a street or highway 1280  
for a distance of no more than ten miles and at a speed of 1281  
twenty-five miles per hour or less. 1282

(C) "Motorcycle" means every motor vehicle, other than a 1283  
tractor, having a saddle for the use of the operator and designed 1284  
to travel on not more than three wheels in contact with the 1285

ground, including, but not limited to, motor vehicles known as 1286  
"motor-driven cycle," "motor scooter," or "motorcycle" without 1287  
regard to weight or brake horsepower. 1288

(D) "Emergency vehicle" means emergency vehicles of 1289  
municipal, township, or county departments or public utility 1290  
corporations when identified as such as required by law, the 1291  
director of public safety, or local authorities, and motor 1292  
vehicles when commandeered by a police officer. 1293

(E) "Public safety vehicle" means any of the following: 1294

(1) Ambulances, including private ambulance companies under 1295  
contract to a municipal corporation, township, or county, and 1296  
private ambulances and nontransport vehicles bearing license 1297  
plates issued under section 4503.49 of the Revised Code; 1298

(2) Motor vehicles used by public law enforcement officers or 1299  
other persons sworn to enforce the criminal and traffic laws of 1300  
the state; 1301

(3) Any motor vehicle when properly identified as required by 1302  
the director of public safety, when used in response to fire 1303  
emergency calls or to provide emergency medical service to ill or 1304  
injured persons, and when operated by a duly qualified person who 1305  
is a member of a volunteer rescue service or a volunteer fire 1306  
department, and who is on duty pursuant to the rules or directives 1307  
of that service. The state fire marshal shall be designated by the 1308  
director of public safety as the certifying agency for all public 1309  
safety vehicles described in division (E)(3) of this section. 1310

(4) Vehicles used by fire departments, including motor 1311  
vehicles when used by volunteer fire fighters responding to 1312  
emergency calls in the fire department service when identified as 1313  
required by the director of public safety. 1314

Any vehicle used to transport or provide emergency medical 1315

service to an ill or injured person, when certified as a public  
safety vehicle, shall be considered a public safety vehicle when  
transporting an ill or injured person to a hospital regardless of  
whether such vehicle has already passed a hospital.

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

(F)(1) "School bus" means every bus designed for carrying  
more than nine passengers that is owned by a public, private, or  
governmental agency or institution of learning and operated for  
the transportation of children to or from a school session or a  
school function, or owned by a private person and operated for  
compensation for the transportation of children to or from a  
school session or a school function, ~~provided "school."~~ "School  
bus" includes a "multifunction school activity bus," which means a  
school bus that does not transport children to or from their  
residence and does not receive or discharge children at designated  
bus stops along a roadway.

(2) "School bus" does not include a bus operated by a  
municipally owned transportation system, a mass transit company  
operating exclusively within the territorial limits of a municipal  
corporation, or within such limits and the territorial limits of  
municipal corporations immediately contiguous to such municipal  
corporation, nor a common passenger carrier certified by the  
public utilities commission unless such bus is devoted exclusively  
to the transportation of children to and from a school session or  
a school function, and "school bus" does not include a van or bus  
used by a licensed child day-care center or type A family day-care  
home to transport children from the child day-care center or type  
A family day-care home to a school if the van or bus does not have  
more than fifteen children in the van or bus at any time.

(G) "Bicycle" means every device, other than a tricycle 1347  
designed solely for use as a play vehicle by a child, propelled 1348  
solely by human power upon which any person may ride having either 1349  
two tandem wheels, or one wheel in the front and two wheels in the 1350  
rear, any of which is more than fourteen inches in diameter. 1351

(H) "Motorized bicycle" means any vehicle having either two 1352  
tandem wheels or one wheel in the front and two wheels in the 1353  
rear, that is capable of being pedaled and is equipped with a 1354  
helper motor of not more than fifty cubic centimeters piston 1355  
displacement that produces no more than one brake horsepower and 1356  
is capable of propelling the vehicle at a speed of no greater than 1357  
twenty miles per hour on a level surface. 1358

(I) "Commercial tractor" means every motor vehicle having 1359  
motive power designed or used for drawing other vehicles and not 1360  
so constructed as to carry any load thereon, or designed or used 1361  
for drawing other vehicles while carrying a portion of such other 1362  
vehicles, or load thereon, or both. 1363

(J) "Agricultural tractor" means every self-propelling 1364  
vehicle designed or used for drawing other vehicles or wheeled 1365  
machinery but having no provision for carrying loads independently 1366  
of such other vehicles, and used principally for agricultural 1367  
purposes. 1368

(K) "Truck" means every motor vehicle, except trailers and 1369  
semitrailers, designed and used to carry property. 1370

(L) "Bus" means every motor vehicle designed for carrying 1371  
more than nine passengers and used for the transportation of 1372  
persons other than in a ridesharing arrangement, and every motor 1373  
vehicle, automobile for hire, or funeral car, other than a taxicab 1374  
or motor vehicle used in a ridesharing arrangement, designed and 1375  
used for the transportation of persons for compensation. 1376

(M) "Trailer" means every vehicle designed or used for 1377

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

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

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

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

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

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

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

power from overhead electric trolley wires and that is not 1409  
operated upon rails or tracks. 1410

(T) "Explosives" means any chemical compound or mechanical 1411  
mixture that is intended for the purpose of producing an explosion 1412  
that contains any oxidizing and combustible units or other 1413  
ingredients in such proportions, quantities, or packing that an 1414  
ignition by fire, by friction, by concussion, by percussion, or by 1415  
a detonator of any part of the compound or mixture may cause such 1416  
a sudden generation of highly heated gases that the resultant 1417  
gaseous pressures are capable of producing destructive effects on 1418  
contiguous objects, or of destroying life or limb. Manufactured 1419  
articles shall not be held to be explosives when the individual 1420  
units contain explosives in such limited quantities, of such 1421  
nature, or in such packing, that it is impossible to procure a 1422  
simultaneous or a destructive explosion of such units, to the 1423  
injury of life, limb, or property by fire, by friction, by 1424  
concussion, by percussion, or by a detonator, such as fixed 1425  
ammunition for small arms, firecrackers, or safety fuse matches. 1426

(U) "Flammable liquid" means any liquid that has a flash 1427  
point of seventy degrees ~~Fahrenheit~~ fahrenheit, or less, as 1428  
determined by a tagliabue or equivalent closed cup test device. 1429

(V) "Gross weight" means the weight of a vehicle plus the 1430  
weight of any load thereon. 1431

(W) "Person" means every natural person, firm, 1432  
co-partnership, association, or corporation. 1433

(X) "Pedestrian" means any natural person afoot. 1434

(Y) "Driver or operator" means every person who drives or is 1435  
in actual physical control of a vehicle, trackless trolley, or 1436  
streetcar. 1437

(Z) "Police officer" means every officer authorized to direct 1438

or regulate traffic, or to make arrests for violations of traffic regulations. 1439  
1440

(AA) "Local authorities" means every county, municipal, and 1441  
other local board or body having authority to adopt police 1442  
regulations under the constitution and laws of this state. 1443

(BB) "Street" or "highway" means the entire width between the 1444  
boundary lines of every way open to the use of the public as a 1445  
thoroughfare for purposes of vehicular travel. 1446

(CC) "Controlled-access highway" means every street or 1447  
highway in respect to which owners or occupants of abutting lands 1448  
and other persons have no legal right of access to or from the 1449  
same except at such points only and in such manner as may be 1450  
determined by the public authority having jurisdiction over such 1451  
street or highway. 1452

(DD) "Private road or driveway" means every way or place in 1453  
private ownership used for vehicular travel by the owner and those 1454  
having express or implied permission from the owner but not by 1455  
other persons. 1456

(EE) "Roadway" means that portion of a highway improved, 1457  
designed, or ordinarily used for vehicular travel, except the berm 1458  
or shoulder. If a highway includes two or more separate roadways 1459  
the term "roadway" means any such roadway separately but not all 1460  
such roadways collectively. 1461

(FF) "Sidewalk" means that portion of a street between the 1462  
curb lines, or the lateral lines of a roadway, and the adjacent 1463  
property lines, intended for the use of pedestrians. 1464

(GG) "Laned highway" means a highway the roadway of which is 1465  
divided into two or more clearly marked lanes for vehicular 1466  
traffic. 1467

(HH) "Through highway" means every street or highway as 1468



provided in section 4511.65 of the Revised Code. 1469

(II) "State highway" means a highway under the jurisdiction 1470  
of the department of transportation, outside the limits of 1471  
municipal corporations, provided that the authority conferred upon 1472  
the director of transportation in section 5511.01 of the Revised 1473  
Code to erect state highway route markers and signs directing 1474  
traffic shall not be modified by sections 4511.01 to 4511.79 and 1475  
4511.99 of the Revised Code. 1476

(JJ) "State route" means every highway that is designated 1477  
with an official state route number and so marked. 1478

(KK) "Intersection" means: 1479

(1) The area embraced within the prolongation or connection 1480  
of the lateral curb lines, or, if none, then the lateral boundary 1481  
lines of the roadways of two highways which join one another at, 1482  
or approximately at, right angles, or the area within which 1483  
vehicles traveling upon different highways joining at any other 1484  
angle may come in conflict. 1485

(2) Where a highway includes two roadways thirty feet or more 1486  
apart, then every crossing of each roadway of such divided highway 1487  
by an intersecting highway shall be regarded as a separate 1488  
intersection. If an intersecting highway also includes two 1489  
roadways thirty feet or more apart, then every crossing of two 1490  
roadways of such highways shall be regarded as a separate 1491  
intersection. 1492

(3) The junction of an alley with a street or highway, or 1493  
with another alley, shall not constitute an intersection. 1494

(LL) "Crosswalk" means: 1495

(1) That part of a roadway at intersections ordinarily 1496  
included within the real or projected prolongation of property 1497  
lines and curb lines or, in the absence of curbs, the edges of the 1498

traversable roadway; 1499

(2) Any portion of a roadway at an intersection or elsewhere, 1500  
distinctly indicated for pedestrian crossing by lines or other 1501  
markings on the surface; 1502

(3) Notwithstanding divisions (LL)(1) and (2) of this 1503  
section, there shall not be a crosswalk where local authorities 1504  
have placed signs indicating no crossing. 1505

(MM) "Safety zone" means the area or space officially set 1506  
apart within a roadway for the exclusive use of pedestrians and 1507  
protected or marked or indicated by adequate signs as to be 1508  
plainly visible at all times. 1509

(NN) "Business district" means the territory fronting upon a 1510  
street or highway, including the street or highway, between 1511  
successive intersections within municipal corporations where fifty 1512  
per cent or more of the frontage between such successive 1513  
intersections is occupied by buildings in use for business, or 1514  
within or outside municipal corporations where fifty per cent or 1515  
more of the frontage for a distance of three hundred feet or more 1516  
is occupied by buildings in use for business, and the character of 1517  
such territory is indicated by official traffic control devices. 1518

(OO) "Residence district" means the territory, not comprising 1519  
a business district, fronting on a street or highway, including 1520  
the street or highway, where, for a distance of three hundred feet 1521  
or more, the frontage is improved with residences or residences 1522  
and buildings in use for business. 1523

(PP) "Urban district" means the territory contiguous to and 1524  
including any street or highway which is built up with structures 1525  
devoted to business, industry, or dwelling houses situated at 1526  
intervals of less than one hundred feet for a distance of a 1527  
quarter of a mile or more, and the character of such territory is 1528  
indicated by official traffic control devices. 1529

(QQ) "Traffic control devices" means all flaggers, signs, 1530  
signals, markings, and devices placed or erected by authority of a 1531  
public body or official having jurisdiction, for the purpose of 1532  
regulating, warning, or guiding traffic, including signs denoting 1533  
names of streets and highways. 1534

(RR) "Traffic control signal" means any device, whether 1535  
manually, electrically, or mechanically operated, by which traffic 1536  
is alternately directed to stop, to proceed, to change direction, 1537  
or not to change direction. 1538

(SS) "Railroad sign or signal" means any sign, signal, or 1539  
device erected by authority of a public body or official or by a 1540  
railroad and intended to give notice of the presence of railroad 1541  
tracks or the approach of a railroad train. 1542

(TT) "Traffic" means pedestrians, ridden or herded animals, 1543  
vehicles, streetcars, trackless trolleys, and other devices, 1544  
either singly or together, while using any highway for purposes of 1545  
travel. 1546

(UU) "Right-of-way" means either of the following, as the 1547  
context requires: 1548

(1) The right of a vehicle, streetcar, trackless trolley, or 1549  
pedestrian to proceed uninterruptedly in a lawful manner in the 1550  
direction in which it or the individual is moving in preference to 1551  
another vehicle, streetcar, trackless trolley, or pedestrian 1552  
approaching from a different direction into its or the 1553  
individual's path; 1554

(2) A general term denoting land, property, or the interest 1555  
therein, usually in the configuration of a strip, acquired for or 1556  
devoted to transportation purposes. When used in this context, 1557  
right-of-way includes the roadway, shoulders or berm, ditch, and 1558  
slopes extending to the right-of-way limits under the control of 1559  
the state or local authority. 1560

(VV) "Rural mail delivery vehicle" means every vehicle used 1561  
to deliver United States mail on a rural mail delivery route. 1562

(WW) "Funeral escort vehicle" means any motor vehicle, 1563  
including a funeral hearse, while used to facilitate the movement 1564  
of a funeral procession. 1565

(XX) "Alley" means a street or highway intended to provide 1566  
access to the rear or side of lots or buildings in urban districts 1567  
and not intended for the purpose of through vehicular traffic, and 1568  
includes any street or highway that has been declared an "alley" 1569  
by the legislative authority of the municipal corporation in which 1570  
such street or highway is located. 1571

(YY) "Freeway" means a divided multi-lane highway for through 1572  
traffic with all crossroads separated in grade and with full 1573  
control of access. 1574

(ZZ) "Expressway" means a divided arterial highway for 1575  
through traffic with full or partial control of access with an 1576  
excess of fifty per cent of all crossroads separated in grade. 1577

(AAA) "Thruway" means a through highway whose entire roadway 1578  
is reserved for through traffic and on which roadway parking is 1579  
prohibited. 1580

(BBB) "Stop intersection" means any intersection at one or 1581  
more entrances of which stop signs are erected. 1582

(CCC) "Arterial street" means any United States or state 1583  
numbered route, controlled access highway, or other major radial 1584  
or circumferential street or highway designated by local 1585  
authorities within their respective jurisdictions as part of a 1586  
major arterial system of streets or highways. 1587

(DDD) "Ridesharing arrangement" means the transportation of 1588  
persons in a motor vehicle where such transportation is incidental 1589  
to another purpose of a volunteer driver and includes ridesharing 1590

arrangements known as carpools, vanpools, and buspools. 1591

(EEE) "Motorized wheelchair" means any self-propelled vehicle 1592  
designed for, and used by, a handicapped person and that is 1593  
incapable of a speed in excess of eight miles per hour. 1594

(FFF) "Child day-care center" and "type A family day-care 1595  
home" have the same meanings as in section 5104.01 of the Revised 1596  
Code. 1597

(GGG) "Multi-wheel agricultural tractor" means a type of 1598  
agricultural tractor that has two or more wheels or tires on each 1599  
side of one axle at the rear of the tractor, is designed or used 1600  
for drawing other vehicles or wheeled machinery, has no provision 1601  
for carrying loads independently of the drawn vehicles or 1602  
machinery, and is used principally for agricultural purposes. 1603

(HHH) "Operate" means to cause or have caused movement of a 1604  
vehicle, streetcar, or trackless trolley. 1605

(III) "Predicate motor vehicle or traffic offense" means any 1606  
of the following: 1607

(1) A violation of section 4511.03, 4511.051, 4511.12, 1608  
4511.132, 4511.16, 4511.20, 4511.201, 4511.21, 4511.211, 4511.213, 1609  
4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28, 4511.29, 1610  
4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35, 4511.36, 1611  
4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42, 4511.43, 1612  
4511.431, 4511.432, 4511.44, 4511.441, 4511.451, 4511.452, 1613  
4511.46, 4511.47, 4511.48, 4511.481, 4511.49, 4511.50, 4511.511, 1614  
4511.53, 4511.54, 4511.55, 4511.56, 4511.57, 4511.58, 4511.59, 1615  
4511.60, 4511.61, 4511.64, 4511.66, 4511.661, 4511.68, 4511.70, 1616  
4511.701, 4511.71, 4511.711, 4511.712, 4511.713, 4511.72, 4511.73, 1617  
4511.763, 4511.771, 4511.78, or 4511.84 of the Revised Code; 1618

(2) A violation of division (A)(2) of section 4511.17, 1619  
divisions (A) to (D) of section 4511.51, or division (A) of 1620

section 4511.74 of the Revised Code; 1621

(3) A violation of any provision of sections 4511.01 to 1622  
4511.76 of the Revised Code for which no penalty otherwise is 1623  
provided in the section that contains the provision violated; 1624

(4) A violation of a municipal ordinance that is 1625  
substantially similar to any section or provision set forth or 1626  
described in division (III)(1), (2), or (3) of this section. 1627

Sec. 4511.214. No person shall operate a low-speed vehicle 1628  
upon any street or highway having an established speed limit 1629  
greater than thirty-five miles per hour. This section does not 1630  
prohibit a person operating a low-speed vehicle from proceeding 1631  
across an intersection of a street or highway having a speed limit 1632  
greater than thirty-five miles per hour. 1633

Whoever violates this section is guilty of a minor 1634  
misdemeanor. 1635

**Sec. 4511.75.** (A) The driver of a vehicle, streetcar, or 1636  
trackless trolley upon meeting or overtaking from either direction 1637  
any school bus stopped for the purpose of receiving or discharging 1638  
any school child, person attending programs offered by community 1639  
boards of mental health and county boards of mental retardation 1640  
and developmental disabilities, or child attending a program 1641  
offered by a head start agency, shall stop at least ten feet from 1642  
the front or rear of the school bus and shall not proceed until 1643  
such school bus resumes motion, or until signaled by the school 1644  
bus driver to proceed. 1645

It is no defense to a charge under this division that the 1646  
school bus involved failed to display or be equipped with an 1647  
automatically extended stop warning sign as required by division 1648  
(B) of this section. 1649

(B) Every school bus except a multifunction school activity 1650  
bus shall be equipped with amber and red visual signals meeting 1651  
the requirements of section 4511.771 of the Revised Code, and an 1652  
automatically extended stop warning sign of a type approved by the 1653  
state board of education, which shall be actuated by the driver of 1654  
the bus whenever but only whenever the bus is stopped or stopping 1655  
on the roadway for the purpose of receiving or discharging school 1656  
children, persons attending programs offered by community boards 1657  
of mental health and county boards of mental retardation and 1658  
developmental disabilities, or children attending programs offered 1659  
by head start agencies. A school bus driver shall not actuate the 1660  
visual signals or the stop warning sign in designated school bus 1661  
loading areas where the bus is entirely off the roadway or at 1662  
school buildings when children or persons attending programs 1663  
offered by community boards of mental health and county boards of 1664  
mental retardation and developmental disabilities are loading or 1665  
unloading at curbside or at buildings when children attending 1666  
programs offered by head start agencies are loading or unloading 1667  
at curbside. The visual signals and stop warning sign shall be 1668  
synchronized or otherwise operated as required by ~~rule of the~~ 1669  
board rules adopted jointly by the department of public safety and 1670  
the department of education. 1671

(C) Where a highway has been divided into four or more 1672  
traffic lanes, a driver of a vehicle, streetcar, or trackless 1673  
trolley need not stop for a school bus approaching from the 1674  
opposite direction which has stopped for the purpose of receiving 1675  
or discharging any school child, persons attending programs 1676  
offered by community boards of mental health and county boards of 1677  
mental retardation and developmental disabilities, or children 1678  
attending programs offered by head start agencies. The driver of 1679  
any vehicle, streetcar, or trackless trolley overtaking the school 1680  
bus shall comply with division (A) of this section. 1681

(D) School buses operating on divided highways or on highways 1682  
with four or more traffic lanes shall receive and discharge all 1683  
school children, persons attending programs offered by community 1684  
boards of mental health and county boards of mental retardation 1685  
and developmental disabilities, and children attending programs 1686  
offered by head start agencies on their residence side of the 1687  
highway. 1688

(E) No school bus driver shall start the driver's bus until 1689  
after any child, person attending programs offered by community 1690  
boards of mental health and county boards of mental retardation 1691  
and developmental disabilities, or child attending a program 1692  
offered by a head start agency who may have alighted therefrom has 1693  
reached a place of safety on the child's or person's residence 1694  
side of the road. 1695

(F)(1) Whoever violates division (A) of this section may be 1696  
fined an amount not to exceed five hundred dollars. A person who 1697  
is issued a citation for a violation of division (A) of this 1698  
section is not permitted to enter a written plea of guilty and 1699  
waive the person's right to contest the citation in a trial but 1700  
instead must appear in person in the proper court to answer the 1701  
charge. 1702

(2) In addition to and independent of any other penalty 1703  
provided by law, the court or mayor may impose upon an offender 1704  
who violates this section a class seven suspension of the 1705  
offender's driver's license, commercial driver's license, 1706  
temporary instruction permit, probationary license, or nonresident 1707  
operating privilege from the range specified in division (A)(7) of 1708  
section 4510.02 of the Revised Code. When a license is suspended 1709  
under this section, the court or mayor shall cause the offender to 1710  
deliver the license to the court, and the court or clerk of the 1711  
court immediately shall forward the license to the registrar of 1712  
motor vehicles, together with notice of the court's action. 1713



(G) As used in this section: 1714

(1) "Head start agency" has the same meaning as in section 1715  
3301.32 of the Revised Code. 1716

(2) "School bus," as used in relation to children who attend 1717  
a program offered by a head start agency, means a school bus as 1718  
defined in division (F) of section 4511.01 of the Revised Code 1719  
that is owned and operated by a head start agency, ~~is equipped~~ 1720  
~~with an automatically extended stop warning sign of a type~~ 1721  
~~approved by the state board of education, is painted the color and~~ 1722  
~~displays the markings described in section 4511.77 of the Revised~~ 1723  
~~Code, and is equipped with amber and red visual signals meeting~~ 1724  
~~the requirements of section 4511.771 of the Revised Code,~~ 1725  
irrespective of whether or not the bus has fifteen or more 1726  
children aboard at any time. "School bus" does not include a van 1727  
owned and operated by a head start agency, irrespective of its 1728  
color, lights, or markings. 1729

**Sec. 4511.761.** (A) The state highway patrol shall inspect 1730  
every school bus to ascertain whether its construction, design, 1731  
and equipment comply with the regulations adopted pursuant to 1732  
section 4511.76 of the Revised Code and all other provisions of 1733  
law. 1734

The superintendent of the state highway patrol shall adopt a 1735  
distinctive inspection decal not less than twelve inches in size, 1736  
and bearing the date of the inspection, which shall be affixed to 1737  
the outside surface of each side of each school bus which upon 1738  
such inspection is found to comply with the regulations adopted 1739  
pursuant to section 4511.76 of the Revised Code. The appearance of 1740  
said decal shall be changed from year to year as to shape and 1741  
color in order to provide easy visual inspection. 1742

No person shall operate, nor shall any person being the owner 1743

thereof or having supervisory responsibility therefor permit the  
operation of, a school bus within this state unless there are  
displayed thereon the decals issued by the state highway patrol  
bearing the proper date of inspection for the calendar year for  
which the inspection decals were issued.

For the purpose of complying with the requirements of this  
section, the owner or operator of a school bus may drive the bus  
directly to a state highway patrol inspection site and directly  
back to the person's place of business without a valid  
registration and without displaying a safety inspection decal,  
provided that no passengers occupy the bus during such operation.

(B) Except as otherwise provided in this division, whoever  
violates this section is guilty of a minor misdemeanor. If the  
offender previously has been convicted of or pleaded guilty to one  
or more violations of this section or section 4511.63, 4511.76,  
4511.762, 4511.764, 4511.77, or 4511.79 of the Revised Code or a  
municipal ordinance that is substantially similar to any of those  
sections, whoever violates this section is guilty of a misdemeanor  
of the fourth degree.

(C) Whenever a person is found guilty in a court of record of  
a violation of this section, the trial judge, in addition to or  
independent of all other penalties provided by law, may suspend  
for any period of time not exceeding three years, or cancel the  
license of any person, partnership, association, or corporation,  
issued under section 4511.763 of the Revised Code.

**Sec. 4511.762.** (A) Except as provided in division (B) of this  
section, no person who is the owner of a bus that previously was  
registered as a school bus that is used or is to be used  
exclusively for purposes other than the transportation of  
children, shall operate the bus or permit it to be operated within  
this state unless the bus ~~has~~ complies with all of the following:

(1) The bus has been painted a color different from that 1775  
prescribed for school buses by section 4511.77 of the Revised Code 1776  
and. 1777

(2) The bus has been painted in such a way that the words 1778  
"stop," and "school bus," or "school activity bus," as applicable, 1779  
are obliterated. 1780

(3) The flashing red and amber lights required by section 1781  
4511.771 of the Revised Code are removed. 1782

(4) The automatically extended stop warning sign required by 1783  
section 4511.75 of the Revised Code is removed. 1784

(5) The inspection decal required by section 4511.761 of the 1785  
Revised Code is removed. 1786

(6) The identification number assigned under section 4511.764 1787  
of the Revised Code is obliterated. 1788

(B) Any church bus that previously was registered as a school 1789  
bus and is registered under section 4503.07 of the Revised Code 1790  
may retain the paint color prescribed for school buses by section 1791  
4511.77 of the Revised Code if the bus complies with all of the 1792  
following: 1793

(1) The words "school bus" required by section 4511.77 of the 1794  
Revised Code are covered or obliterated and the bus is marked on 1795  
the front and rear with the words "church bus" painted in black 1796  
lettering not less than ten inches in height; 1797

(2) The automatically extended stop warning sign required by 1798  
section 4511.75 of the Revised Code is removed and the word "stop" 1799  
required by section 4511.77 of the Revised Code is covered or 1800  
obliterated; 1801

(3) The flashing red and amber lights required by section 1802  
4511.771 of the Revised Code are covered or removed; 1803

(4) The inspection decal required by section 4511.761 of the 1804

Revised Code is covered or removed; 1805

(5) The identification number assigned under section 4511.764 1806  
of the Revised Code and marked in black lettering on the front and 1807  
rear of the bus is covered or obliterated. 1808

(C) Except as otherwise provided in this division, whoever 1809  
violates this section is guilty of a minor misdemeanor. If the 1810  
offender previously has been convicted of or pleaded guilty to one 1811  
or more violations of this section or section 4511.63, 4511.76, 1812  
4511.761, 4511.764, 4511.77, or 4511.79 of the Revised Code or a 1813  
municipal ordinance that is substantially similar to any of those 1814  
sections, whoever violates this section is guilty of a misdemeanor 1815  
of the fourth degree. 1816

(D) Whenever a person is found guilty in a court of record of 1817  
a violation of this section, the trial judge, in addition to or 1818  
independent of all other penalties provided by law, may suspend 1819  
for any period of time not exceeding three years, or cancel the 1820  
license of any person, partnership, association, or corporation, 1821  
issued under section 4511.763 of the Revised Code. 1822

**Sec. 4511.77.** (A) No person shall operate, nor shall any 1823  
person being the owner thereof or having supervisory 1824  
responsibility therefor permit the operation of, a school bus 1825  
within this state unless it is painted national school bus yellow 1826  
and is marked on both front and rear with the words "school bus" 1827  
in black lettering not less than eight inches in height and on the 1828  
rear of the bus with the word "stop" in black lettering not less 1829  
than ten inches in height. This section does not apply to a 1830  
multifunction school activity bus. 1831

(B) Except as otherwise provided in this division, whoever 1832  
violates this section is guilty of a minor misdemeanor. If the 1833  
offender previously has been convicted of or pleaded guilty to one 1834

or more violations of this section or section 4511.63, 4511.76,  
4511.761, 4511.762, 4511.764, or 4511.79 of the Revised Code or a  
municipal ordinance that is substantially similar to any of those  
sections, whoever violates this section is guilty of a misdemeanor  
of the fourth degree.

(C) Whenever a person is found guilty in a court of record of  
a violation of this section, the trial judge, in addition to or  
independent of all other penalties provided by law, may suspend  
for any period of time not exceeding three years, or cancel the  
license of any person, partnership, association, or corporation,  
issued under section 4511.763 of the Revised Code.

**Sec. 4511.771.** (A) Every school bus except a multifunction  
school activity bus shall, in addition to any other equipment and  
distinctive markings required pursuant to sections 4511.76,  
4511.761, 4511.764, and 4511.77 of the Revised Code, be equipped  
with signal lamps mounted as high as practicable, which shall  
display to the front two alternately flashing red lights and two  
alternately flashing amber lights located at the same level and to  
the rear two alternately flashing red lights and two alternately  
flashing amber lights located at the same level, and these lights  
shall be visible at five hundred feet in normal sunlight. The  
alternately flashing red lights shall be spaced as widely as  
practicable, and the alternately flashing amber lights shall be  
located next to them. No multifunction school activity bus shall  
be equipped with alternately flashing lights.

(B) Except as otherwise provided in this division, whoever  
violates this section is guilty of a minor misdemeanor. If, within  
one year of the offense, the offender previously has been  
convicted of or pleaded guilty to one predicate motor vehicle or  
traffic offense, whoever violates this section is guilty of a  
misdemeanor of the fourth degree. If, within one year of the

offense, the offender previously has been convicted of two or more  
predicate motor vehicle or traffic offenses, whoever violates this  
section is guilty of a misdemeanor of the third degree.

Sec. 4513.42. No person operating a low-speed vehicle that  
complies with the federal safety standards established in 49  
C.F.R. 571.500 shall be required to comply with any conflicting  
equipment provisions of Chapter 4513. of the Revised Code.

**Sec. 4513.50.** As used in sections 4513.50 to 4513.53 of the  
Revised Code:

(A)(1) "Bus" means any vehicle that is registered in this  
state and used for the transportation of passengers that meets at  
least one of the following:

(a) Was originally designed by the manufacturer to transport  
more than fifteen passengers, including the driver;

(b) Either the gross vehicle weight rating or the gross  
vehicle weight exceeds ten thousand pounds.

(2) "Bus" does not include a church bus as defined in section  
4503.07 of the Revised Code or a school bus unless the church bus  
or school bus is used in the transportation of passengers for hire  
by a motor transportation company or a common carrier by motor  
vehicle or by a private motor carrier or contract carrier by motor  
vehicle.

(3) "Bus" also does not include any of the following:

(a) Any vehicle operated exclusively on a rail or rails;

(b) A trolley bus operated by electric power derived from a  
fixed overhead wire furnishing local passenger transportation  
similar to street-railway service;

(c) Vehicles owned or leased by government agencies or

political subdivisions. 1894

(B)(1) "Motor transportation company" and "common carrier by 1895  
motor vehicle" have the same meanings as in section 4921.02 of the 1896  
Revised Code. 1897

(2) "Private motor carrier" and "contract carrier by motor 1898  
vehicle" have the same meanings as in section 4923.02 of the 1899  
Revised Code. 1900

**Sec. 5525.03.** All prospective bidders other than 1901  
environmental remediators and specialty contractors for which 1902  
there are no classes of work provided for in the rules adopted by 1903  
the director of transportation shall apply for qualification on 1904  
forms prescribed and furnished by the director. The application 1905  
shall be accompanied by a certificate of compliance with 1906  
affirmative action programs issued pursuant to section 9.47 of the 1907  
Revised Code and dated no earlier than one hundred eighty days 1908  
prior to the date fixed for the opening of bids for a particular 1909  
project. The director shall act upon an application for 1910  
qualification within thirty days after ~~it is presented to the~~ 1911  
director receives the application. Upon the receipt of any 1912  
application for qualification, the director shall examine the 1913  
application and any other information that the director considers 1914  
relevant to determine whether the applicant is competent and 1915  
responsible in accordance with rules adopted by the director and 1916  
possesses the financial resources required by section 5525.04 of 1917  
the Revised Code. If the applicant is found to possess the 1918  
required qualifications ~~prescribed by sections 5525.02 to 5525.09~~ 1919  
~~of the Revised Code and by rules adopted by the director,~~ 1920  
~~including a certificate of compliance with affirmative action~~ 1921  
~~programs~~ and financial resources, a certificate of qualification 1922  
shall be issued to the applicant, which shall be valid for the 1923  
period of one year or such shorter period of time as the director 1924

prescribes, unless revoked by the director for cause as defined by 1925  
rules adopted by the director under section 5525.05 of the Revised 1926  
Code. The certificate of qualification shall contain a statement 1927  
fixing the aggregate amount of work, for any or all project 1928  
owners, that the applicant may have under construction and 1929  
uncompleted at any one time and may contain a statement limiting 1930  
such ~~bids~~ applicant to the submission of bids upon a one or more 1931  
certain ~~class~~ classes of work. Subject to any restriction as to 1932  
amount or ~~class~~ classes of work therein contained, the certificate 1933  
of qualification shall authorize its holder to bid on all work on 1934  
which bids are taken by the department of transportation during 1935  
the period of time therein specified. An applicant who has 1936  
received a certificate of qualification and desires to amend the 1937  
certificate ~~by~~ as to the ~~dollar~~ amount or ~~by the~~ classes of work 1938  
may submit to the director such documentation as the director 1939  
considers appropriate. The director shall review the documentation 1940  
submitted by the applicant and any other information that the 1941  
director considers relevant and, within fifteen days after 1942  
receiving the information, shall either amend the certificate of 1943  
qualification or deny the request. If the director denies the 1944  
request to amend the certificate, the applicant may appeal that 1945  
decision to the ~~director's~~ request is prequalification review 1946  
board in accordance with section 5525.07 of the Revised Code. Two 1947  
or more persons, ~~partnerships, or corporations~~ may bid jointly on 1948  
any one project, but only on condition that prior to the time bids 1949  
are taken on the project the ~~bidders~~ persons make a joint 1950  
application for qualification and obtain a joint certificate 1951  
qualification. 1952

The director may debar from continuing with existing 1953  
contracts and participating in future contracts with the 1954  
department any ~~bidding company as well as any partner of a~~ 1955  
~~partnership, or the officers and directors of an association or~~ 1956  
~~corporation if the certificate of qualification of the company,~~ 1957



~~partnership, association, or corporation is revoked or not renewed~~ 1958  
~~by the director~~ person due to the actions or omissions of that 1959  
person or of any of that person's personnel. When the director 1960  
reasonably believes that grounds for ~~revocation and~~ debarment 1961  
exist, the director shall send ~~the bidding company and any~~ 1962  
~~individual~~ each person involved a notice of proposed ~~revocation~~ 1963  
~~and~~ debarment indicating the grounds for such action as 1964  
established in rules adopted by the director under section 5525.05 1965  
of the Revised Code and the procedure for requesting a hearing. 1966  
The notice and hearing shall be in accordance with Chapter 119. of 1967  
the Revised Code. If the ~~bidding company or individual~~ person does 1968  
not respond with a request for a hearing in the manner specified 1969  
in Chapter 119. of the Revised Code, the director shall ~~revoke the~~ 1970  
~~certificate and~~ issue the debarment decision without a hearing and 1971  
shall notify the ~~bidding company or individual~~ person of the 1972  
decision by certified mail, return receipt requested. The 1973  
debarment period may be of any length determined by the director 1974  
~~and the.~~ The director may modify or rescind the debarment at any 1975  
time. During the period of debarment, any existing certificate of 1976  
qualification of the debarred person is automatically revoked and 1977  
the director shall not issue a certificate of qualification ~~for~~ 1978  
~~any company, partnership, association, or corporation affiliated~~ 1979  
~~with a debarred individual to the debarred person or to any other~~ 1980  
~~person affiliated with or employing the debarred person.~~ After the 1981  
debarment period expires, the ~~bidding company or individual, and~~ 1982  
~~any partnership, association, or corporation affiliated with the~~ 1983  
~~individual~~ debarred person may make an application for 1984  
qualification. 1985

**Sec. 5525.09.** No ~~applicant for qualification person~~ shall 1986  
knowingly make a false statement with respect to ~~his~~ the person's 1987  
financial worth in any application for qualification, financial 1988  
statement, or other written instrument filed by ~~him~~ the person 1989

with the department of transportation, pursuant to sections 1990  
5525.02 to 5525.09 of the Revised Code, or the rules and 1991  
regulations adopted pursuant thereto. Whoever violates this 1992  
section ~~shall~~ may be disqualified from submitting bids on 1993  
contracts advertised for letting by the department of 1994  
transportation for ~~the period of two years following the date of~~ 1995  
~~his conviction~~ any length of time determined by the director of 1996  
transportation. The director may modify or rescind the 1997  
disqualification at any time. 1998

**Sec. 5531.10.** (A) As used in this chapter: 1999

(1) "Bond proceedings" means the resolution, order, trust 2000  
agreement, indenture, lease, lease-purchase agreements, and other 2001  
agreements, amendments and supplements to the foregoing, or any 2002  
one or more or combination thereof, authorizing or providing for 2003  
the terms and conditions applicable to, or providing for the 2004  
security or liquidity of, obligations issued pursuant to this 2005  
section, and the provisions contained in such obligations. 2006

(2) "Bond service charges" means principal, including 2007  
mandatory sinking fund requirements for retirement of obligations, 2008  
and interest, and redemption premium, if any, required to be paid 2009  
by the state on obligations. 2010

(3) "Bond service fund" means the applicable fund and 2011  
accounts therein created for and pledged to the payment of bond 2012  
service charges, which may be, or may be part of, the state 2013  
infrastructure bank revenue bond service fund created by division 2014  
(R) of this section including all moneys and investments, and 2015  
earnings from investments, credited and to be credited thereto. 2016

(4) "Issuing authority" means the treasurer of state, or the 2017  
officer who by law performs the functions of the treasurer of 2018  
state. 2019

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

(6) "Pledged receipts" means moneys accruing to the state from the lease, lease-purchase, sale, or other disposition, or use, of qualified projects, and from the repayment, including interest, of loans made from proceeds received from the sale of obligations; accrued interest received from the sale of obligations; income from the investment of the special funds; any gifts, grants, donations, and pledges, and receipts therefrom, available for the payment of bond service charges; and any amounts in the state infrastructure bank pledged to the payment of such charges. If the amounts in the state infrastructure bank are insufficient for the payment of such charges, "pledged receipts" also means moneys that are apportioned by the United States secretary of transportation under United States Code, Title XXIII, as amended, or any successor legislation, or under any other federal law relating to aid for highways, and that are to be received as a grant by the state, to the extent the state is not prohibited by state or federal law from using such moneys and the moneys are pledged to the payment of such bond service charges.

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

(8) "State infrastructure project" means any public transportation project undertaken by the state, including, but not limited to, all components of any such project, as described in

division (D) of section 5531.09 of the Revised Code. 2052

(9) "District obligations" means bonds, notes, or other 2053  
evidence of obligation including interest coupons pertaining 2054  
thereto, issued to finance a qualified project by a transportation 2055  
improvement district created pursuant to section 5540.02 of the 2056  
Revised Code, of which the principal, including mandatory sinking 2057  
fund requirements for retirement of such obligations, and interest 2058  
and redemption premium, if any, are payable by the department of 2059  
transportation. 2060

(B) The issuing authority, after giving written notice to the 2061  
director of budget and management and upon the certification by 2062  
the director of transportation to the issuing authority of the 2063  
amount of moneys or additional moneys needed either for state 2064  
infrastructure projects or to provide financial assistance for any 2065  
of the purposes for which the state infrastructure bank may be 2066  
used under section 5531.09 of the Revised Code, or needed for 2067  
capitalized interest, funding reserves, and paying costs and 2068  
expenses incurred in connection with the issuance, carrying, 2069  
securing, paying, redeeming, or retirement of the obligations or 2070  
any obligations refunded thereby, including payment of costs and 2071  
expenses relating to letters of credit, lines of credit, 2072  
insurance, put agreements, standby purchase agreements, indexing, 2073  
marketing, remarketing and administrative arrangements, interest 2074  
swap or hedging agreements, and any other credit enhancement, 2075  
liquidity, remarketing, renewal, or refunding arrangements, all of 2076  
which are authorized by this section, shall issue obligations of 2077  
the state under this section in the required amount. The proceeds 2078  
of such obligations, except for the portion to be deposited in 2079  
special funds, including reserve funds, as may be provided in the 2080  
bond proceedings, shall as provided in the bond proceedings be 2081  
credited to the infrastructure bank obligations fund of the state 2082  
infrastructure bank created by section 5531.09 of the Revised Code 2083

and disbursed as provided in the bond proceedings for such  
obligations. The issuing authority may appoint trustees, paying  
agents, transfer agents, and authenticating agents, and may retain  
the services of financial advisors, accounting experts, and  
attorneys, and retain or contract for the services of marketing,  
remarketing, indexing, and administrative agents, other  
consultants, and independent contractors, including printing  
services, as are necessary in the issuing authority's judgment to  
carry out this section. The costs of such services are payable  
from funds of the state infrastructure bank.

(C) ~~Except as otherwise provided in this division, the~~ The  
holders or owners of such obligations shall have no right to have  
moneys raised by taxation by the state of Ohio obligated or  
pledged, and moneys so raised shall not be obligated or pledged,  
for the payment of bond service charges. ~~The municipal~~  
~~corporations and counties may pledge and obligate moneys received~~  
~~pursuant to sections 4501.04, 5709.42, 5709.79, 5735.23, 5735.27,~~  
~~and 5735.291 of the Revised Code to the payment of amounts payable~~  
~~by those municipal corporations and counties to the state~~  
~~infrastructure bank pursuant to section 5531.09 of the Revised~~  
~~Code, and the bond proceedings for obligations may provide that~~  
~~such payments shall constitute pledged receipts, provided such~~  
~~moneys are obligated, pledged, and paid only with respect to~~  
~~obligations issued exclusively for public transportation projects.~~  
The right of such holders and owners to the payment of bond  
service charges is limited to all or that portion of the pledged  
receipts and those special funds pledged thereto pursuant to the  
bond proceedings for such obligations in accordance with this  
section, and each such obligation shall bear on its face a  
statement to that effect. Moneys received by the state  
infrastructure bank from repayments of loans made pursuant to  
section 5531.09 of the Revised Code are not moneys raised by

taxation regardless of the sources of those repayments and may be 2116  
obligated or pledged for the payment of bond service charges. 2117

(D) Obligations shall be authorized by order of the issuing 2118  
authority and the bond proceedings shall provide for the purpose 2119  
thereof and the principal amount or amounts, and shall provide for 2120  
or authorize the manner or agency for determining the principal 2121  
maturity or maturities, not exceeding twenty-five years from the 2122  
date of issuance, the interest rate or rates or the maximum 2123  
interest rate, the date of the obligations and the dates of 2124  
payment of interest thereon, their denomination, and the 2125  
establishment within or without the state of a place or places of 2126  
payment of bond service charges. Sections 9.98 to 9.983 of the 2127  
Revised Code are applicable to obligations issued under this 2128  
section. The purpose of such obligations may be stated in the bond 2129  
proceedings in terms describing the general purpose or purposes to 2130  
be served. The bond proceedings also shall provide, subject to the 2131  
provisions of any other applicable bond proceedings, for the 2132  
pledge of all, or such part as the issuing authority may 2133  
determine, of the pledged receipts and the applicable special fund 2134  
or funds to the payment of bond service charges, which pledges may 2135  
be made either prior or subordinate to other expenses, claims, or 2136  
payments, and may be made to secure the obligations on a parity 2137  
with obligations theretofore or thereafter issued, if and to the 2138  
extent provided in the bond proceedings. The pledged receipts and 2139  
special funds so pledged and thereafter received by the state 2140  
immediately are subject to the lien of such pledge without any 2141  
physical delivery thereof or further act, and the lien of any such 2142  
pledges is valid and binding against all parties having claims of 2143  
any kind against the state or any governmental agency of the 2144  
state, irrespective of whether such parties have notice thereof, 2145  
and shall create a perfected security interest for all purposes of 2146  
Chapter 1309. of the Revised Code, without the necessity for 2147  
separation or delivery of funds or for the filing or recording of 2148

the bond proceedings by which such pledge is created or any  
certificate, statement, or other document with respect thereto;  
and the pledge of such pledged receipts and special funds is  
effective and the money therefrom and thereof may be applied to  
the purposes for which pledged without necessity for any act of  
appropriation. Every pledge, and every covenant and agreement made  
with respect thereto, made in the bond proceedings may therein be  
extended to the benefit of the owners and holders of obligations  
authorized by this section, and to any trustee therefor, for the  
further security of the payment of the bond service charges.

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

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

(2) Other terms of the obligations;

(3) Limitations on the issuance of additional obligations;

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

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

(6) Any or every provision of the bond proceedings being  
binding upon such officer, board, commission, authority, agency,  
department, or other person or body as may from time to time have

the authority under law to take such actions as may be necessary 2180  
to perform all or any part of the duty required by such provision; 2181

(7) Any provision that may be made in a trust agreement or 2182  
indenture; 2183

(8) Any other or additional agreements with the holders of 2184  
the obligations, or the trustee therefor, relating to the 2185  
obligations or the security therefor, including the assignment of 2186  
mortgages or other security relating to financial assistance for 2187  
qualified projects under section 5531.09 of the Revised Code. 2188

(F) The obligations may have the great seal of the state or a 2189  
facsimile thereof affixed thereto or printed thereon. The 2190  
obligations and any coupons pertaining to obligations shall be 2191  
signed or bear the facsimile signature of the issuing authority. 2192  
Any obligations or coupons may be executed by the person who, on 2193  
the date of execution, is the proper issuing authority although on 2194  
the date of such bonds or coupons such person was not the issuing 2195  
authority. In case the issuing authority whose signature or a 2196  
facsimile of whose signature appears on any such obligation or 2197  
coupon ceases to be the issuing authority before delivery thereof, 2198  
such signature or facsimile nevertheless is valid and sufficient 2199  
for all purposes as if the former issuing authority had remained 2200  
the issuing authority until such delivery; and in case the seal to 2201  
be affixed to obligations has been changed after a facsimile of 2202  
the seal has been imprinted on such obligations, such facsimile 2203  
seal shall continue to be sufficient as to such obligations and 2204  
obligations issued in substitution or exchange therefor. 2205

(G) All obligations are negotiable instruments and securities 2206  
under Chapter 1308. of the Revised Code, subject to the provisions 2207  
of the bond proceedings as to registration. The obligations may be 2208  
issued in coupon or in registered form, or both, as the issuing 2209  
authority determines. Provision may be made for the registration 2210



of any obligations with coupons attached thereto as to principal 2211  
alone or as to both principal and interest, their exchange for 2212  
obligations so registered, and for the conversion or reconversion 2213  
into obligations with coupons attached thereto of any obligations 2214  
registered as to both principal and interest, and for reasonable 2215  
charges for such registration, exchange, conversion, and 2216  
reconversion. 2217

(H) Obligations may be sold at public sale or at private 2218  
sale, as determined in the bond proceedings. 2219

(I) Pending preparation of definitive obligations, the 2220  
issuing authority may issue interim receipts or certificates which 2221  
shall be exchanged for such definitive obligations. 2222

(J) In the discretion of the issuing authority, obligations 2223  
may be secured additionally by a trust agreement or indenture 2224  
between the issuing authority and a corporate trustee which may be 2225  
any trust company or bank having its principal place of business 2226  
within the state. Any such agreement or indenture may contain the 2227  
order authorizing the issuance of the obligations, any provisions 2228  
that may be contained in any bond proceedings, and other 2229  
provisions which are customary or appropriate in an agreement or 2230  
indenture of such type, including, but not limited to: 2231

(1) Maintenance of each pledge, trust agreement, indenture, 2232  
or other instrument comprising part of the bond proceedings until 2233  
the state has fully paid the bond service charges on the 2234  
obligations secured thereby, or provision therefor has been made; 2235

(2) In the event of default in any payments required to be 2236  
made by the bond proceedings, or any other agreement of the 2237  
issuing authority made as a part of the contract under which the 2238  
obligations were issued, enforcement of such payments or agreement 2239  
by mandamus, the appointment of a receiver, suit in equity, action 2240  
at law, or any combination of the foregoing; 2241

(3) The rights and remedies of the holders of obligations and 2242  
of the trustee, and provisions for protecting and enforcing them, 2243  
including limitations on the rights of individual holders of 2244  
obligations; 2245

(4) The replacement of any obligations that become mutilated 2246  
or are destroyed, lost, or stolen; 2247

(5) Such other provisions as the trustee and the issuing 2248  
authority agree upon, including limitations, conditions, or 2249  
qualifications relating to any of the foregoing. 2250

(K) Any holder of obligations or a trustee under the bond 2251  
proceedings, except to the extent that the holder's or trustee's 2252  
rights are restricted by the bond proceedings, may by any suitable 2253  
form of legal proceedings, protect and enforce any rights under 2254  
the laws of this state or granted by such bond proceedings. Such 2255  
rights include the right to compel the performance of all duties 2256  
of the issuing authority and the director of transportation 2257  
required by the bond proceedings or sections 5531.09 and 5531.10 2258  
of the Revised Code; to enjoin unlawful activities; and in the 2259  
event of default with respect to the payment of any bond service 2260  
charges on any obligations or in the performance of any covenant 2261  
or agreement on the part of the issuing authority or the director 2262  
of transportation in the bond proceedings, to apply to a court 2263  
having jurisdiction of the cause to appoint a receiver to receive 2264  
and administer the pledged receipts and special funds, other than 2265  
those in the custody of the treasurer of state, which are pledged 2266  
to the payment of the bond service charges on such obligations or 2267  
which are the subject of the covenant or agreement, with full 2268  
power to pay, and to provide for payment of bond service charges 2269  
on, such obligations, and with such powers, subject to the 2270  
direction of the court, as are accorded receivers in general 2271  
equity cases, excluding any power to pledge additional revenues or 2272  
receipts or other income or moneys of the state or local 2273

governmental entities, or agencies thereof, to the payment of such 2274  
principal and interest and excluding the power to take possession 2275  
of, mortgage, or cause the sale or otherwise dispose of any 2276  
project facilities. 2277

Each duty of the issuing authority and the issuing 2278  
authority's officers and employees, and of each state or local 2279  
governmental agency and its officers, members, or employees, 2280  
undertaken pursuant to the bond proceedings or any loan, loan 2281  
guarantee, lease, lease-purchase agreement, or other agreement 2282  
made under authority of section 5531.09 of the Revised Code, and 2283  
in every agreement by or with the issuing authority, is hereby 2284  
established as a duty of the issuing authority, and of each such 2285  
officer, member, or employee having authority to perform such 2286  
duty, specifically enjoined by the law resulting from an office, 2287  
trust, or station within the meaning of section 2731.01 of the 2288  
Revised Code. 2289

The person who is at the time the issuing authority, or the 2290  
issuing authority's officers or employees, are not liable in their 2291  
personal capacities on any obligations issued by the issuing 2292  
authority or any agreements of or with the issuing authority. 2293

(L) The issuing authority may authorize and issue obligations 2294  
for the refunding, including funding and retirement, and advance 2295  
refunding with or without payment or redemption prior to maturity, 2296  
of any obligations previously issued by the issuing authority or 2297  
district obligations. Such refunding obligations may be issued in 2298  
amounts sufficient for payment of the principal amount of the 2299  
prior obligations or district obligations, any redemption premiums 2300  
thereon, principal maturities of any such obligations or district 2301  
obligations maturing prior to the redemption of the remaining 2302  
obligations or district obligations on a parity therewith, 2303  
interest accrued or to accrue to the maturity dates or dates of 2304  
redemption of such obligations or district obligations, and any 2305

expenses incurred or to be incurred in connection with such 2306  
issuance and such refunding, funding, and retirement. Subject to 2307  
the bond proceedings therefor, the portion of proceeds of the sale 2308  
of refunding obligations issued under this division to be applied 2309  
to bond service charges on the prior obligations or district 2310  
obligations shall be credited to an appropriate account held by 2311  
the trustee for such prior or new obligations or to the 2312  
appropriate account in the bond service fund for such obligations 2313  
or district obligations. Obligations authorized under this 2314  
division shall be deemed to be issued for those purposes for which 2315  
such prior obligations or district obligations were issued and are 2316  
subject to the provisions of this section pertaining to other 2317  
obligations, except as otherwise provided in this section. The 2318  
last maturity of obligations authorized under this division shall 2319  
not be later than twenty-five years from the date of issuance of 2320  
the original securities issued for the original purpose. 2321

(M) The authority to issue obligations under this section 2322  
includes authority to issue obligations in the form of bond 2323  
anticipation notes and to renew the same from time to time by the 2324  
issuance of new notes. The holders of such notes or interest 2325  
coupons pertaining thereto shall have a right to be paid solely 2326  
from the pledged receipts and special funds that may be pledged to 2327  
the payment of the bonds anticipated, or from the proceeds of such 2328  
bonds or renewal notes, or both, as the issuing authority provides 2329  
in the order authorizing such notes. Such notes may be 2330  
additionally secured by covenants of the issuing authority to the 2331  
effect that the issuing authority and the state will do such or 2332  
all things necessary for the issuance of such bonds or renewal 2333  
notes in the appropriate amount, and apply the proceeds thereof to 2334  
the extent necessary, to make full payment of the principal of and 2335  
interest on such notes at the time or times contemplated, as 2336  
provided in such order. For such purpose, the issuing authority 2337

may issue bonds or renewal notes in such principal amount and upon 2338  
such terms as may be necessary to provide funds to pay when 2339  
required the principal of and interest on such notes, 2340  
notwithstanding any limitations prescribed by or for purposes of 2341  
this section. Subject to this division, all provisions for and 2342  
references to obligations in this section are applicable to notes 2343  
authorized under this division. 2344

The issuing authority in the bond proceedings authorizing the 2345  
issuance of bond anticipation notes shall set forth for such bonds 2346  
an estimated interest rate and a schedule of principal payments 2347  
for such bonds and the annual maturity dates thereof. 2348

(N) Obligations issued under this section are lawful 2349  
investments for banks, societies for savings, savings and loan 2350  
associations, deposit guarantee associations, trust companies, 2351  
trustees, fiduciaries, insurance companies, including domestic for 2352  
life and domestic not for life, trustees or other officers having 2353  
charge of sinking and bond retirement or other special funds of 2354  
political subdivisions and taxing districts of this state, the 2355  
commissioners of the sinking fund of the state, the administrator 2356  
of workers' compensation, the state teachers retirement system, 2357  
the public employees retirement system, the school employees 2358  
retirement system, and the Ohio police and fire pension fund, 2359  
notwithstanding any other provisions of the Revised Code or rules 2360  
adopted pursuant thereto by any agency of the state with respect 2361  
to investments by them, and are also acceptable as security for 2362  
the deposit of public moneys. 2363

(O) Unless otherwise provided in any applicable bond 2364  
proceedings, moneys to the credit of or in the special funds 2365  
established by or pursuant to this section may be invested by or 2366  
on behalf of the issuing authority only in notes, bonds, or other 2367  
obligations of the United States, or of any agency or 2368  
instrumentality of the United States, obligations guaranteed as to 2369

principal and interest by the United States, obligations of this 2370  
state or any political subdivision of this state, and certificates 2371  
of deposit of any national bank located in this state and any 2372  
bank, as defined in section 1101.01 of the Revised Code, subject 2373  
to inspection by the superintendent of financial institutions. If 2374  
the law or the instrument creating a trust pursuant to division 2375  
(J) of this section expressly permits investment in direct 2376  
obligations of the United States or an agency of the United 2377  
States, unless expressly prohibited by the instrument, such moneys 2378  
also may be invested in no-front-end-load money market mutual 2379  
funds consisting exclusively of obligations of the United States 2380  
or an agency of the United States and in repurchase agreements, 2381  
including those issued by the fiduciary itself, secured by 2382  
obligations of the United States or an agency of the United 2383  
States; and in collective investment funds as defined in division 2384  
(A) of section 1111.01 of the Revised Code and consisting 2385  
exclusively of any such securities. The income from such 2386  
investments shall be credited to such funds as the issuing 2387  
authority determines, and such investments may be sold at such 2388  
times as the issuing authority determines or authorizes. 2389

(P) Provision may be made in the applicable bond proceedings 2390  
for the establishment of separate accounts in the bond service 2391  
fund and for the application of such accounts only to the 2392  
specified bond service charges on obligations pertinent to such 2393  
accounts and bond service fund and for other accounts therein 2394  
within the general purposes of such fund. Unless otherwise 2395  
provided in any applicable bond proceedings, moneys to the credit 2396  
of or in the several special funds established pursuant to this 2397  
section shall be disbursed on the order of the treasurer of state, 2398  
provided that no such order is required for the payment from the 2399  
bond service fund when due of bond service charges on obligations. 2400

(Q)(1) The issuing authority may pledge all, or such portion 2401

as the issuing authority determines, of the pledged receipts to 2402  
the payment of bond service charges on obligations issued under 2403  
this section, and for the establishment and maintenance of any 2404  
reserves, as provided in the bond proceedings, and make other 2405  
provisions therein with respect to pledged receipts as authorized 2406  
by this chapter, which provisions are controlling notwithstanding 2407  
any other provisions of law pertaining thereto. 2408

(2) An action taken under division (Q)(2) of this section 2409  
does not limit the generality of division (Q)(1) of this section, 2410  
and is subject to division (C) of this section and, if and to the 2411  
extent otherwise applicable, Section 13 of Article VIII, Ohio 2412  
Constitution. The bond proceedings may contain a covenant that, in 2413  
the event the pledged receipts primarily pledged and required to 2414  
be used for the payment of bond service charges on obligations 2415  
issued under this section, and for the establishment and 2416  
maintenance of any reserves, as provided in the bond proceedings, 2417  
are insufficient to make any such payment in full when due, or to 2418  
maintain any such reserve, the director of transportation shall so 2419  
notify the governor, and shall determine to what extent, if any, 2420  
the payment may be made or moneys may be restored to the reserves 2421  
from lawfully available moneys previously appropriated for that 2422  
purpose to the department of transportation. The covenant also may 2423  
provide that if the payments are not made or the moneys are not 2424  
immediately and fully restored to the reserves from such moneys, 2425  
the director shall promptly submit to the governor and to the 2426  
director of budget and management a written request for either or 2427  
both of the following: 2428

(a) That the next biennial budget submitted by the governor 2429  
to the general assembly include an amount to be appropriated from 2430  
lawfully available moneys to the department for the purpose of and 2431  
sufficient for the payment in full of bond service charges 2432  
previously due and for the full replenishment of the reserves; 2433

(b) That the general assembly be requested to increase 2434  
appropriations from lawfully available moneys for the department 2435  
in the current biennium sufficient for the purpose of and for the 2436  
payment in full of bond service charges previously due and to come 2437  
due in the biennium and for the full replenishment of the 2438  
reserves. 2439

The director of transportation shall include with such 2440  
requests a recommendation that the payment of the bond service 2441  
charges and the replenishment of the reserves be made in the 2442  
interest of maximizing the benefits of the state infrastructure 2443  
bank. Any such covenant shall not obligate or purport to obligate 2444  
the state to pay the bond service charges on such bonds or notes 2445  
or to deposit moneys in a reserve established for such payments 2446  
other than from moneys that may be lawfully available and 2447  
appropriated for that purpose during the then-current biennium. 2448

(R) There is hereby created the state infrastructure bank 2449  
revenue bond service fund, which shall be in the custody of the 2450  
treasurer of state but shall not be a part of the state treasury. 2451  
All moneys received by or on account of the issuing authority or 2452  
state agencies and required by the applicable bond proceedings, 2453  
consistent with this section, to be deposited, transferred, or 2454  
credited to the bond service fund, and all other moneys 2455  
transferred or allocated to or received for the purposes of the 2456  
fund, shall be deposited and credited to such fund and to any 2457  
separate accounts therein, subject to applicable provisions of the 2458  
bond proceedings, but without necessity for any act of 2459  
appropriation. The state infrastructure bank revenue bond service 2460  
fund is a trust fund and is hereby pledged to the payment of bond 2461  
service charges to the extent provided in the applicable bond 2462  
proceedings, and payment thereof from such fund shall be made or 2463  
provided for by the treasurer of state in accordance with such 2464  
bond proceedings without necessity for any act of appropriation. 2465



(S) The obligations issued pursuant to this section, the 2466  
transfer thereof, and the income therefrom, including any profit 2467  
made on the sale thereof, shall at all times be free from taxation 2468  
within this state. 2469

**Sec. 5531.11.** (A) The director of transportation may enter 2470  
into agreements and cooperate with the secretary of transportation 2471  
or other appropriate official or agency of the United States as 2472  
provided by the "Safe, Accountable, Flexible, Efficient 2473  
Transportation Equity Act: A Legacy for Users," 119 Stat. 1144 2474  
(2005), 23 U.S.C. 325 to 327 and the "National Environmental 2475  
Policy Act of 1969," 83 Stat. 852, 42 U.S.C. 4321 et seq. Pursuant 2476  
to such agreements, the director may perform environmental 2477  
reviews, consult, make decisions, assume specified 2478  
responsibilities of the secretary, and take other necessary 2479  
actions required by the agreement and authorized under such 2480  
federal laws. The director may adopt rules to implement and 2481  
enforce this section. Any expenditure of money by the director in 2482  
connection with agreements authorized by this section shall be 2483  
payable from funds available to the director. 2484

(B) Notwithstanding Chapter 2743. of the Revised Code, in 2485  
regard to actions of the department of transportation authorized 2486  
by this section, the state hereby waives its immunity from civil 2487  
liability and consents to be sued, and have its civil liability 2488  
determined, in an appropriate federal court in accordance with the 2489  
same rules of law applicable to suits against a federal agency. 2490  
This division applies only to actions of the department authorized 2491  
by this section and by 23 U.S.C. 325 to 327. 2492

**Sec. 5577.05.** (A) No vehicle shall be operated upon the 2493  
public highways, streets, bridges, and culverts within the state, 2494  
whose dimensions exceed those specified in this section. 2495

(B) No such vehicle shall have a width in excess of:	2496
(1) One hundred four inches for passenger bus type vehicles	2497
operated exclusively within municipal corporations;	2498
(2) One hundred two inches, excluding such safety devices as	2499
are required by law, for passenger bus type vehicles operated over	2500
freeways, and such other state roads with minimum pavement widths	2501
of twenty-two feet, except those roads or portions thereof over	2502
which operation of one hundred two-inch buses is prohibited by	2503
order of the director of transportation;	2504
(3) One hundred thirty-two inches for traction engines;	2505
(4) One hundred two inches for recreational vehicles,	2506
excluding safety devices and retracted awnings and other	2507
appurtenances of six inches or less in width and except that the	2508
director may prohibit the operation of one hundred two inch	2509
recreational vehicles on designated state highways or portions of	2510
highways;	2511
(5) One hundred two inches, including load, for all other	2512
vehicles, except that the director may prohibit the operation of	2513
one hundred two-inch vehicles on such state highways or portions	2514
thereof as the director designates.	2515
(C) No such vehicle shall have a length in excess of:	2516
(1) Sixty-six feet for passenger bus type vehicles and	2517
articulated passenger bus type vehicles operated by a regional	2518
transit authority pursuant to sections 306.30 to 306.54 of the	2519
Revised Code;	2520
(2) Forty-five feet for all other passenger bus type	2521
vehicles;	2522
(3) Fifty-three feet for any semitrailer when operated in a	2523
commercial tractor-semitrailer combination, with or without load,	2524
except that the director may prohibit the operation of any such	2525

commercial tractor-semitrailer combination on such state highways 2526  
or portions thereof as the director designates. 2527

(4) Twenty-eight and one-half feet for any semitrailer or 2528  
trailer when operated in a commercial tractor-semitrailer-trailer 2529  
or commercial tractor-semitrailer-semitrailer combination, except 2530  
that the director may prohibit the operation of any such 2531  
commercial tractor-semitrailer-trailer or commercial 2532  
tractor-semitrailer-semitrailer combination on such state highways 2533  
or portions thereof as the director designates; 2534

(5)(a) Ninety-seven feet for drive-away saddlemount vehicle 2535  
transporter combinations and drive-away saddlemount with fullmount 2536  
vehicle transporter combinations when operated on any interstate, 2537  
United States route, or state route, including reasonable access 2538  
travel on all other roadways for a distance not to exceed one road 2539  
mile from any interstate, United States route, or state route, not 2540  
to exceed three saddlemounted vehicles, but which may include one 2541  
fullmount; 2542

(b) Seventy-five feet for drive-away saddlemount vehicle 2543  
transporter combinations and drive-away saddlemount with fullmount 2544  
vehicle transporter combinations, when operated on any roadway not 2545  
designated as an interstate, United States route, or state route, 2546  
not to exceed three saddlemounted vehicles, but which may include 2547  
one fullmount-; 2548

(6) Sixty-five feet for any other combination of vehicles 2549  
coupled together, with or without load, except as provided in 2550  
divisions (C)(3) and (4), and in division (E) of this section; 2551

(7) Forty-five feet for recreational vehicles; 2552

(8) Forty feet for all other vehicles except trailers and 2553  
semitrailers, with or without load. 2554

(D) No such vehicle shall have a height in excess of thirteen 2555

feet six inches, with or without load. 2556

(E) An automobile transporter or boat transporter shall be 2557  
allowed a length of sixty-five feet and a stinger-steered 2558  
automobile transporter or stinger-steered boat transporter shall 2559  
be allowed a length of seventy-five feet, except that the load 2560  
thereon may extend no more than four feet beyond the rear of such 2561  
vehicles and may extend no more than three feet beyond the front 2562  
of such vehicles, and except further that the director may 2563  
prohibit the operation of a stinger-steered automobile 2564  
transporter, stinger-steered boat transporter, or a B-train 2565  
assembly on any state highway or portion thereof that the director 2566  
designates. 2567

(F) The widths prescribed in division (B) of this section 2568  
shall not include side mirrors, turn signal lamps, marker lamps, 2569  
handholds for cab entry and egress, flexible fender extensions, 2570  
mud flaps, splash and spray suppressant devices, and load-induced 2571  
tire bulge. 2572

The width prescribed in division (B)(5) of this section shall 2573  
not include automatic covering devices, tarp and tarp hardware, 2574  
and tiedown assemblies, provided these safety devices do not 2575  
extend more than three inches from each side of the vehicle. 2576

The lengths prescribed in divisions (C)(2) to ~~(7)~~(8) of this 2577  
section shall not include safety devices, bumpers attached to the 2578  
front or rear of such bus or combination, nonproperty carrying 2579  
devices or components that do not extend more than twenty-four 2580  
inches beyond the rear of the vehicle and are needed for loading 2581  
or unloading, B-train assembly used between the first and second 2582  
semitrailer of a commercial tractor-semitrailer-semitrailer 2583  
combination, energy conservation devices as provided in any 2584  
regulations adopted by the secretary of the United States 2585  
department of transportation, or any noncargo-carrying 2586

refrigeration equipment attached to the front of trailers and 2587  
semitrailers. In special cases, vehicles whose dimensions exceed 2588  
those prescribed by this section may operate in accordance with 2589  
rules adopted by the director. 2590

(G) This section does not apply to fire engines, fire trucks, 2591  
or other vehicles or apparatus belonging to any municipal 2592  
corporation or to the volunteer fire department of any municipal 2593  
corporation or used by such department in the discharge of its 2594  
functions. This section does not apply to vehicles and pole 2595  
trailers used in the transportation of wooden and metal poles, nor 2596  
to the transportation of pipes or well-drilling equipment, nor to 2597  
farm machinery and equipment. The owner or operator of any 2598  
vehicle, machinery, or equipment not specifically enumerated in 2599  
this section but the dimensions of which exceed the dimensions 2600  
provided by this section, when operating the same on the highways 2601  
and streets of this state, shall comply with the rules of the 2602  
director governing such movement, which the director may adopt. 2603  
Sections 119.01 to 119.13 of the Revised Code apply to any rules 2604  
the director adopts under this section, or the amendment or 2605  
rescission thereof, and any person adversely affected shall have 2606  
the same right of appeal as provided in those sections. 2607

This section does not require the state, a municipal 2608  
corporation, county, township, or any railroad or other private 2609  
corporation to provide sufficient vertical clearance to permit the 2610  
operation of such vehicle, or to make any changes in or about 2611  
existing structures now crossing streets, roads, and other public 2612  
thoroughfares in this state. 2613

(H) As used in this section, "recreational vehicle" has the 2614  
same meaning as in section 4501.01 of the Revised Code. 2615

**Sec. 5735.27.** (A) There is hereby created in the state 2616  
treasury the gasoline excise tax fund, which shall be distributed 2617

in the following manner: 2618

(1) The amount credited pursuant to divisions (B)(2)(a) and 2619  
(C)(2)(a) of section 5735.23 of the Revised Code shall be 2620  
distributed among municipal corporations. The amount paid to each 2621  
municipal corporation shall be that proportion of the amount to be 2622  
so distributed that the number of motor vehicles registered within 2623  
the municipal corporation bears to the total number of motor 2624  
vehicles registered within all the municipal corporations of this 2625  
state during the preceding motor vehicle registration year. When a 2626  
new village is incorporated, the registrar of motor vehicles shall 2627  
determine from the applications on file in the bureau of motor 2628  
vehicles the number of motor vehicles located within the territory 2629  
comprising the village during the entire registration year in 2630  
which the municipal corporation was incorporated. The registrar 2631  
shall forthwith certify the number of motor vehicles so determined 2632  
to the tax commissioner for use in distributing motor vehicle fuel 2633  
tax funds to the village until the village is qualified to 2634  
participate in the distribution of the funds pursuant to this 2635  
division. The number of motor vehicle registrations shall be 2636  
determined by the official records of the bureau of motor 2637  
vehicles. The amount received by each municipal corporation shall 2638  
be used to plan, construct, reconstruct, repave, widen, maintain, 2639  
repair, clear, and clean public highways, roads, and streets; to 2640  
maintain and repair bridges and viaducts; to purchase, erect, and 2641  
maintain street and traffic signs and markers; to pay the costs 2642  
apportioned to the municipal corporation under section 4907.47 of 2643  
the Revised Code; to purchase, erect, and maintain traffic lights 2644  
and signals; to pay the principal, interest, and charges on bonds 2645  
and other obligations issued pursuant to Chapter 133. of the 2646  
Revised Code or incurred pursuant to section 5531.09 of the 2647  
Revised Code for the purpose of acquiring or constructing roads, 2648  
highways, bridges, or viaducts or acquiring or making other 2649  
highway improvements for which the municipal corporation may issue 2650

bonds; and to supplement revenue already available for these 2651  
purposes. 2652

(2) The amount credited pursuant to division (B) of section 2653  
5735.26 of the Revised Code shall be distributed among the 2654  
municipal corporations within the state, in the proportion which 2655  
the number of motor vehicles registered within each municipal 2656  
corporation bears to the total number of motor vehicles registered 2657  
within all the municipal corporations of the state during the 2658  
preceding calendar year, as shown by the official records of the 2659  
bureau of motor vehicles, and shall be expended by each municipal 2660  
corporation to plan, construct, reconstruct, repave, widen, 2661  
maintain, repair, clear, and clean public highways, roads and 2662  
streets; to maintain and repair bridges and viaducts; to purchase, 2663  
erect, and maintain street and traffic signs and markers; to 2664  
purchase, erect, and maintain traffic lights and signals; to pay 2665  
costs apportioned to the municipal corporation under section 2666  
4907.47 of the Revised Code; to pay the principal, interest, and 2667  
charges on bonds and other obligations issued pursuant to Chapter 2668  
133. of the Revised Code or incurred pursuant to section 5531.09 2669  
of the Revised Code for the purpose of acquiring or constructing 2670  
roads, highways, bridges, or viaducts or acquiring or making other 2671  
highway improvements for which the municipal corporation may issue 2672  
bonds; and to supplement revenue already available for these 2673  
purposes. 2674

(3) The amount credited pursuant to divisions (B)(2)(b) and 2675  
(C)(2)(c) of section 5735.23 of the Revised Code shall be paid in 2676  
equal proportions to the county treasurer of each county within 2677  
the state and shall be used only for the purposes of planning, 2678  
maintaining, and repairing the county system of public roads and 2679  
highways within the county; the planning, construction, and repair 2680  
of walks or paths along county roads in congested areas; the 2681  
planning, construction, purchase, lease, and maintenance of 2682

suitable buildings for the housing and repair of county road 2683  
machinery, housing of supplies, and housing of personnel 2684  
associated with the machinery and supplies; the payment of costs 2685  
apportioned to the county under section 4907.47 of the Revised 2686  
Code; the payment of principal, interest, and charges on bonds and 2687  
other obligations issued pursuant to Chapter 133. of the Revised 2688  
Code or incurred pursuant to section 5531.09 of the Revised Code 2689  
for the purpose of acquiring or constructing roads, highways, 2690  
bridges, or viaducts or acquiring or making other highway 2691  
improvements for which the board of county commissioners may issue 2692  
bonds under that chapter; and the purchase, installation, and 2693  
maintenance of traffic signal lights. 2694

(4) The amount credited pursuant to division (C) of section 2695  
5735.26 of the Revised Code shall be paid in equal proportions to 2696  
the county treasurer of each county for the purposes of planning, 2697  
maintaining, constructing, widening, and reconstructing the county 2698  
system of public roads and highways; paying principal, interest, 2699  
and charges on bonds and other obligations issued pursuant to 2700  
Chapter 133. of the Revised Code or incurred pursuant to section 2701  
5531.09 of the Revised Code for the purpose of acquiring or 2702  
constructing roads, highways, bridges, or viaducts or acquiring or 2703  
making other highway improvements for which the board of county 2704  
commissioners may issue bonds under that chapter; and paying costs 2705  
apportioned to the county under section 4907.47 of the Revised 2706  
Code. 2707

(5)(a) The amount credited pursuant to division (D) of 2708  
section 5735.26 and division (C)(2)(b) of section 5735.23 of the 2709  
Revised Code shall be divided in equal proportions among the 2710  
townships within the state. 2711

(b) As used in division (A)(5)(b) of this section, the 2712  
"formula amount" for any township is the amount that would be 2713  
allocated to that township if fifty per cent of the amount 2714



credited to townships pursuant to section 5735.291 of the Revised  
Code were allocated among townships in the state proportionate to  
the number of lane miles within the boundaries of the respective  
townships, as determined annually by the department of  
transportation, and the other fifty per cent of the amount  
credited pursuant to section 5735.291 of the Revised Code were  
allocated among townships in the state proportionate to the number  
of motor vehicles registered within the respective townships, as  
determined annually by the records of the bureau of motor  
vehicles.

Beginning on August 15, 2003, the tax levied by section  
5735.29 of the Revised Code shall be partially allocated to  
provide funding for townships. Each township shall receive the  
greater of the following two calculations:

(i) The total statewide amount credited to townships under  
division (A) of section 5735.291 of the Revised Code divided by  
the number of townships in the state at the time of the  
calculation;

(ii) Seventy per cent of the formula amount for that  
township.

(c) The total difference between the amount of money credited  
to townships under division (A) of section 5735.291 of the Revised  
Code and the total amount of money required to make all the  
payments specified in division (A)(5)(b) of this section shall be  
deducted, in accordance with division (B) of section 5735.291 of  
the Revised Code, from the revenues resulting from the tax levied  
pursuant to section 5735.29 of the Revised Code prior to crediting  
portions of such revenues to counties, municipal corporations, and  
the highway operating fund.

(d)(i) All amounts credited pursuant to divisions (A)(5)(a)  
and (b) of this section shall be paid to the county treasurer of

each county for the total amount payable to the townships within 2746  
each of the counties. The county treasurer shall pay to each 2747  
township within the county its proportional share of the funds, 2748  
which shall be expended by each township only for the ~~sole purpose~~ 2749  
purposes of planning, constructing, maintaining, widening, and 2750  
reconstructing the public roads and highways within the township, 2751  
paying the principal, interest, and charges on obligations 2752  
incurred pursuant to section 5531.09 of the Revised Code, and 2753  
paying costs apportioned to the township under section 4907.47 of 2754  
the Revised Code. 2755

(ii) No part of the funds shall be used for any purpose 2756  
except as described in division (A)(5)(d)(i) of this section, 2757  
provided that the funds may be used to pay in whole or part the 2758  
contract price of any such work done by contract, or to pay the 2759  
cost of labor in planning, constructing, widening, and 2760  
reconstructing such roads and highways, and the cost of materials 2761  
forming a part of the improvement; provided further that the funds 2762  
may be used for the purchase of road machinery and equipment and 2763  
for the planning, construction, and maintenance of suitable 2764  
buildings for housing road machinery and equipment, and that all 2765  
such improvement of roads shall be under supervision and direction 2766  
of the county engineer as provided in section 5575.07 of the 2767  
Revised Code. No obligation against the funds shall be incurred 2768  
unless plans and specifications for the improvement, approved by 2769  
the county engineer, are on file in the office of the township 2770  
fiscal officer, and all contracts for material and for work done 2771  
by contract shall be approved by the county engineer before being 2772  
signed by the board of township trustees. The board of township 2773  
trustees of any township may pass a resolution permitting the 2774  
board of county commissioners to expend the township's share of 2775  
the funds, or any portion of it, for the improvement of the roads 2776  
within the township as may be designated in the resolution. 2777

(6) All investment earnings of the fund shall be credited to 2778  
the fund. 2779

(B) Amounts credited to the highway operating fund pursuant 2780  
to divisions (B)(2)(c) and (C)(2)(d) of section 5735.23 and 2781  
division (A) of section 5735.26 of the Revised Code shall be 2782  
expended in the following manner: 2783

(1) The amount credited pursuant to divisions (B)(2)(c) and 2784  
(C)(2)(d) of section 5735.23 of the Revised Code shall be 2785  
apportioned to and expended by the department of transportation 2786  
for the purposes of planning, maintaining, repairing, and keeping 2787  
in passable condition for travel the roads and highways of the 2788  
state required by law to be maintained by the department; paying 2789  
the costs apportioned to the state under section 4907.47 of the 2790  
Revised Code; paying that portion of the construction cost of a 2791  
highway project which a county, township, or municipal corporation 2792  
normally would be required to pay, but which the director of 2793  
transportation, pursuant to division (B) of section 5531.08 of the 2794  
Revised Code, determines instead will be paid from moneys in the 2795  
highway operating fund; and paying the costs of the department of 2796  
public safety in administering and enforcing the state law 2797  
relating to the registration and operation of motor vehicles. 2798

(2) The amount credited pursuant to division (A) of section 2799  
5735.26 of the Revised Code shall be used for paying the state's 2800  
share of the cost of planning, constructing, widening, 2801  
maintaining, and reconstructing the state highways; paying that 2802  
portion of the construction cost of a highway project which a 2803  
county, township, or municipal corporation normally would be 2804  
required to pay, but which the director of transportation, 2805  
pursuant to division (B) of section 5531.08 of the Revised Code, 2806  
determines instead will be paid from moneys in the highway 2807  
operating fund; and also for supplying the state's share of the 2808  
cost of eliminating railway grade crossings upon such highways and 2809

costs apportioned to the state under section 4907.47 of the Revised Code. The director of transportation may expend portions of such amount upon extensions of state highways within municipal corporations or upon portions of state highways within municipal corporations, as is provided by law.

**Section 2.** That existing sections 4501.01, 4503.07, 4503.77, 4503.78, 4506.03, 4506.09, 4506.16, 4507.02, 4507.05, 4507.23, 4507.53, 4511.01, 4511.75, 4511.761, 4511.762, 4511.77, 4511.771, 4513.50, 5525.03, 5525.09, 5531.10, 5577.05, and 5735.27 of the Revised Code are hereby repealed.

**Section 3.** Section 4511.01 of the Revised Code is presented in this act as a composite of the section as amended by both Sub. H.B. 52 and Sub. H.B. 230 of the 125th General Assembly. Section 5735.27 of the Revised Code is presented in this act as a composite of the section as amended by both Am. Sub. H.B. 68 and Sub. S.B. 107 of the 126th General Assembly. The General Assembly, applying the principle stated in division (B) of section 1.52 of the Revised Code that amendments are to be harmonized if reasonably capable of simultaneous operation, finds that the composite is the resulting version of the section in effect prior to the effective date of the section as presented in this act.