

**As Introduced**

**128th General Assembly  
Regular Session  
2009-2010**

**H. B. No. 524**

**Representative Phillips**

**Cosponsors: Representatives Driehaus, Walter, Okey, Yuko**

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**A B I L L**

To amend sections 4501.01, 4507.11, and 4511.01 and 1  
to enact sections 4511.072 and 4511.214 of the 2  
Revised Code to establish conditions for the 3  
operation of mini-trucks on certain roads. 4

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

**Section 1.** That sections 4501.01, 4507.11, and 4511.01 be 5  
amended and sections 4511.072 and 4511.214 of the Revised Code be 6  
enacted to read as follows: 7

**Sec. 4501.01.** As used in this chapter and Chapters 4503., 8  
4505., 4507., 4509., 4510., 4511., 4513., 4515., and 4517. of the 9  
Revised Code, and in the penal laws, except as otherwise provided: 10

(A) "Vehicles" means everything on wheels or runners, 11  
including motorized bicycles, but does not mean electric personal 12  
assistive mobility devices, vehicles that are operated exclusively 13  
on rails or tracks or from overhead electric trolley wires, and 14  
vehicles that belong to any police department, municipal fire 15  
department, or volunteer fire department, or that are used by such 16  
a department in the discharge of its functions. 17

(B) "Motor vehicle" means any vehicle, including mobile homes 18  
and recreational vehicles, that is propelled or drawn by power 19

other than muscular power or power collected from overhead 20  
electric trolley wires. "Motor vehicle" does not include utility 21  
vehicles as defined in division (VV) of this section, motorized 22  
bicycles, road rollers, traction engines, power shovels, power 23  
cranes, and other equipment used in construction work and not 24  
designed for or employed in general highway transportation, 25  
well-drilling machinery, ditch-digging machinery, farm machinery, 26  
and trailers that are designed and used exclusively to transport a 27  
boat between a place of storage and a marina, or in and around a 28  
marina, when drawn or towed on a public road or highway for a 29  
distance of no more than ten miles and at a speed of twenty-five 30  
miles per hour or less. 31

(C) "Agricultural tractor" and "traction engine" mean any 32  
self-propelling vehicle that is designed or used for drawing other 33  
vehicles or wheeled machinery, but has no provisions for carrying 34  
loads independently of such other vehicles, and that is used 35  
principally for agricultural purposes. 36

(D) "Commercial tractor," except as defined in division (C) 37  
of this section, means any motor vehicle that has motive power and 38  
either is designed or used for drawing other motor vehicles, or is 39  
designed or used for drawing another motor vehicle while carrying 40  
a portion of the other motor vehicle or its load, or both. 41

(E) "Passenger car" means any motor vehicle that is designed 42  
and used for carrying not more than nine persons and includes any 43  
motor vehicle that is designed and used for carrying not more than 44  
fifteen persons in a ridesharing arrangement. 45

(F) "Collector's vehicle" means any motor vehicle or 46  
agricultural tractor or traction engine that is of special 47  
interest, that has a fair market value of one hundred dollars or 48  
more, whether operable or not, and that is owned, operated, 49  
collected, preserved, restored, maintained, or used essentially as 50  
a collector's item, leisure pursuit, or investment, but not as the 51

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.

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

(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.

(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.

(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.

(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 two tandem wheels, or one wheel in front and two  
wheels in the rear, or two wheels in the front and one wheel in  
the rear, any of which is more than fourteen inches in diameter.

(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.

(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 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 115  
qualify as a manufactured home as defined in division (C)(4) of 116  
section 3781.06 of the Revised Code or as an industrialized unit 117  
as defined in division (C)(3) of section 3781.06 of the Revised 118  
Code. 119

(P) "Semitrailer" means any vehicle of the trailer type that 120  
does not have motive power and is so designed or used with another 121  
and separate motor vehicle that in operation a part of its own 122  
weight or that of its load, or both, rests upon and is carried by 123  
the other vehicle furnishing the motive power for propelling 124  
itself and the vehicle referred to in this division, and includes, 125  
for the purpose only of registration and taxation under those 126  
chapters, any vehicle of the dolly type, such as a trailer dolly, 127  
that is designed or used for the conversion of a semitrailer into 128  
a trailer. 129

(Q) "Recreational vehicle" means a vehicular portable 130  
structure that meets all of the following conditions: 131

(1) It is designed for the sole purpose of recreational 132  
travel. 133

(2) It is not used for the purpose of engaging in business 134  
for profit. 135

(3) It is not used for the purpose of engaging in intrastate 136  
commerce. 137

(4) It is not used for the purpose of commerce as defined in 138  
49 C.F.R. 383.5, as amended. 139

(5) It is not regulated by the public utilities commission 140  
pursuant to Chapter 4919., 4921., or 4923. of the Revised Code. 141

(6) It is classed as one of the following: 142

(a) "Travel trailer" means a nonself-propelled recreational 143  
vehicle that does not exceed an overall length of thirty-five 144

feet, exclusive of bumper and tongue or coupling, and contains 145  
less than three hundred twenty square feet of space when erected 146  
on site. "Travel trailer" includes a tent-type fold-out camping 147  
trailer as defined in section 4517.01 of the Revised Code. 148

(b) "Motor home" means a self-propelled recreational vehicle 149  
that has no fifth wheel and is constructed with permanently 150  
installed facilities for cold storage, cooking and consuming of 151  
food, and for sleeping. 152

(c) "Truck camper" means a nonself-propelled recreational 153  
vehicle that does not have wheels for road use and is designed to 154  
be placed upon and attached to a motor vehicle. "Truck camper" 155  
does not include truck covers that consist of walls and a roof, 156  
but do not have floors and facilities enabling them to be used as 157  
a dwelling. 158

(d) "Fifth wheel trailer" means a vehicle that is of such 159  
size and weight as to be movable without a special highway permit, 160  
that has a gross trailer area of four hundred square feet or less, 161  
that is constructed with a raised forward section that allows a 162  
bi-level floor plan, and that is designed to be towed by a vehicle 163  
equipped with a fifth-wheel hitch ordinarily installed in the bed 164  
of a truck. 165

(e) "Park trailer" means a vehicle that is commonly known as 166  
a park model recreational vehicle, meets the American national 167  
standard institute standard A119.5 (1988) for park trailers, is 168  
built on a single chassis, has a gross trailer area of four 169  
hundred square feet or less when set up, is designed for seasonal 170  
or temporary living quarters, and may be connected to utilities 171  
necessary for the operation of installed features and appliances. 172

(R) "Pneumatic tires" means tires of rubber and fabric or 173  
tires of similar material, that are inflated with air. 174

(S) "Solid tires" means tires of rubber or similar elastic 175

material that are not dependent upon confined air for support of 176  
the load. 177

(T) "Solid tire vehicle" means any vehicle that is equipped 178  
with two or more solid tires. 179

(U) "Farm machinery" means all machines and tools that are 180  
used in the production, harvesting, and care of farm products, and 181  
includes trailers that are used to transport agricultural produce 182  
or agricultural production materials between a local place of 183  
storage or supply and the farm, agricultural tractors, threshing 184  
machinery, hay-baling machinery, corn shellers, hammermills, and 185  
machinery used in the production of horticultural, agricultural, 186  
and vegetable products. 187

(V) "Owner" includes any person or firm, other than a 188  
manufacturer or dealer, that has title to a motor vehicle, except 189  
that, in sections 4505.01 to 4505.19 of the Revised Code, "owner" 190  
includes in addition manufacturers and dealers. 191

(W) "Manufacturer" and "dealer" include all persons and firms 192  
that are regularly engaged in the business of manufacturing, 193  
selling, displaying, offering for sale, or dealing in motor 194  
vehicles, at an established place of business that is used 195  
exclusively for the purpose of manufacturing, selling, displaying, 196  
offering for sale, or dealing in motor vehicles. A place of 197  
business that is used for manufacturing, selling, displaying, 198  
offering for sale, or dealing in motor vehicles shall be deemed to 199  
be used exclusively for those purposes even though snowmobiles or 200  
all-purpose vehicles are sold or displayed for sale thereat, even 201  
though farm machinery is sold or displayed for sale thereat, or 202  
even though repair, accessory, gasoline and oil, storage, parts, 203  
service, or paint departments are maintained thereat, or, in any 204  
county having a population of less than seventy-five thousand at 205  
the last federal census, even though a department in a place of 206  
business is used to dismantle, salvage, or rebuild motor vehicles 207

by means of used parts, if such departments are operated for the 208  
purpose of furthering and assisting in the business of 209  
manufacturing, selling, displaying, offering for sale, or dealing 210  
in motor vehicles. Places of business or departments in a place of 211  
business used to dismantle, salvage, or rebuild motor vehicles by 212  
means of using used parts are not considered as being maintained 213  
for the purpose of assisting or furthering the manufacturing, 214  
selling, displaying, and offering for sale or dealing in motor 215  
vehicles. 216

(X) "Operator" includes any person who drives or operates a 217  
motor vehicle upon the public highways. 218

(Y) "Chauffeur" means any operator who operates a motor 219  
vehicle, other than a taxicab, as an employee for hire; or any 220  
operator whether or not the owner of a motor vehicle, other than a 221  
taxicab, who operates such vehicle for transporting, for gain, 222  
compensation, or profit, either persons or property owned by 223  
another. Any operator of a motor vehicle who is voluntarily 224  
involved in a ridesharing arrangement is not considered an 225  
employee for hire or operating such vehicle for gain, 226  
compensation, or profit. 227

(Z) "State" includes the territories and federal districts of 228  
the United States, and the provinces of Canada. 229

(AA) "Public roads and highways" for vehicles includes all 230  
public thoroughfares, bridges, and culverts. 231

(BB) "Manufacturer's number" means the manufacturer's 232  
original serial number that is affixed to or imprinted upon the 233  
chassis or other part of the motor vehicle. 234

(CC) "Motor number" means the manufacturer's original number 235  
that is affixed to or imprinted upon the engine or motor of the 236  
vehicle. 237

(DD) "Distributor" means any person who is authorized by a 238



motor vehicle manufacturer to distribute new motor vehicles to 239  
licensed motor vehicle dealers at an established place of business 240  
that is used exclusively for the purpose of distributing new motor 241  
vehicles to licensed motor vehicle dealers, except when the 242  
distributor also is a new motor vehicle dealer, in which case the 243  
distributor may distribute at the location of the distributor's 244  
licensed dealership. 245

(EE) "Ridesharing arrangement" means the transportation of 246  
persons in a motor vehicle where the transportation is incidental 247  
to another purpose of a volunteer driver and includes ridesharing 248  
arrangements known as carpools, vanpools, and buspools. 249

(FF) "Apportionable vehicle" means any vehicle that is used 250  
or intended for use in two or more international registration plan 251  
member jurisdictions that allocate or proportionally register 252  
vehicles, that is used for the transportation of persons for hire 253  
or designed, used, or maintained primarily for the transportation 254  
of property, and that meets any of the following qualifications: 255

(1) Is a power unit having a gross vehicle weight in excess 256  
of twenty-six thousand pounds; 257

(2) Is a power unit having three or more axles, regardless of 258  
the gross vehicle weight; 259

(3) Is a combination vehicle with a gross vehicle weight in 260  
excess of twenty-six thousand pounds. 261

"Apportionable vehicle" does not include recreational 262  
vehicles, vehicles displaying restricted plates, city pick-up and 263  
delivery vehicles, buses used for the transportation of chartered 264  
parties, or vehicles owned and operated by the United States, this 265  
state, or any political subdivisions thereof. 266

(GG) "Chartered party" means a group of persons who contract 267  
as a group to acquire the exclusive use of a passenger-carrying 268  
motor vehicle at a fixed charge for the vehicle in accordance with 269

the carrier's tariff, lawfully on file with the United States 270  
department of transportation, for the purpose of group travel to a 271  
specified destination or for a particular itinerary, either agreed 272  
upon in advance or modified by the chartered group after having 273  
left the place of origin. 274

(HH) "International registration plan" means a reciprocal 275  
agreement of member jurisdictions that is endorsed by the American 276  
association of motor vehicle administrators, and that promotes and 277  
encourages the fullest possible use of the highway system by 278  
authorizing apportioned registration of fleets of vehicles and 279  
recognizing registration of vehicles apportioned in member 280  
jurisdictions. 281

(II) "Restricted plate" means a license plate that has a 282  
restriction of time, geographic area, mileage, or commodity, and 283  
includes license plates issued to farm trucks under division (J) 284  
of section 4503.04 of the Revised Code. 285

(JJ) "Gross vehicle weight," with regard to any commercial 286  
car, trailer, semitrailer, or bus that is taxed at the rates 287  
established under section 4503.042 or 4503.65 of the Revised Code, 288  
means the unladen weight of the vehicle fully equipped plus the 289  
maximum weight of the load to be carried on the vehicle. 290

(KK) "Combined gross vehicle weight" with regard to any 291  
combination of a commercial car, trailer, and semitrailer, that is 292  
taxed at the rates established under section 4503.042 or 4503.65 293  
of the Revised Code, means the total unladen weight of the 294  
combination of vehicles fully equipped plus the maximum weight of 295  
the load to be carried on that combination of vehicles. 296

(LL) "Chauffeured limousine" means a motor vehicle that is 297  
designed to carry nine or fewer passengers and is operated for 298  
hire on an hourly basis pursuant to a prearranged contract for the 299  
transportation of passengers on public roads and highways along a 300

route under the control of the person hiring the vehicle and not 301  
over a defined and regular route. "Prearranged contract" means an 302  
agreement, made in advance of boarding, to provide transportation 303  
from a specific location in a chauffeured limousine at a fixed 304  
rate per hour or trip. "Chauffeured limousine" does not include 305  
any vehicle that is used exclusively in the business of funeral 306  
directing. 307

(MM) "Manufactured home" has the same meaning as in division 308  
(C)(4) of section 3781.06 of the Revised Code. 309

(NN) "Acquired situs," with respect to a manufactured home or 310  
a mobile home, means to become located in this state by the 311  
placement of the home on real property, but does not include the 312  
placement of a manufactured home or a mobile home in the inventory 313  
of a new motor vehicle dealer or the inventory of a manufacturer, 314  
remanufacturer, or distributor of manufactured or mobile homes. 315

(OO) "Electronic" includes electrical, digital, magnetic, 316  
optical, electromagnetic, or any other form of technology that 317  
entails capabilities similar to these technologies. 318

(PP) "Electronic record" means a record generated, 319  
communicated, received, or stored by electronic means for use in 320  
an information system or for transmission from one information 321  
system to another. 322

(QQ) "Electronic signature" means a signature in electronic 323  
form attached to or logically associated with an electronic 324  
record. 325

(RR) "Financial transaction device" has the same meaning as 326  
in division (A) of section 113.40 of the Revised Code. 327

(SS) "Electronic motor vehicle dealer" means a motor vehicle 328  
dealer licensed under Chapter 4517. of the Revised Code whom the 329  
registrar of motor vehicles determines meets the criteria 330  
designated in section 4503.035 of the Revised Code for electronic 331

motor vehicle dealers and designates as an electronic motor 332  
vehicle dealer under that section. 333

(TT) "Electric personal assistive mobility device" means a 334  
self-balancing two non-tandem wheeled device that is designed to 335  
transport only one person, has an electric propulsion system of an 336  
average of seven hundred fifty watts, and when ridden on a paved 337  
level surface by an operator who weighs one hundred seventy pounds 338  
has a maximum speed of less than twenty miles per hour. 339

(UU) "Limited driving privileges" means the privilege to 340  
operate a motor vehicle that a court grants under section 4510.021 341  
of the Revised Code to a person whose driver's or commercial 342  
driver's license or permit or nonresident operating privilege has 343  
been suspended. 344

(VV) "Utility vehicle" means a self-propelled vehicle 345  
designed with a bed, principally for the purpose of transporting 346  
material or cargo in connection with construction, agricultural, 347  
forestry, grounds maintenance, lawn and garden, materials 348  
handling, or similar activities, but in no event is used for 349  
general transportation. "Utility vehicle" includes a vehicle with 350  
a maximum attainable speed of twenty miles per hour or less that 351  
is used exclusively within the boundaries of state parks by state 352  
park employees or volunteers for the operation or maintenance of 353  
state park facilities. 354

(WW) "Mini-truck" means a motor vehicle that has four wheels, 355  
is propelled by an electric motor with a rated power of seven 356  
thousand five hundred watts or less or an internal combustion 357  
engine with a piston displacement capacity of six hundred sixty 358  
cubic centimeters or less, has a total dry weight of nine hundred 359  
to two thousand two hundred pounds, contains an enclosed cabin and 360  
a seat for the vehicle operator, resembles a pickup truck or van 361  
with a cargo area or bed located at the rear of the vehicle, and 362  
was not originally manufactured to meet federal motor vehicle 363

safety standards. 364

**Sec. 4507.11.** (A) The registrar of motor vehicles shall 365  
conduct all necessary examinations of applicants for temporary 366  
instruction permits, drivers' licenses, or motorcycle operators' 367  
endorsements. The examination shall include a test of the 368  
applicant's knowledge of motor vehicle laws, including the laws on 369  
stopping for school buses, a test of the applicant's physical 370  
fitness to drive, and a test of the applicant's ability to 371  
understand highway traffic control devices. The examination may be 372  
conducted in such a manner that applicants who are illiterate or 373  
limited in their knowledge of the English language may be tested 374  
by methods that would indicate to the examining officer that the 375  
applicant has a reasonable knowledge of motor vehicle laws and 376  
understands highway traffic control devices. An applicant for a 377  
driver's license shall give an actual demonstration of the ability 378  
to exercise ordinary and reasonable control in the operation of a 379  
motor vehicle by driving the same under the supervision of an 380  
examining officer; for the purpose of the actual demonstration of 381  
ability to exercise ordinary and reasonable control over a 382  
vehicle, each applicant shall use a vehicle that is able to be 383  
operated on any highway in the state. Except as provided in 384  
division (B) of this section, an applicant for a motorcycle 385  
operator's endorsement or a restricted license that permits only 386  
the operation of a motorcycle shall give an actual demonstration 387  
of the ability to exercise ordinary and reasonable control in the 388  
operation of a motorcycle by driving the same under the 389  
supervision of an examining officer. Except as provided in section 390  
4507.12 of the Revised Code, the registrar shall designate the 391  
highway patrol, any law enforcement body, or any other employee of 392  
the department of public safety to supervise and conduct 393  
examinations for temporary instruction permits, drivers' licenses, 394  
and motorcycle operators' endorsements and shall provide the 395

necessary rules and forms to properly conduct the examinations. 396  
The records of the examinations, together with the application for 397  
a temporary instruction permit, driver's license, or motorcycle 398  
operator's endorsement, shall be forwarded to the registrar by the 399  
deputy registrar, and, if in the opinion of the registrar the 400  
applicant is qualified to operate a motor vehicle, the registrar 401  
shall issue the permit, license, or endorsement. 402

The registrar may authorize the highway patrol, other 403  
designated law enforcement body, or other designated employee of 404  
the department of public safety to issue an examiner's driving 405  
permit to an applicant who has passed the required examination, 406  
authorizing that applicant to operate a motor vehicle while the 407  
registrar is completing an investigation relative to that 408  
applicant's qualifications to receive a temporary instruction 409  
permit, driver's license, or motorcycle operator's endorsement. 410  
The examiner's driving permit shall be in the immediate possession 411  
of the applicant while operating a motor vehicle and shall be 412  
effective until final action and notification has been given by 413  
the registrar, but in no event longer than sixty days from its 414  
date of issuance. 415

(B)(1) An applicant for a motorcycle operator's endorsement 416  
or a restricted license that permits only the operation of a 417  
motorcycle who presents to the registrar of motor vehicles or a 418  
deputy registrar a form approved by the director of public safety 419  
attesting to the applicant's successful completion within the 420  
preceding sixty days of a course of basic instruction provided by 421  
the motorcycle safety and education program approved by the 422  
director pursuant to section 4508.08 of the Revised Code shall not 423  
be required to give an actual demonstration of the ability to 424  
operate a motorcycle by driving a motorcycle under the supervision 425  
of an examining officer, as described in division (A) of this 426  
section. Upon presentation of the form described in division 427

(B)(1) of this section and compliance with all other requirements 428  
relating to the issuance of a motorcycle operator's endorsement or 429  
a restricted license that permits only the operation of a 430  
motorcycle, the registrar or deputy registrar shall issue to the 431  
applicant the endorsement or restricted license, as the case may 432  
be. 433

(2) A person who has not attained eighteen years of age and 434  
presents an application for a motorcycle operator's endorsement or 435  
a restricted license under division (B)(1) of this section also 436  
shall comply with the requirements of section 4507.21 of the 437  
Revised Code. 438

**Sec. 4511.01.** As used in this chapter and in Chapter 4513. of 439  
the Revised Code: 440

(A) "Vehicle" means every device, including a motorized 441  
bicycle, in, upon, or by which any person or property may be 442  
transported or drawn upon a highway, except that "vehicle" does 443  
not include any motorized wheelchair, any electric personal 444  
assistive mobility device, any device that is moved by power 445  
collected from overhead electric trolley wires or that is used 446  
exclusively upon stationary rails or tracks, or any device, other 447  
than a bicycle, that is moved by human power. 448

(B) "Motor vehicle" means every vehicle propelled or drawn by 449  
power other than muscular power or power collected from overhead 450  
electric trolley wires, except motorized bicycles, road rollers, 451  
traction engines, power shovels, power cranes, and other equipment 452  
used in construction work and not designed for or employed in 453  
general highway transportation, hole-digging machinery, 454  
well-drilling machinery, ditch-digging machinery, farm machinery, 455  
and trailers designed and used exclusively to transport a boat 456  
between a place of storage and a marina, or in and around a 457  
marina, when drawn or towed on a street or highway for a distance 458

of no more than ten miles and at a speed of twenty-five miles per 459  
hour or less. 460

(C) "Motorcycle" means every motor vehicle, other than a 461  
tractor, having a seat or saddle for the use of the operator and 462  
designed to travel on not more than three wheels in contact with 463  
the ground, including, but not limited to, motor vehicles known as 464  
"motor-driven cycle," "motor scooter," or "motorcycle" without 465  
regard to weight or brake horsepower. 466

(D) "Emergency vehicle" means emergency vehicles of 467  
municipal, township, or county departments or public utility 468  
corporations when identified as such as required by law, the 469  
director of public safety, or local authorities, and motor 470  
vehicles when commandeered by a police officer. 471

(E) "Public safety vehicle" means any of the following: 472

(1) Ambulances, including private ambulance companies under 473  
contract to a municipal corporation, township, or county, and 474  
private ambulances and nontransport vehicles bearing license 475  
plates issued under section 4503.49 of the Revised Code; 476

(2) Motor vehicles used by public law enforcement officers or 477  
other persons sworn to enforce the criminal and traffic laws of 478  
the state; 479

(3) Any motor vehicle when properly identified as required by 480  
the director of public safety, when used in response to fire 481  
emergency calls or to provide emergency medical service to ill or 482  
injured persons, and when operated by a duly qualified person who 483  
is a member of a volunteer rescue service or a volunteer fire 484  
department, and who is on duty pursuant to the rules or directives 485  
of that service. The state fire marshal shall be designated by the 486  
director of public safety as the certifying agency for all public 487  
safety vehicles described in division (E)(3) of this section. 488

(4) Vehicles used by fire departments, including motor 489



vehicles when used by volunteer fire fighters responding to 490  
emergency calls in the fire department service when identified as 491  
required by the director of public safety. 492

Any vehicle used to transport or provide emergency medical 493  
service to an ill or injured person, when certified as a public 494  
safety vehicle, shall be considered a public safety vehicle when 495  
transporting an ill or injured person to a hospital regardless of 496  
whether such vehicle has already passed a hospital. 497

(5) Vehicles used by the motor carrier enforcement unit for 498  
the enforcement of orders and rules of the public utilities 499  
commission as specified in section 5503.34 of the Revised Code. 500

(F) "School bus" means every bus designed for carrying more 501  
than nine passengers that is owned by a public, private, or 502  
governmental agency or institution of learning and operated for 503  
the transportation of children to or from a school session or a 504  
school function, or owned by a private person and operated for 505  
compensation for the transportation of children to or from a 506  
school session or a school function, provided "school bus" does 507  
not include a bus operated by a municipally owned transportation 508  
system, a mass transit company operating exclusively within the 509  
territorial limits of a municipal corporation, or within such 510  
limits and the territorial limits of municipal corporations 511  
immediately contiguous to such municipal corporation, nor a common 512  
passenger carrier certified by the public utilities commission 513  
unless such bus is devoted exclusively to the transportation of 514  
children to and from a school session or a school function, and 515  
"school bus" does not include a van or bus used by a licensed 516  
child day-care center or type A family day-care home to transport 517  
children from the child day-care center or type A family day-care 518  
home to a school if the van or bus does not have more than fifteen 519  
children in the van or bus at any time. 520

(G) "Bicycle" means every device, other than a tricycle 521

designed solely for use as a play vehicle by a child, propelled 522  
solely by human power upon which any person may ride having two 523  
tandem wheels, or one wheel in the front and two wheels in the 524  
rear, or two wheels in the front and one wheel in the rear, any of 525  
which is more than fourteen inches in diameter. 526

(H) "Motorized bicycle" means any vehicle having either two 527  
tandem wheels or one wheel in the front and two wheels in the 528  
rear, that is capable of being pedaled and is equipped with a 529  
helper motor of not more than fifty cubic centimeters piston 530  
displacement that produces no more than one brake horsepower and 531  
is capable of propelling the vehicle at a speed of no greater than 532  
twenty miles per hour on a level surface. 533

(I) "Commercial tractor" means every motor vehicle having 534  
motive power designed or used for drawing other vehicles and not 535  
so constructed as to carry any load thereon, or designed or used 536  
for drawing other vehicles while carrying a portion of such other 537  
vehicles, or load thereon, or both. 538

(J) "Agricultural tractor" means every self-propelling 539  
vehicle designed or used for drawing other vehicles or wheeled 540  
machinery but having no provision for carrying loads independently 541  
of such other vehicles, and used principally for agricultural 542  
purposes. 543

(K) "Truck" means every motor vehicle, except trailers and 544  
semitrailers, designed and used to carry property. 545

(L) "Bus" means every motor vehicle designed for carrying 546  
more than nine passengers and used for the transportation of 547  
persons other than in a ridesharing arrangement, and every motor 548  
vehicle, automobile for hire, or funeral car, other than a taxicab 549  
or motor vehicle used in a ridesharing arrangement, designed and 550  
used for the transportation of persons for compensation. 551

(M) "Trailer" means every vehicle designed or used for 552

carrying persons or property wholly on its own structure and for 553  
being drawn by a motor vehicle, including any such vehicle when 554  
formed by or operated as a combination of a "semitrailer" and a 555  
vehicle of the dolly type, such as that commonly known as a 556  
"trailer dolly," a vehicle used to transport agricultural produce 557  
or agricultural production materials between a local place of 558  
storage or supply and the farm when drawn or towed on a street or 559  
highway at a speed greater than twenty-five miles per hour, and a 560  
vehicle designed and used exclusively to transport a boat between 561  
a place of storage and a marina, or in and around a marina, when 562  
drawn or towed on a street or highway for a distance of more than 563  
ten miles or at a speed of more than twenty-five miles per hour. 564

(N) "Semitrailer" means every vehicle designed or used for 565  
carrying persons or property with another and separate motor 566  
vehicle so that in operation a part of its own weight or that of 567  
its load, or both, rests upon and is carried by another vehicle. 568

(O) "Pole trailer" means every trailer or semitrailer 569  
attached to the towing vehicle by means of a reach, pole, or by 570  
being boomed or otherwise secured to the towing vehicle, and 571  
ordinarily used for transporting long or irregular shaped loads 572  
such as poles, pipes, or structural members capable, generally, of 573  
sustaining themselves as beams between the supporting connections. 574

(P) "Railroad" means a carrier of persons or property 575  
operating upon rails placed principally on a private right-of-way. 576

(Q) "Railroad train" means a steam engine or an electric or 577  
other motor, with or without cars coupled thereto, operated by a 578  
railroad. 579

(R) "Streetcar" means a car, other than a railroad train, for 580  
transporting persons or property, operated upon rails principally 581  
within a street or highway. 582

(S) "Trackless trolley" means every car that collects its 583

power from overhead electric trolley wires and that is not 584  
operated upon rails or tracks. 585

(T) "Explosives" means any chemical compound or mechanical 586  
mixture that is intended for the purpose of producing an explosion 587  
that contains any oxidizing and combustible units or other 588  
ingredients in such proportions, quantities, or packing that an 589  
ignition by fire, by friction, by concussion, by percussion, or by 590  
a detonator of any part of the compound or mixture may cause such 591  
a sudden generation of highly heated gases that the resultant 592  
gaseous pressures are capable of producing destructive effects on 593  
contiguous objects, or of destroying life or limb. Manufactured 594  
articles shall not be held to be explosives when the individual 595  
units contain explosives in such limited quantities, of such 596  
nature, or in such packing, that it is impossible to procure a 597  
simultaneous or a destructive explosion of such units, to the 598  
injury of life, limb, or property by fire, by friction, by 599  
concussion, by percussion, or by a detonator, such as fixed 600  
ammunition for small arms, firecrackers, or safety fuse matches. 601

(U) "Flammable liquid" means any liquid that has a flash 602  
point of seventy degrees fahrenheit, or less, as determined by a 603  
tagliabue or equivalent closed cup test device. 604

(V) "Gross weight" means the weight of a vehicle plus the 605  
weight of any load thereon. 606

(W) "Person" means every natural person, firm, 607  
co-partnership, association, or corporation. 608

(X) "Pedestrian" means any natural person afoot. 609

(Y) "Driver or operator" means every person who drives or is 610  
in actual physical control of a vehicle, trackless trolley, or 611  
streetcar. 612

(Z) "Police officer" means every officer authorized to direct 613  
or regulate traffic, or to make arrests for violations of traffic 614

regulations. 615

(AA) "Local authorities" means every county, municipal, and 616  
other local board or body having authority to adopt police 617  
regulations under the constitution and laws of this state. 618

(BB) "Street" or "highway" means the entire width between the 619  
boundary lines of every way open to the use of the public as a 620  
thoroughfare for purposes of vehicular travel. 621

(CC) "Controlled-access highway" means every street or 622  
highway in respect to which owners or occupants of abutting lands 623  
and other persons have no legal right of access to or from the 624  
same except at such points only and in such manner as may be 625  
determined by the public authority having jurisdiction over such 626  
street or highway. 627

(DD) "Private road or driveway" means every way or place in 628  
private ownership used for vehicular travel by the owner and those 629  
having express or implied permission from the owner but not by 630  
other persons. 631

(EE) "Roadway" means that portion of a highway improved, 632  
designed, or ordinarily used for vehicular travel, except the berm 633  
or shoulder. If a highway includes two or more separate roadways 634  
the term "roadway" means any such roadway separately but not all 635  
such roadways collectively. 636

(FF) "Sidewalk" means that portion of a street between the 637  
curb lines, or the lateral lines of a roadway, and the adjacent 638  
property lines, intended for the use of pedestrians. 639

(GG) "Laned highway" means a highway the roadway of which is 640  
divided into two or more clearly marked lanes for vehicular 641  
traffic. 642

(HH) "Through highway" means every street or highway as 643  
provided in section 4511.65 of the Revised Code. 644

(II) "State highway" means a highway under the jurisdiction 645  
of the department of transportation, outside the limits of 646  
municipal corporations, provided that the authority conferred upon 647  
the director of transportation in section 5511.01 of the Revised 648  
Code to erect state highway route markers and signs directing 649  
traffic shall not be modified by sections 4511.01 to 4511.79 and 650  
4511.99 of the Revised Code. 651

(JJ) "State route" means every highway that is designated 652  
with an official state route number and so marked. 653

(KK) "Intersection" means: 654

(1) The area embraced within the prolongation or connection 655  
of the lateral curb lines, or, if none, then the lateral boundary 656  
lines of the roadways of two highways which join one another at, 657  
or approximately at, right angles, or the area within which 658  
vehicles traveling upon different highways joining at any other 659  
angle may come in conflict. 660

(2) Where a highway includes two roadways thirty feet or more 661  
apart, then every crossing of each roadway of such divided highway 662  
by an intersecting highway shall be regarded as a separate 663  
intersection. If an intersecting highway also includes two 664  
roadways thirty feet or more apart, then every crossing of two 665  
roadways of such highways shall be regarded as a separate 666  
intersection. 667

(3) The junction of an alley with a street or highway, or 668  
with another alley, shall not constitute an intersection. 669

(LL) "Crosswalk" means: 670

(1) That part of a roadway at intersections ordinarily 671  
included within the real or projected prolongation of property 672  
lines and curb lines or, in the absence of curbs, the edges of the 673  
traversable roadway; 674

(2) Any portion of a roadway at an intersection or elsewhere, 675  
distinctly indicated for pedestrian crossing by lines or other 676  
markings on the surface; 677

(3) Notwithstanding divisions (LL)(1) and (2) of this 678  
section, there shall not be a crosswalk where local authorities 679  
have placed signs indicating no crossing. 680

(MM) "Safety zone" means the area or space officially set 681  
apart within a roadway for the exclusive use of pedestrians and 682  
protected or marked or indicated by adequate signs as to be 683  
plainly visible at all times. 684

(NN) "Business district" means the territory fronting upon a 685  
street or highway, including the street or highway, between 686  
successive intersections within municipal corporations where fifty 687  
per cent or more of the frontage between such successive 688  
intersections is occupied by buildings in use for business, or 689  
within or outside municipal corporations where fifty per cent or 690  
more of the frontage for a distance of three hundred feet or more 691  
is occupied by buildings in use for business, and the character of 692  
such territory is indicated by official traffic control devices. 693

(OO) "Residence district" means the territory, not comprising 694  
a business district, fronting on a street or highway, including 695  
the street or highway, where, for a distance of three hundred feet 696  
or more, the frontage is improved with residences or residences 697  
and buildings in use for business. 698

(PP) "Urban district" means the territory contiguous to and 699  
including any street or highway which is built up with structures 700  
devoted to business, industry, or dwelling houses situated at 701  
intervals of less than one hundred feet for a distance of a 702  
quarter of a mile or more, and the character of such territory is 703  
indicated by official traffic control devices. 704

(QQ) "Traffic control devices" means all flaggers, signs, 705

signals, markings, and devices placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning, or guiding traffic, including signs denoting names of streets and highways.

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

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

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

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

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

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

(VV) "Rural mail delivery vehicle" means every vehicle used



to deliver United States mail on a rural mail delivery route. 737

(WW) "Funeral escort vehicle" means any motor vehicle, 738  
including a funeral hearse, while used to facilitate the movement 739  
of a funeral procession. 740

(XX) "Alley" means a street or highway intended to provide 741  
access to the rear or side of lots or buildings in urban districts 742  
and not intended for the purpose of through vehicular traffic, and 743  
includes any street or highway that has been declared an "alley" 744  
by the legislative authority of the municipal corporation in which 745  
such street or highway is located. 746

(YY) "Freeway" means a divided multi-lane highway for through 747  
traffic with all crossroads separated in grade and with full 748  
control of access. 749

(ZZ) "Expressway" means a divided arterial highway for 750  
through traffic with full or partial control of access with an 751  
excess of fifty per cent of all crossroads separated in grade. 752

(AAA) "Thruway" means a through highway whose entire roadway 753  
is reserved for through traffic and on which roadway parking is 754  
prohibited. 755

(BBB) "Stop intersection" means any intersection at one or 756  
more entrances of which stop signs are erected. 757

(CCC) "Arterial street" means any United States or state 758  
numbered route, controlled access highway, or other major radial 759  
or circumferential street or highway designated by local 760  
authorities within their respective jurisdictions as part of a 761  
major arterial system of streets or highways. 762

(DDD) "Ridesharing arrangement" means the transportation of 763  
persons in a motor vehicle where such transportation is incidental 764  
to another purpose of a volunteer driver and includes ridesharing 765  
arrangements known as carpools, vanpools, and buspools. 766

(EEE) "Motorized wheelchair" means any self-propelled vehicle 767  
designed for, and used by, a handicapped person and that is 768  
incapable of a speed in excess of eight miles per hour. 769

(FFF) "Child day-care center" and "type A family day-care 770  
home" have the same meanings as in section 5104.01 of the Revised 771  
Code. 772

(GGG) "Multi-wheel agricultural tractor" means a type of 773  
agricultural tractor that has two or more wheels or tires on each 774  
side of one axle at the rear of the tractor, is designed or used 775  
for drawing other vehicles or wheeled machinery, has no provision 776  
for carrying loads independently of the drawn vehicles or 777  
machinery, and is used principally for agricultural purposes. 778

(HHH) "Operate" means to cause or have caused movement of a 779  
vehicle, streetcar, or trackless trolley. 780

(III) "Predicate motor vehicle or traffic offense" means any 781  
of the following: 782

(1) A violation of section 4511.03, 4511.051, 4511.12, 783  
4511.132, 4511.16, 4511.20, 4511.201, 4511.21, 4511.211, 4511.213, 784  
4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28, 4511.29, 785  
4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35, 4511.36, 786  
4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42, 4511.43, 787  
4511.431, 4511.432, 4511.44, 4511.441, 4511.451, 4511.452, 788  
4511.46, 4511.47, 4511.48, 4511.481, 4511.49, 4511.50, 4511.511, 789  
4511.53, 4511.54, 4511.55, 4511.56, 4511.57, 4511.58, 4511.59, 790  
4511.60, 4511.61, 4511.64, 4511.66, 4511.661, 4511.68, 4511.70, 791  
4511.701, 4511.71, 4511.711, 4511.712, 4511.713, 4511.72, 4511.73, 792  
4511.763, 4511.771, 4511.78, or 4511.84 of the Revised Code; 793

(2) A violation of division (A)(2) of section 4511.17, 794  
division (A)(1) of section 4511.214, divisions (A) to (D) of 795  
section 4511.51, or division (A) of section 4511.74 of the Revised 796  
Code; 797

(3) A violation of any provision of sections 4511.01 to 798  
4511.76 of the Revised Code for which no penalty otherwise is 799  
provided in the section that contains the provision violated; 800

(4) A violation of a municipal ordinance that is 801  
substantially similar to any section or provision set forth or 802  
described in division (III)(1), (2), or (3) of this section. 803

(JJJ) "Road service vehicle" means wreckers, utility repair 804  
vehicles, and state, county, and municipal service vehicles 805  
equipped with visual signals by means of flashing, rotating, or 806  
oscillating lights. 807

Sec. 4511.072. (A) By ordinance or resolution, a local 808  
authority may authorize the operation of mini-trucks on a public 809  
street or highway under its jurisdiction in accordance with this 810  
section and any additional, more stringent requirements the local 811  
authority may establish. A local authority that authorizes the 812  
operation of mini-trucks shall do all of the following: 813

(1) Require any mini-truck operated on the public streets or 814  
highways to be equipped with all of the following: 815

(a) At least two headlights; 816

(b) At least two tail lights; 817

(c) Front and rear turn signal lights; 818

(d) An exterior mirror mounted on the driver's side of the 819  
vehicle and either an exterior mirror mounted on the passenger's 820  
side of the vehicle or an interior mirror; 821

(e) A windshield; 822

(f) A seat belt for the driver and front passenger; 823

(g) A parking brake. 824

(2) Require a vehicle owner who wishes to operate a 825  
mini-truck on the public streets or highways to submit the vehicle 826

to an inspection conducted by a local law enforcement agency that 827  
complies with safety and equipment inspection requirements 828  
established by the department of public safety under section 829  
4513.02 of the Revised Code and Chapter 4501:2-1 of the 830  
Administrative Code; 831

(3) Permit the operation on public streets or highways of a 832  
mini-truck only if the vehicle is properly equipped as required 833  
under this section and has passed the required vehicle inspection, 834  
is registered in accordance with Chapter 4503. of the Revised 835  
Code, is titled in accordance with Chapter 4505. of the Revised 836  
Code, and otherwise is operated in accordance with traffic laws of 837  
this state and related ordinances, except as to those provisions 838  
which by their nature can have no application; 839

(4) Limit the operation of mini-trucks to streets and 840  
highways having an established speed limit not greater than 841  
thirty-five miles per hour. 842

(B) The local authority shall notify the director of public 843  
safety, in a manner the director determines, of the authorization 844  
for the operation of mini-trucks within the jurisdiction of the 845  
local authority. 846

**Sec. 4511.214.** (A)(1) No person shall operate a mini-truck 847  
upon any street or highway except upon a street or highway having 848  
an established speed limit not greater than thirty-five miles per 849  
hour where a local authority has granted permission for such 850  
operation in accordance with section 4511.072 of the Revised Code. 851

(2) Division (A)(1) of this section does not prohibit a 852  
person operating a mini-truck from proceeding across an 853  
intersection of a street or highway having a speed limit greater 854  
than thirty-five miles per hour. 855

(B) Except as otherwise provided in this division, whoever 856

violates division (A)(1) of this section is guilty of a minor 857  
misdemeanor. If within one year of the offense, the offender 858  
previously has been convicted of or pleaded guilty to one 859  
predicate motor vehicle or traffic offense, whoever violates this 860  
section is guilty of a misdemeanor of the fourth degree. If within 861  
one year of the offense, the offender previously has been 862  
convicted of two or more predicate motor vehicle or traffic 863  
offenses, whoever violates this section is guilty of a misdemeanor 864  
of the third degree. 865

**Section 2.** That existing sections 4501.01, 4507.11, and 866  
4511.01 of the Revised Code are hereby repealed. 867

**Section 3.** Section 4507.11 of the Revised Code is presented 868  
in this act as a composite of the section as amended by both Am. 869  
Sub. H.B. 600 and S.B. 271 of the 123rd General Assembly. The 870  
General Assembly, applying the principle stated in division (B) of 871  
section 1.52 of the Revised Code that amendments are to be 872  
harmonized if reasonably capable of simultaneous operation, finds 873  
that the composite is the resulting version of the section in 874  
effect prior to the effective date of the section as presented in 875  
this act. 876