

H. B. No. 260  
As Introduced

**Topic:** Judicial referral for driver's license or physical examination 1

\_\_\_\_\_ moved to amend as follows:

In line 1 of the title, after "To" insert "amend section 4507.20 2  
and to" 3

In line 4 of the title, after "circumstances" insert "and to 4  
authorize a court in a criminal proceeding to submit a report to the 5  
Registrar of Motor Vehicles regarding the competency of a defendant" 6

In line 5, after "section" insert "4507.20 be amended and" 7

After line 6, insert: 8

"**Sec. 4507.20.** (A) The registrar of motor vehicles, when 9  
the registrar has good cause to believe that the holder of a 10  
driver's or commercial driver's license is incompetent or 11  
otherwise not qualified to be licensed, shall send a written 12  
notice to the licensee's last known address, requiring the 13  
licensee to submit to a driver's license examination, a physical 14  
examination, or both, or a commercial driver's license 15  
examination within the time indicated on the notice. The 16

physical examination may be conducted by any individual 17  
authorized by the Revised Code to do so, including a physician 18  
assistant, a clinical nurse specialist, a certified nurse 19  
practitioner, or a certified nurse-midwife. Any written 20  
documentation of the physical examination shall be completed by 21  
the individual who conducted the examination. 22

Upon the conclusion of the examination, the registrar may 23  
suspend the license of the person, may permit the licensee to 24  
retain the license, or may issue the licensee a restricted 25  
license. Refusal or neglect of the licensee to submit to the 26  
examination is ground for suspension of the licensee's license. 27

(B) A physician licensed under Chapter 4731. of the 28  
Revised Code may submit a report to the registrar stating that 29  
in the physician's professional opinion the holder of a driver's 30  
or commercial driver's license may be incompetent or otherwise 31  
not qualified to operate safely a motor vehicle due to medical 32  
reasons. Any such report submitted to the registrar is 33  
confidential, is not a public record, and is not subject to 34  
disclosure under section 149.43 of the Revised Code. 35

(C) A judge during a criminal proceeding who has good 36  
cause to believe that a defendant who holds a driver's or 37  
commercial driver's license is incompetent or otherwise not 38  
qualified to be licensed may submit a report to that effect to 39  
the registrar. Upon receipt of the report, the registrar may 40  
require the defendant to submit to an examination in accordance 41  
with division (A) of this section." 42

After line 22, insert: 43

"**Section 2.** That existing section 4507.20 of the Revised 44  
Code is hereby repealed." 45

The motion was \_\_\_\_\_ agreed to.