As Introduced

133rd General Assembly
Regular Session
2019-2020

Representatives Greenspan, Brent

A BILL

To enact section 4510.101 of the Revised Code to establish a permanent Driver's License Reinstatement Fee Debt Reduction and Amnesty Program.

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

Section 1. That section 4510.101 of the Revised Code be enacted to read as follows:

Sec. 4510.101. (A) As used in this section:

(1) "Eligible offense" means an offense under any of the following Revised Code sections if the offense, an essential element of the offense, the basis of the charge, or any underlying offense did not involve alcohol, a drug of abuse, combination thereof, or a deadly weapon: 2151.354, 2152.19, 2152.21, 2907.24, 2913.02, 4507.20, 4509.101, 4509.17, 4509.24, 4509.40, 4510.037, 4510.05, 4510.06, 4510.15, 4510.22, 4510.23, 4510.31, 4510.32, 4511.203, 4511.205, 4511.251, 4511.75, 4549.02, 4549.021, and 5743.99.

(2) "Deadly weapon" has the same meaning as in section 2923.11 of the Revised Code.
(3) "Drug of abuse" has the same meaning as in section 4511.181 of the Revised Code.

(4) "Complete amnesty" means a waiver of reinstatement fees.

(5) "Driver's license or permit" does not include a commercial driver's license or permit.

(6) "Indigent" means a person who is a participant in any of the following programs:

   (a) The supplemental nutrition assistance program administered by the department of job and family services pursuant to section 5101.54 of the Revised Code;

   (b) The medicaid program pursuant to Chapter 5163. of the Revised Code;

   (c) The Ohio works first program administered by the department of job and family services pursuant to section 5107.10 of the Revised Code;

   (d) The supplemental security income program pursuant to 20 C.F.R. 416.1100;

   (e) The United States department of veterans affairs pension benefit program pursuant to 38 U.S.C. 1521.

(B) Not later than ninety days after the effective date of this section, the registrar of motor vehicles shall establish a permanent driver's license reinstatement fee debt reduction and amnesty program.

(C) Under the program, both of the following apply:

   (1) A person whose driver's license or permit has been suspended as a result of an eligible offense may apply to the
(2) A person whose driver's license or permit has been suspended as a result of an eligible offense may apply to the registrar for complete amnesty if the person has completed all court-ordered sanctions related to the eligible offense other than the payment of reinstatement fees, and the person is indigent and can demonstrate proof of indigence by providing documentation in a form approved by the registrar.

(D)(1) The registrar shall grant reinstatement fee debt reduction to a person who is eligible under division (C)(1) of this section as follows:

(a) If the person owes reinstatement fees for multiple eligible offenses, the person shall be required to pay either the lowest reinstatement fee owed for those offenses or ten percent of the total amount owed for those offenses, whichever amount is greater.

(b) If the person owes reinstatement fees for one eligible offense, the person shall be required to pay one-half of the reinstatement fee owed for that offense.

(2) The registrar shall grant complete amnesty to a person eligible under division (C)(2) of this section.

(E)(1) If the registrar denies an application under the program, the registrar shall provide an explanation in writing to the applicant that states the reason the application was denied.
(2) If an application is denied, the applicant may request an administrative hearing to appeal the denial or may reapply for the program. Any decision made by the registrar on appeal is final. An applicant shall not reapply for the program more than once a year. The registrar shall establish the parameters for the administrative appeals process by rule.

(F) The registrar shall conduct public service announcements regarding the permanent driver's license reinstatement fee debt reduction and amnesty program that includes a description of the program and its requirements. In addition, the registrar shall make such information available on the bureau of motor vehicle's web site.

(G) The registrar shall adopt rules in accordance with Chapter 119. of the Revised Code in order to establish any requirements and procedures necessary to administer and implement this section.