

As Passed by the House

**130th General Assembly
Regular Session
2013-2014**

Am. H. B. No. 69

Representatives Maag, Mallory

**Cosponsors: Representatives Adams, J., Becker, Blessing, Buchy, Dovilla,
Hood, Huffman, Milkovich, Ramos, Burkley, Conditt, Johnson, Lynch, Reece,
Retherford, Roegner, Terhar, Thompson, Young Speaker Batchelder**

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A BILL

To enact section 4511.095 and to repeal sections 1
4511.092 and 4511.094 of the Revised Code to 2
prohibit the use of traffic law photo-monitoring 3
devices by municipal corporations, counties, 4
townships, and the State Highway Patrol to detect 5
traffic signal light and speed limit violations, 6
except in certain circumstances. 7

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

Section 1. That section 4511.095 of the Revised Code be 8
enacted to read as follows: 9

Sec. 4511.095. (A) Section 34 of Article II, Ohio 10
Constitution, provides that laws may be passed providing for the 11
comfort, health, safety and general welfare of all employees. The 12
general assembly finds these ends will be served by enacting 13
legislation that prohibits the use of traffic law photo-monitoring 14
devices. Therefore, in furtherance of the ends provided in Section 15
34 of Article II, Ohio Constitution, the general assembly hereby 16
enacts this section of the Revised Code. 17

(B) As used in this section: 18

(1) "Local authority" means a municipal corporation, county, 19
or township. 20

(2) "Traffic law photo-monitoring device" means an electronic 21
system consisting of a photographic, video, or electronic camera 22
and a means of sensing the presence of a motor vehicle that 23
automatically produces photographs, videotape, or digital images 24
of the vehicle or its license plate. 25

(C) (1) Except as provided in division (C)(2) of this 26
section, no local authority or the state highway patrol, utilizing 27
either its own employees, those of another public entity, or those 28
of a private entity, shall use a traffic law photo-monitoring 29
device to determine compliance with, or to detect a violation of, 30
section 4511.13 or 4511.21 of the Revised Code or a substantially 31
equivalent municipal ordinance or county or township resolution. 32

(2) A local authority may use a traffic law photo-monitoring 33
device to determine compliance with, or to detect a violation of, 34
section 4511.21 of the Revised Code or a substantially equivalent 35
municipal ordinance or county or township resolution within a 36
school zone during school recess and while children are going to 37
or leaving school during opening or closing hours only if a law 38
enforcement officer employed by the local authority is present at 39
the location of the traffic law photo-monitoring device. 40

Section 2. That sections 4511.092 and 4511.094 of the Revised 41
Code are hereby repealed. 42