

As Introduced

**133rd General Assembly
Regular Session
2019-2020**

H. B. No. 140

Representative Patton

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Code is hereby repealed. 40