

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**H. B. No. 208**

**Representative Patton**

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**A BILL**

To amend section 4511.093 of the Revised Code to 1  
prohibit a local authority with a population of 2  
200 or fewer from utilizing traffic law photo- 3  
monitoring devices. 4

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

**Section 1.** That section 4511.093 of the Revised Code be 5  
amended to read as follows: 6

**Sec. 4511.093.** (A) A local authority may utilize a traffic 7  
law photo-monitoring device for the purpose of detecting traffic 8  
law violations. If the local authority is a county or township, 9  
the board of county commissioners or the board of township 10  
trustees may adopt such resolutions as may be necessary to 11  
enable the county or township to utilize traffic law photo- 12  
monitoring devices. 13

(B) The use of a traffic law photo-monitoring device is 14  
subject to the following conditions: 15

(1) A local authority shall use a traffic law photo- 16  
monitoring device to detect and enforce traffic law violations 17  
only if a law enforcement officer is present at the location of 18  
the device at all times during the operation of the device and 19

if the local authority complies with sections 4511.094 and 20  
4511.095 of the Revised Code. 21

(2) A law enforcement officer who is present at the 22  
location of any traffic law photo-monitoring device and who 23  
personally witnesses a traffic law violation may issue a ticket 24  
for the violation. Such a ticket shall be issued in accordance 25  
with section 2935.25 of the Revised Code and is not subject to 26  
sections 4511.096 to 4511.0910 and section 4511.912 of the 27  
Revised Code. 28

(3) If a traffic law photo-monitoring device records a 29  
traffic law violation and the law enforcement officer who was 30  
present at the location of the traffic law photo-monitoring 31  
device does not issue a ticket as provided under division (B) (2) 32  
of this section, the local authority may only issue a ticket in 33  
accordance with sections 4511.096 to 4511.0912 of the Revised 34  
Code. 35

(4) No local authority with a population of two hundred or 36  
fewer shall use a traffic law photo-monitoring device to detect 37  
and enforce traffic law violations. 38

**Section 2.** That existing section 4511.093 of the Revised 39  
Code is hereby repealed. 40