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Representative Hoops

Cosponsors: Representatives Baldrige, Brent, Brown, Cross, Crossman,  
Ghanbari, Hicks-Hudson, Leland, Miller, A., Miller, J., O'Brien, Plummer, Russo,  
Sheehy, Sobecki, Upchurch, West

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A BILL

To amend sections 4501.13 and 4508.08 of the 1  
Revised Code to make changes to the laws related 2  
to the motorcycle safety and education program. 3

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

**Section 1.** That sections 4501.13 and 4508.08 of the 4  
Revised Code be amended to read as follows: 5

**Sec. 4501.13.** ~~Six dollars of each registration fee~~ 6  
~~designated for payment to the registrar of motor vehicles in~~ 7  
~~division (A) (1) (b) of section 4503.04 of the Revised Code shall~~ 8  
~~be deposited in the~~ (A) The motorcycle safety and education 9  
~~fund, which is hereby created in the state treasury and, unless~~ 10  
~~otherwise provided by law, . The fund shall consist of the~~ 11  
following: 12

(1) Six dollars of each registration fee designated for 13  
payment to the registrar of motor vehicles in division (A) (1) (b) 14  
of section 4503.04 of the Revised Code; 15

(2) The fees collected for the initial authorization of a 16

private organization or corporation to offer a nationally 17  
recognized motorcycle operator training course or curriculum 18  
under section 4508.08 of the Revised Code; 19

(3) The fees collected for the initial state certification 20  
of an instructor of motorcycle operator training course or 21  
curriculum under section 4508.08 of the Revised Code. 22

All investment earnings of the motorcycle safety and 23  
education fund shall be credited to the fund. 24

(B) The fund shall be used solely to pay part or all of 25  
the costs of conducting the motorcycle safety and education 26  
program created by section 4508.08 of the Revised Code. 27

**Sec. 4508.08.** There is hereby created in the department of 28  
public safety the motorcycle safety and education program. The 29  
director of public safety shall administer the program in 30  
accordance with the following guidelines: 31

(A) (1) The program shall include courses of instruction 32  
conducted at vocational schools, community colleges, or other 33  
suitable locations, by instructors who have obtained 34  
certification in the manner and form prescribed by the director. 35  
The courses shall meet standards established in rules adopted by 36  
the department in accordance with Chapter 119. of the Revised 37  
Code. The courses may include instruction for novice motorcycle 38  
operators, instruction in motorist awareness and alcohol and 39  
drug awareness, and any other kind of instruction the director 40  
considers appropriate. A reasonable tuition fee, as determined 41  
by the director, may be charged. The director may authorize 42  
private organizations or corporations to offer courses without 43  
tuition fee restrictions, but such entities are not eligible for 44  
reimbursement of expenses or subsidies from the motorcycle 45

safety and education fund created in section 4501.13 of the Revised Code. 46  
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(2) The director shall do both of the following: 48

(a) Authorize private organizations or corporations to offer any nationally recognized motorcycle operator training courses or curriculum and any course established in accordance with division (A) (1) of this section; 49  
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(b) Permit an applicant for a motorcycle operator's endorsement or a restricted license that permits only the operation of a motorcycle who has completed any motorcycle operator training course or curriculum as authorized in division (A) (2) (a) of this section successfully within the preceding sixty days to be eligible for the examination waiver as described in division (B) (1) of section 4507.11 of the Revised Code. 53  
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(B) In addition to courses of instruction, the program may include provisions for equipment purchases, marketing and promotion, improving motorcycle license testing procedures, and any other provisions the director considers appropriate. 61  
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(C) The director shall evaluate the program every two years and shall periodically inspect the facilities, equipment, and procedures used in the courses of instruction. 65  
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(D) The director shall appoint at least one training specialist who shall oversee the operation of the program, establish courses of instruction, and supervise instructors. The training specialist shall be a licensed motorcycle operator and shall obtain certification in the manner and form prescribed by the director. 68  
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(E) The director may contract with other public agencies 74

or with private organizations or corporations to assist in 75  
administering the program. 76

(F) Notwithstanding any provision of Chapter 102. of the 77  
Revised Code, the director, in order to administer the program, 78  
may participate in a motorcycle manufacturer's motorcycle loan 79  
program. 80

(G) The director shall contract with an insurance company 81  
or companies authorized to do business in this state to purchase 82  
a policy or policies of insurance with respect to the 83  
establishment or administration, or any other aspect of the 84  
operation of the program. 85

(H) A private organization or corporation that offers any 86  
nationally recognized motorcycle operator training course or 87  
curriculum is not required to use the end-of-course skills 88  
evaluation used by a course established in accordance with 89  
division (A) (1) of this section if the evaluation used by the 90  
private organization or corporation meets or exceeds the 91  
requirements of the evaluation authorized by the director under 92  
this section. 93

(I) An instructor for a nationally recognized motorcycle 94  
operator training course or curriculum offered by an authorized 95  
private organization or corporation shall obtain certification 96  
in the manner and form prescribed by the director under division 97  
(A) (1) of this section and in accordance with the rules adopted 98  
by the director. However, the director shall not require an 99  
instructor for a nationally recognized motorcycle operator 100  
training course or curriculum to participate in the state 101  
instructor training curriculum if the director determines that 102  
both of the following apply: 103

(1) The instructor has completed the training required by 104  
the authorized private organization or corporation and the 105  
training meets or exceeds the state instructor training 106  
curriculum. 107

(2) The instructor has met all other state requirements 108  
for certification. 109

(J) The director shall charge the following one-time fees: 110

(1) Four hundred dollars for the initial authorization of 111  
a private organization or corporation to offer a nationally 112  
recognized motorcycle operator training course or curriculum in 113  
accordance with division (A) (2) (a) of this section; 114

(2) Fifty dollars for the initial state certification of 115  
an instructor of a course authorized under division (A) (2) (a) of 116  
this section. 117

The director shall deposit all fees received under this 118  
division into the motorcycle safety and education fund 119  
established under section 4501.13 of the Revised Code. 120

**Section 2.** That existing sections 4501.13 and 4508.08 of 121  
the Revised Code are hereby repealed. 122