

As Introduced

132nd General Assembly

Regular Session

2017-2018

H. B. No. 210

Representative Patton

A BILL

To amend section 4511.093 of the Revised Code to
prohibit a local authority from deriving more
than 30 per cent of the total annual revenue of
the local authority from the issuance of tickets
for traffic law violations based on evidence
recorded by traffic law photo-monitoring
devices.

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

Section 1. That section 4511.093 of the Revised Code be
amended to read as follows:

Sec. 4511.093. (A) A local authority may utilize a traffic
law photo-monitoring device for the purpose of detecting traffic
law violations. If the local authority is a county or township,
the board of county commissioners or the board of township
trustees may adopt such resolutions as may be necessary to
enable the county or township to utilize traffic law photo-
monitoring devices.

(B) The use of a traffic law photo-monitoring device is
subject to the following conditions:

(1) A local authority shall use a traffic law photo-

monitoring device to detect and enforce traffic law violations 20
only if a law enforcement officer is present at the location of 21
the device at all times during the operation of the device and 22
if the local authority complies with sections 4511.094 and 23
4511.095 of the Revised Code. 24

(2) A law enforcement officer who is present at the 25
location of any traffic law photo-monitoring device and who 26
personally witnesses a traffic law violation may issue a ticket 27
for the violation. Such a ticket shall be issued in accordance 28
with section 2935.25 of the Revised Code and is not subject to 29
sections 4511.096 to 4511.0910 and section 4511.912 of the 30
Revised Code. 31

(3) If a traffic law photo-monitoring device records a 32
traffic law violation and the law enforcement officer who was 33
present at the location of the traffic law photo-monitoring 34
device does not issue a ticket as provided under division (B) (2) 35
of this section, the local authority may only issue a ticket in 36
accordance with sections 4511.096 to 4511.0912 of the Revised 37
Code. 38

(4) No local authority shall derive more than thirty per 39
cent of the total annual revenue of the local authority from the 40
issuance of tickets for traffic law violations based on evidence 41
recorded by traffic law photo-monitoring devices. 42

Section 2. That existing section 4511.093 of the Revised 43
Code is hereby repealed. 44