

As Reported by the House Transportation and Public Safety Committee

133rd General Assembly

Regular Session

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Sub. H. B. No. 113

Representative Patton

**Cosponsors: Representatives Hood, Riedel, Schaffer, West, Green, Sheehy,
Miranda, O'Brien**

A BILL

To amend section 4513.612 of the Revised Code to 1
prohibit a private towing service from employing 2
or compensating spotters. 3

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

Section 1. That section 4513.612 of the Revised Code be 4
amended to read as follows: 5

Sec. 4513.612. (A) As used in this section, "spotter" 6
means a person whose task is to report the presence of 7
unauthorized parked vehicles for purposes of towing, removal, or 8
impounding. "Spotter" does not include a law enforcement officer 9
as defined in section 2901.01 of the Revised Code who, in the 10
performance of the officer's duties, is tasked with reporting 11
the presence of such vehicles for purposes of towing, removal, 12
or impounding. 13

"Spotter" does not include a private property owner, the 14
owner's agent, or a towing company under contract with the owner 15
in accordance with division (B) (3) of section 4513.601 of the 16
Revised Code, when all of the following apply: 17

<u>(1) A private tow-away zone is located on the private</u>	18
<u>property owner's property;</u>	19
<u>(2) The private property owner or the owner's agent</u>	20
<u>requests the towing service to remove a motor vehicle from the</u>	21
<u>private tow-away zone.</u>	22
<u>(B)(1) No private towing service shall knowingly offer or</u>	23
provide monetary compensation in exchange for the authorization	24
to tow motor vehicles from a specified location or on behalf of	25
the person to whom the towing service offered or provided the	26
compensation.	27
(2) Division (A) (1) of this section does not prohibit a	28
<u>private</u> towing service from negotiating or reducing towing and	29
storage fees.	30
(B) <u>(C) No private towing service shall knowingly employ</u>	31
<u>or otherwise compensate or use a spotter.</u>	32
<u>(D) Whoever violates division (A)(B) of this section is</u>	33
guilty of a minor misdemeanor.	34
<u>(E) Whoever violates division (C) of this section is</u>	35
<u>guilty of a misdemeanor of the third degree.</u>	36
Section 2. That existing section 4513.612 of the Revised	37
Code is hereby repealed.	38