

As Passed by the Senate

135th General Assembly

Regular Session

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Sub. S. B. No. 198

Senators Lang, Manning

Cosponsors: Senators Blessing, Cirino, Craig, DeMora, Dolan, Gavarone, Hackett, Ingram, Kunze, Landis, Reineke, Reynolds, Romanchuk, Smith, Sykes

A BILL

To amend sections 4507.50, 4507.51, 4507.52, 1
5120.59, and 5139.511 and to enact section 2
5145.1611 of the Revised Code to provide inmates 3
with state identification cards and 4
documentation upon their release relating to 5
work experience, education, and trade skills. 6

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

Section 1. That sections 4507.50, 4507.51, 4507.52, 7
5120.59, and 5139.511 be amended and section 5145.1611 of the 8
Revised Code be enacted to read as follows: 9

Sec. 4507.50. (A) (1) The registrar of motor vehicles or a 10
deputy registrar shall issue an identification card to a person 11
when all of the following apply: 12

(a) The registrar or deputy registrar receives an 13
application completed in accordance with section 4507.51 of the 14
Revised Code and, if the person is under seventeen years of age, 15
payment of the applicable fees. 16

(b) The person is a resident or a temporary resident of 17

this state.	18
(c) The person is not licensed as an operator of a motor vehicle in this state or another licensing jurisdiction.	19 20
(d) The person does not hold an identification card from another jurisdiction.	21 22
(2) (a) The registrar of motor vehicles or a deputy registrar may issue a temporary identification card when all of the following apply:	23 24 25
(i) The registrar or deputy registrar receives an application completed in accordance with section 4507.51 of the Revised Code and payment of the applicable fees.	26 27 28
(ii) The person is a resident or temporary resident of this state.	29 30
(iii) The person's Ohio driver's or commercial driver's license has been suspended or canceled.	31 32
(iv) The person does not hold an identification card from another jurisdiction.	33 34
(b) The temporary identification card shall be identical to an identification card, except that it shall be printed on its face with a statement that the card is valid for a temporary period. The temporary period shall be in accordance with the expiration dates specified in section 4507.501 of the Revised Code.	35 36 37 38 39 40
(c) The cardholder shall surrender the temporary identification card to the registrar or any deputy registrar before the cardholder's driver's or commercial driver's license is restored or reissued.	41 42 43 44

(B) (1) Except as provided in division (D) of this section, 45
an applicant who is under seventeen years of age shall pay the 46
following fees prior to issuance of an identification card or a 47
temporary identification card: 48

(a) A fee of three dollars and fifty cents if the card 49
will expire on the applicant's birthday four years after the 50
date of issuance or a fee of six dollars if the card will expire 51
on the applicant's birthday eight years after the date of 52
issuance; 53

(b) A fee equal to the amount established under section 54
4503.038 of the Revised Code if the card will expire on the 55
applicant's birthday four years after the date of issuance or 56
twice that amount if the card will expire on the applicant's 57
birthday eight years after the date of issuance; 58

(c) A fee of one dollar and fifty cents if the card will 59
expire on the applicant's birthday four years after the date of 60
issuance or three dollars if the card will expire on the 61
applicant's birthday eight years after the date of issuance, for 62
the authentication of the documents required for processing an 63
identification card or temporary identification card. A deputy 64
registrar that authenticates the required documents shall retain 65
the entire amount of the fee. 66

(2) The fees collected for issuing an identification card 67
under this section, except for any fees allowed to the deputy 68
registrar, shall be paid into the state treasury to the credit 69
of the public safety - highway purposes fund created in section 70
4501.06 of the Revised Code. 71

(C) A person seventeen years of age or older may apply to 72
the registrar or a deputy registrar for the issuance to that 73

person of an identification card or a temporary identification 74
card under this section without payment of any fee prescribed in 75
division (B) of this section. 76

(D) A resident who is permanently or irreversibly disabled 77
and who is under seventeen years of age may apply to the 78
registrar or a deputy registrar for the issuance of an 79
identification card under this section without payment of any 80
fee as prescribed in division (B) of this section. ~~As a resident~~ 81
who is in the custody of the department of rehabilitation and 82
correction or the department of youth services and who is under 83
seventeen years of age may apply to the registrar for the 84
issuance of an identification card under this section without 85
payment of any fee as prescribed in division (B) of this 86
section. 87

As used in this section, "permanently or irreversibly 88
disabled" means a condition of disability from which there is no 89
present indication of recovery. 90

An application made under division (D) of this section 91
shall be accompanied by such documentary evidence ~~of disability~~ 92
as the registrar may require by rule. 93

(E) (1) The department of rehabilitation and correction 94
shall submit an application for an identification card or 95
temporary identification card, as applicable, to the registrar 96
on behalf of an individual who is a prisoner at a state 97
correctional institution and who has completed that application 98
in accordance with section 5120.59 of the Revised Code. 99

(2) The department of youth services shall submit an 100
application for an identification card or a temporary 101
identification card, as applicable, to the registrar on behalf 102

of an individual who is in the custody of the department at a 103
juvenile correctional facility and who has completed that 104
application in accordance with section 5139.511 of the Revised 105
Code. 106

(3) The registrar may establish a separate application and 107
process by which the departments shall submit any applications 108
to the registrar in accordance with this division and section 109
4507.51 of the Revised Code. 110

Sec. 4507.51. (A) (1) Every application for an 111
identification card or duplicate shall be made on ~~a~~ an approved 112
form furnished ~~or in a manner specified by~~ the registrar of 113
motor vehicles, and shall be signed by the applicant, and. ~~The~~ 114
application also shall be signed by the applicant's parent or 115
guardian, or by the department of rehabilitation and correction 116
or the department of youth services, as applicable, if the 117
applicant is under eighteen years of age, ~~and.~~ 118

Every application shall contain the following information 119
pertaining to the applicant: 120

(a) The applicant's name, date of birth, sex, general 121
description including the applicant's height, weight, hair 122
color, and eye color, address, country of citizenship, and 123
social security number. ~~The application also shall include, for~~ 124

(b) If an applicant who has not already certified the 125
applicant's willingness to make an anatomical gift under section 126
2108.05 of the Revised Code, whether the applicant wishes to 127
certify willingness to make such an anatomical gift and ~~shall~~ 128
~~include~~ information about the requirements of sections 2108.01 129
to 2108.29 of the Revised Code that apply to persons who are 130
less than eighteen years of age. The statement regarding 131

willingness to make such a donation shall be given no 132
consideration in the decision of whether to issue an 133
identification card. ~~Each applicant applying in person at a~~ 134
~~deputy registrar office shall be photographed at the time of~~ 135
~~making application.~~ 136

~~(2) (a) The application also shall state whether (c)~~ 137
Whether the applicant has executed a valid durable power of 138
attorney for health care pursuant to sections 1337.11 to 1337.17 139
of the Revised Code or has executed a declaration governing the 140
use or continuation, or the withholding or withdrawal, of life- 141
sustaining treatment pursuant to sections 2133.01 to 2133.15 of 142
the Revised Code and, if the applicant has executed either type 143
of instrument, whether the applicant wishes the identification 144
card issued to indicate that the applicant has executed the 145
instrument. 146

~~(b) The application also shall state whether (d) Whether~~ 147
the applicant is a veteran, active duty, or reservist of the 148
armed forces of the United States and, if the applicant is such, 149
whether the applicant wishes the identification card issued to 150
indicate that the applicant is a veteran, active duty, or 151
reservist of the armed forces of the United States by a military 152
designation on the identification card. 153

(2) Each applicant applying in person at a deputy 154
registrar office shall be photographed at the time of making an 155
application. 156

(3) The registrar or deputy registrar, in accordance with 157
section 3503.11 of the Revised Code, shall register as an 158
elector any person who applies for an identification card or 159
duplicate if the applicant is eligible and wishes to be 160
registered as an elector. The decision of an applicant whether 161

to register as an elector shall be given no consideration in the 162
decision of whether to issue the applicant an identification 163
card or duplicate. 164

(4) The application shall be accompanied by any necessary 165
documents, as required by the registrar. The registrar or the 166
deputy registrar may authenticate the submitted documents and 167
verify the information in the application. 168

~~(B)(1) Except as provided in division (B)(2) of this 169~~
~~section or section 4507.061 of the Revised Code, the application 170~~
~~for an identification card or duplicate shall be filed in the 171~~
~~office of the registrar or deputy registrar. Each applicant 172~~
~~shall present documentary evidence as required by the registrar 173~~
~~of the applicant's age and identity, and the applicant shall 174~~
~~swear that all information given is true. ~~An identification card 175~~~~
~~~~issued by the department of rehabilitation and correction under 176~~~~  
~~~~section 5120.59 of the Revised Code or an identification card 177~~~~  
~~~~issued by the department of youth services under section 178~~~~  
~~~~5139.511 of the Revised Code shall be sufficient documentary 179~~~~  
~~~~evidence under this division upon verification of the 180~~~~  
~~~~applicant's social security number by the registrar or a deputy 181~~~~  
~~~~registrar. Upon issuing an identification card under this 182~~~~  
~~~~section for a person who has been issued an identification card 183~~~~  
~~~~under section 5120.59 or section 5139.511 of the Revised Code, 184~~~~  
~~~~the registrar or deputy registrar shall destroy the 185~~~~  
~~~~identification card issued under section 5120.59 or section 186~~~~  
~~~~5139.511 of the Revised Code. 187~~~~

All applications for an identification card or duplicate 188
under this section shall be filed in duplicate, and if submitted 189
to a deputy registrar, a copy shall be forwarded to the 190
registrar. The registrar shall prescribe rules for the manner in 191

which a deputy registrar is to file and maintain applications 192
and other records. The registrar shall maintain a suitable, 193
indexed record of all applications denied and cards issued or 194
canceled. 195

(2) The application for an identification card filed by 196
either the department of rehabilitation and correction or the 197
department of youth services on behalf of an individual in 198
prison or in the department's custody shall be submitted through 199
the process established by the registrar. The registrar shall 200
establish the process for submission of such applications and 201
the process for mailing the identification card to either the 202
individual or the applicable department. 203

(C) In addition to any other information it contains, the 204
form furnished by the registrar of motor vehicles for an 205
application for an identification card or duplicate shall inform 206
applicants that the applicant must present a copy of the 207
applicant's DD-214 or an equivalent document in order to qualify 208
to have the card or duplicate indicate that the applicant is an 209
honorably discharged veteran of the armed forces of the United 210
States based on a request made pursuant to division (A) (2) (b) of 211
this section. 212

Sec. 4507.52. (A) (1) Each identification card issued by 213
the registrar of motor vehicles or a deputy registrar shall 214
display a distinguishing number assigned to the cardholder, and 215
shall display the following inscription: 216

"STATE OF OHIO IDENTIFICATION CARD 217

This card is not valid for the purpose of operating a 218
motor vehicle. It is provided solely for the purpose of 219
establishing the identity of the bearer described on the card." 220

(2) The identification card shall display substantially 221
the same information as contained in the application and as 222
described in division (A) (1) of section 4507.51 of the Revised 223
Code, including, if the cardholder is a noncitizen of the United 224
States, a notation designating that the cardholder is a 225
noncitizen. The identification card shall not display the 226
cardholder's social security number unless the cardholder 227
specifically requests that the cardholder's social security 228
number be displayed on the card. If federal law requires the 229
cardholder's social security number to be displayed on the 230
identification card, the social security number shall be 231
displayed on the card notwithstanding this section. 232

(3) The identification card also shall display the 233
photograph of the cardholder. 234

(4) If the cardholder has executed a durable power of 235
attorney for health care or a declaration governing the use or 236
continuation, or the withholding or withdrawal, of life- 237
sustaining treatment and has specified that the cardholder 238
wishes the identification card to indicate that the cardholder 239
has executed either type of instrument, the card also shall 240
display any symbol chosen by the registrar to indicate that the 241
cardholder has executed either type of instrument. 242

(5) If the cardholder has specified that the cardholder 243
wishes the identification card to indicate that the cardholder 244
is a veteran, active duty, or reservist of the armed forces of 245
the United States and has presented a copy of the cardholder's 246
DD-214 form or an equivalent document, the card also shall 247
display any symbol chosen by the registrar to indicate that the 248
cardholder is a veteran, active duty, or reservist of the armed 249
forces of the United States. 250

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| (6) The card shall be designed as to prevent its reproduction or alteration without ready detection. | 251
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| (7) The identification card for persons under twenty-one years of age shall have characteristics prescribed by the registrar distinguishing it from that issued to a person who is twenty-one years of age or older, except that an identification card issued to a person who applies no more than thirty days before the applicant's twenty-first birthday shall have the characteristics of an identification card issued to a person who is twenty-one years of age or older. | 253
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| (8) Every identification card issued to a resident of this state shall display the expiration date of the card, in accordance with section 4507.501 of the Revised Code. | 261
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| (9) Every identification card issued to a temporary resident shall expire in accordance with section 4507.501 of the Revised Code and rules adopted by the registrar and is limited term. Every limited term identification card and limited term temporary identification card shall contain the words "limited term" and shall have any additional characteristics prescribed by the registrar distinguishing it from an identification card issued to a resident. | 264
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| (10) Every enhanced identification card shall have any additional characteristics established by the rules adopted under section 4507.021 of the Revised Code. | 272
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| (B) (1) If a card is lost, destroyed, or mutilated, the person to whom the card was issued may obtain a duplicate by doing both of the following: | 275
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| (a) Furnishing suitable proof of the loss, destruction, or mutilation to the registrar or a deputy registrar; | 278
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| (b) Filing an application and presenting documentary evidence under section 4507.51 of the Revised Code. | 280
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| (2) A cardholder may apply to obtain a reprint of the cardholder's identification card through electronic means in accordance with section 4507.40 of the Revised Code. | 282
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| (3) A cardholder may obtain a replacement identification card that reflects any change of the cardholder's name by furnishing suitable proof of the change to the registrar or a deputy registrar. | 285
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| (4) Except as provided in division (B) (5) or (6) of this section, when a cardholder applies for a duplicate, reprint, or replacement identification card, the cardholder shall pay the following fees: | 289
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| (a) Two dollars and fifty cents; | 293 |
| (b) A deputy registrar or service fee equal to the amount established under section 4503.038 of the Revised Code. | 294
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| (5) The following cardholders may apply for a duplicate, reprint, or replacement identification card without payment of any fee prescribed in division (B) (4) of this section: | 296
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| (a) A disabled veteran who has a service-connected disability rated at one hundred per cent by the veterans' administration; | 299
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| (b) A resident who is permanently or irreversibly disabled; | 302
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| <u>(c) A resident who is in the custody of the department of rehabilitation and correction or the department of youth services.</u> | 304
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(6) A cardholder who is seventeen years of age or older 307
may apply for a replacement identification card without payment 308
of any fee prescribed in division (B) (4) of this section. 309

(7) A duplicate, reprint, or replacement identification 310
card expires on the same date as the card it replaces. 311

(C) The registrar shall cancel any card upon determining 312
that the card was obtained unlawfully, issued in error, or was 313
altered. 314

(D) (1) No agent of the state or its political subdivisions 315
shall condition the granting of any benefit, service, right, or 316
privilege upon the possession by any person of an identification 317
card. Nothing in this section shall preclude any publicly 318
operated or franchised transit system from using an 319
identification card for the purpose of granting benefits or 320
services of the system. 321

(2) No person shall be required to apply for, carry, or 322
possess an identification card. 323

(E) Except in regard to an identification card issued to a 324
person who applies no more than thirty days before the 325
applicant's twenty-first birthday, neither the registrar nor any 326
deputy registrar shall issue an identification card to a person 327
under twenty-one years of age that does not have the 328
characteristics prescribed by the registrar distinguishing it 329
from the identification card issued to persons who are twenty- 330
one years of age or older. 331

(F) The registrar shall ensure that identification cards 332
issued in accordance with the federal "Real ID Act," 49 U.S.C. 333
30301, et seq., comply with the regulations specified in 6 334
C.F.R. part 37. 335

(G) Whoever violates division (E) of this section is 336
guilty of a minor misdemeanor. 337

Sec. 5120.59. ~~Before~~ (A) Within nine months prior to the 338
release of a prisoner is released from a state correctional 339
institution if the prisoner is serving a sentence that is more 340
than one year, or within a reasonable time if the prisoner is 341
serving a sentence that is less than one year, the department of 342
rehabilitation and correction shall attempt to verify the 343
prisoner's ~~identification and social security number. If the~~ 344
~~department is not able to verify the prisoner's identification~~ 345
~~and social security number, if the prisoner has no other~~ 346
~~documentary evidence required by the registrar of motor vehicles~~ 347
~~for the issuance of an identification card under section 4507.50~~ 348
~~of the Revised Code, and if the department determines that the~~ 349
~~prisoner is legally living in the United States, the department~~ 350
~~shall issue to the prisoner upon the prisoner's release an~~ 351
~~identification card that the prisoner may present to the~~ 352
~~registrar or a deputy registrar of motor vehicles~~ age and 353
identity in order to satisfy the requirements of section 4507.51 354
of the Revised Code. 355

(B) The department shall provide each prisoner who does 356
not have a current valid and unexpired state issued 357
identification card or driver's license with the application 358
described in section 4507.51 of the Revised Code. The department 359
shall submit any completed application, along with a color 360
photograph of the prisoner and documentary evidence of the 361
prisoner's age and identity, to the registrar of motor vehicles 362
in accordance with the process established by the registrar 363
under sections 4507.50 and 4507.51 of the Revised Code. 364

Sec. 5139.511. ~~Before~~ (A) Within nine months prior to the 365

~~release of a youth is released from a secure facility under the 366
control of the department of youth services if the youth is 367
servng a sentence that is more than one year, or within a 368
reasonable time if the youth is serving a sentence that is less 369
than one year, the department of youth services shall attempt to 370
verify the youth's ~~identification and social security number.~~ If 371
~~the department is able to verify the youth's identity with a~~ 372
~~verified birth certificate and social security number, the~~ 373
~~department shall issue an identification card that the youth may~~ 374
~~present to the registrar or deputy registrar of motor vehicles.~~ 375
~~If the department is not able to verify the youth's identity~~ 376
~~with both a verified birth certificate and social security~~ 377
~~number, the youth shall not receive an identification card under~~ 378
~~this sectionage and identity in order to satisfy the~~ 379
requirements of section 4507.51 of the Revised Code. 380~~

(B) The department shall provide each youth who does not 381
have a current valid and unexpired state issued identification 382
card or driver's license with the application described in 383
section 4507.51 of the Revised Code. The department shall submit 384
any completed application, along with a color photograph of the 385
youth and documentary evidence of the youth's age and identity, 386
to the registrar of motor vehicles in accordance with the 387
process established by the registrar under sections 4507.50 and 388
4507.51 of the Revised Code. 389

Sec. 5145.1611. (A) (1) The department of rehabilitation 390
and correction shall provide every inmate who is released from a 391
term of imprisonment for a felony offense and whose intended 392
residence is within this state with the documentation listed in 393
division (B) of this section to assist the inmate in obtaining 394
post-release employment. 395

(2) Except as provided in division (C) of this section, 396
the department shall assist each inmate in creating a resume and 397
conducting a practice job interview, provided that resources are 398
available or third parties can assist with the resumes and 399
interviews at no cost to the department. The department may 400
contract with government or nonprofit workforce development 401
reentry organizations to assist inmates in creating resumes and 402
conducting practice job interviews. 403

(B) For purposes of assisting an inmate in obtaining post- 404
release employment, the department shall provide each inmate 405
with the following documentation upon the inmate's release from 406
custody: 407

(1) A copy of the vocational training record of the 408
inmate, if applicable; 409

(2) A copy of the work record of the inmate, if 410
applicable; 411

(3) A certified copy of the birth certificate of the 412
inmate, if obtainable; 413

(4) A social security card or a replacement social 414
security card of the inmate, if the inmate has a social security 415
number and if obtainable; 416

(5) An identification card or temporary identification 417
card issued by the registrar of motor vehicles under section 418
4507.50 of the Revised Code, as applicable; 419

(6) Except as provided in division (C) of this section, a 420
resume that includes any trade learned by the inmate and the 421
proficiency at that trade by the inmate; 422

(7) Except as provided in division (C) of this section, 423

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| <u>documentation that the inmate has completed a practice job</u> | 424 |
| <u>interview;</u> | 425 |
| <u>(8) A notification to the inmate if the inmate is eligible</u> | 426 |
| <u>to apply for a license from a state entity charged with</u> | 427 |
| <u>oversight of an occupational license or certification, if the</u> | 428 |
| <u>inmate completed the requirements for eligibility for the</u> | 429 |
| <u>license or certification while incarcerated at the department's</u> | 430 |
| <u>facility.</u> | 431 |
| <u>(C) The following categories of inmates are not required</u> | 432 |
| <u>to complete resumes or practice job interviews prior to release</u> | 433 |
| <u>from incarceration:</u> | 434 |
| <u>(1) Inmates who decline to participate;</u> | 435 |
| <u>(2) Inmates sixty-five years of age or older;</u> | 436 |
| <u>(3) Inmates granted judicial release under division (N) of</u> | 437 |
| <u>section 2929.20 of the Revised Code or released as if on parole</u> | 438 |
| <u>under section 2967.05 of the Revised Code;</u> | 439 |
| <u>(4) Inmates released to the custody of another</u> | 440 |
| <u>jurisdiction;</u> | 441 |
| <u>(5) Inmates that the department of rehabilitation and</u> | 442 |
| <u>correction determines would be physically or mentally unable to</u> | 443 |
| <u>return to the workforce upon release from incarceration.</u> | 444 |
| Section 2. That existing sections 4507.50, 4507.51, | 445 |
| 4507.52, 5120.59, and 5139.511 of the Revised Code are hereby | 446 |
| repealed. | 447 |
| Section 3. For eighteen months after the effective date of | 448 |
| this section: | 449 |
| (A) Notwithstanding the requirements of sections 4507.50, | 450 |

4507.51, 4507.52, 5120.59, and 5139.511 of the Revised Code, as 451
amended by this act, the Department of Rehabilitation and 452
Correction and the Department of Youth Services shall do both of 453
the following: 454

(1) Continue to issue an identification card to a prisoner 455
or youth, as applicable; 456

(2) Issue those identification cards in the same manner as 457
the departments issued identification cards prior to the 458
effective date of this section. 459

(B) For purposes of the Registrar of Motor Vehicles or a 460
deputy registrar verifying an applicant's age and identity prior 461
to issuing an identification card under section 4507.51 of the 462
Revised Code, an identification card issued by the Department of 463
Rehabilitation and Correction or the Department of Youth 464
Services under division (A) of this section shall be sufficient 465
documentary evidence upon verification of an applicant's social 466
security number by the Registrar or a deputy registrar. Upon 467
issuing an identification card under section 4507.51 of the 468
Revised Code to a person who has been issued an identification 469
card under division (A) of this section, the Registrar or deputy 470
registrar shall destroy the identification card issued under 471
division (A) of this section. 472