

H. B. No. 463

As Introduced

_____ moved to amend as follows:

In line 4 of the title, after "requirements" insert ", including for 1
limited term license applicants" 2

Delete lines 8 through 149 3

After line 149, insert: 4

"**Sec. 4507.05.** (A) The registrar of motor vehicles, or a 5
deputy registrar, upon receiving an application for a temporary 6
instruction permit and a temporary instruction permit 7
identification card for a driver's license from any person who 8
is at least fifteen years ~~six months~~ of age, may issue such a 9
permit and identification card entitling the applicant to drive 10
a motor vehicle, other than a commercial motor vehicle, upon the 11
highways under the following conditions: 12

(1) If the permit is issued to a person who is at least 13
fifteen years ~~six months~~ of age, but less than sixteen years of 14
age: 15

(a) The permit and identification card are in the holder's 16
immediate possession; 17



(b) The holder is accompanied by an eligible adult who 18
actually occupies the seat beside the permit holder and does not 19
have a prohibited concentration of alcohol in the whole blood, 20
blood serum or plasma, breath, or urine as provided in division 21
(A) of section 4511.19 of the Revised Code; 22

(c) The total number of occupants of the vehicle does not 23
exceed the total number of occupant restraining devices 24
originally installed in the motor vehicle by its manufacturer, 25
and each occupant of the vehicle is wearing all of the available 26
elements of a properly adjusted occupant restraining device. 27

(2) If the permit is issued to a person who is at least 28
sixteen years of age: 29

(a) The permit and identification card are in the holder's 30
immediate possession; 31

(b) The holder is accompanied by a licensed operator who 32
is at least twenty-one years of age, is actually occupying a 33
seat beside the driver, and does not have a prohibited 34
concentration of alcohol in the whole blood, blood serum or 35
plasma, breath, or urine as provided in division (A) of section 36
4511.19 of the Revised Code; 37

(c) The total number of occupants of the vehicle does not 38
exceed the total number of occupant restraining devices 39
originally installed in the motor vehicle by its manufacturer, 40
and each occupant of the vehicle is wearing all of the available 41
elements of a properly adjusted occupant restraining device. 42

(B) The registrar or a deputy registrar, upon receiving 43
from any person an application for a temporary instruction 44
permit and temporary instruction permit identification card to 45
operate a motorcycle, motor-driven cycle or motor scooter, or 46

motorized bicycle, may issue such a permit and identification
card entitling the applicant, while having the permit and
identification card in the applicant's immediate possession, to
drive a motorcycle or motor-driven cycle or motor scooter, under
the restrictions prescribed in section 4511.53 of the Revised
Code, or to drive a motorized bicycle under restrictions
determined by the registrar. A temporary instruction permit and
temporary instruction permit identification card to operate a
motorized bicycle may be issued to a person fourteen or fifteen
years old.

(C) Any permit and identification card issued under this
section shall be issued in the same manner as a driver's
license, upon a form to be furnished by the registrar. A
temporary instruction permit to drive a motor vehicle other than
a commercial motor vehicle shall be valid for a period of one
year and six months.

(D) Any person having in the person's possession a valid
and current driver's license or motorcycle operator's license or
endorsement issued to the person by another jurisdiction
recognized by this state is exempt from obtaining a temporary
instruction permit for a driver's license and from submitting to
the examination for a temporary instruction permit and the
regular examination for obtaining a driver's license or
motorcycle operator's endorsement in this state if the person
does all of the following:

(1) Submits to and passes vision screening as provided in
section 4507.12 of the Revised Code;

(2) Surrenders to the registrar or deputy registrar the
person's driver's license issued by the other jurisdiction; and

(3) Complies with all other applicable requirements for 76
issuance by this state of a driver's license, driver's license 77
with a motorcycle operator's endorsement, or restricted license 78
to operate a motorcycle. 79

If the person does not comply with all the requirements of 80
this division, the person shall submit to the regular 81
examination for obtaining a driver's license or motorcycle 82
operator's endorsement in this state in order to obtain such a 83
license or endorsement. 84

(E) The registrar may adopt rules governing the use of 85
temporary instruction permits and temporary instruction permit 86
identification cards. 87

(F) (1) No holder of a permit issued under division (A) of 88
this section shall operate a motor vehicle upon a highway or any 89
public or private property used by the public for purposes of 90
vehicular travel or parking in violation of the conditions 91
established under division (A) of this section. 92

(2) Except as otherwise provided in division (F) (2) of 93
this section, no holder of a permit that is issued under 94
division (A) of this section ~~and that is issued on or after July~~ 95
~~1, 1998, and who has not attained the age of~~ under eighteen 96
~~years,~~ of age shall operate a motor vehicle upon a highway or 97
any public or private property used by the public for purposes 98
of vehicular travel or parking between the hours of midnight and 99
six a.m. 100

The holder of a permit issued under division (A) of this 101
section ~~on or after July 1, 1998, who has not attained the age~~ 102
~~of~~ under eighteen years, of age may operate a motor vehicle 103
upon a highway or any public or private property used by the 104

public for purposes of vehicular travel or parking between the 105
hours of midnight and six a.m. if, at the time of such 106
operation, the holder is accompanied by the holder's parent, 107
guardian, or custodian, and the parent, guardian, or custodian 108
holds a current valid driver's or commercial driver's license 109
issued by this state, is actually occupying a seat beside the 110
permit holder, and does not have a prohibited concentration of 111
alcohol in the whole blood, blood serum or plasma, breath, or 112
urine as provided in division (A) of section 4511.19 of the 113
Revised Code. 114

(G) (1) Notwithstanding any other provision of law to the 115
contrary, no law enforcement officer shall cause the operator of 116
a motor vehicle being operated on any street or highway to stop 117
the motor vehicle for the sole purpose of determining whether 118
each occupant of the motor vehicle is wearing all of the 119
available elements of a properly adjusted occupant restraining 120
device as required by division (A) of this section, or for the 121
sole purpose of issuing a ticket, citation, or summons if the 122
requirement in that division has been or is being violated, or 123
for causing the arrest of or commencing a prosecution of a 124
person for a violation of that requirement. 125

(2) Notwithstanding any other provision of law to the 126
contrary, no law enforcement officer shall cause the operator of 127
a motor vehicle being operated on any street or highway to stop 128
the motor vehicle for the sole purpose of determining whether a 129
violation of division (F) (2) of this section has been or is 130
being committed or for the sole purpose of issuing a ticket, 131
citation, or summons for such a violation or for causing the 132
arrest of or commencing a prosecution of a person for such 133
violation. 134

(H) As used in this section:	135
(1) "Eligible adult" means any of the following:	136
(a) An instructor of a driver training course approved by the department of public safety;	137 138
(b) Any of the following persons who holds a current valid driver's or commercial driver's license issued by this state:	139 140
(i) A parent, guardian, or custodian of the permit holder;	141
(ii) A person twenty-one years of age or older who acts in loco parentis of the permit holder;	142 143
(iii) A person twenty-one years of age or older if the permit holder is an emancipated young adult as defined in section 5180.42 of the Revised Code.	144 145 146
(2) "Occupant restraining device" has the same meaning as in section 4513.263 of the Revised Code.	147 148
(I) Whoever violates division (F) (1) or (2) of this section is guilty of a minor misdemeanor."	149 150
Delete lines 318 through 472	151
After line 472, insert:	152
"Sec. 4507.21. (A) Except as provided in section 4507.061 of the Revised Code, each applicant for a driver's license shall file an application in the office of the registrar of motor vehicles or of a deputy registrar.	153 154 155 156
(B) (1) Except as provided in division (B) (4) of this section, each person under twenty-one years of age applying for a an initial driver's license issued in this state and each person twenty-one years of age or older applying for an initial	157 158 159 160

limited term license in this state shall present satisfactory 161
evidence of having successfully completed one of the following: 162

(a) A driver training course approved by the director of 163
public safety. 164

(b) A driver training course comparable to a driver 165
training course described in division (B)(1)(a) of this section 166
and administered by a branch of the armed forces of the United 167
States and completed by the applicant while residing outside 168
this state for the purpose of being with or near any person 169
serving in the armed forces of the United States. 170

(2) ~~Each~~ Except as provided in division (B)(4) of this 171
section, each person under twenty-one years of age applying for 172
~~a~~ an initial driver's license also shall present, ~~on a form~~ 173
~~prescribed by the registrar, an~~ either of the following: 174

(a) An affidavit, on a form prescribed by the registrar, 175
~~signed by an eligible~~ a qualified adult attesting that the 176
person has acquired at least fifty hours of actual driving 177
experience, with at least ten of those hours being at night; 178

(b) A certificate of completion generated by an electronic 179
device or application approved in accordance with rules adopted 180
under section 4508.02 of the Revised Code that is programmed to 181
verify that the person completed at least forty hours of actual 182
driving experience with a qualified adult utilizing the 183
electronic device or application, with at least ten of those 184
hours being at night. 185

(3) Except as provided in division (B)(4) of this section, 186
each person twenty-one years of age or older applying for an 187
initial limited term license in this state also shall present, 188
~~on a form prescribed by the registrar, an~~ either of the 189

following: 190

(a) An affidavit, on a form prescribed by the registrar, 191
signed by ~~an a qualified adult who holds a current valid~~ 192
~~driver's or commercial driver's license issued by this state~~ 193
attesting that the applicant has acquired at least fifty hours 194
of actual driving experience, with at least ten of those hours 195
being at night, accompanied by the signing adult; 196

(b) A certificate of completion generated by an electronic 197
device or application approved in accordance with rules adopted 198
under section 4508.02 of the Revised Code that is programmed to 199
verify that the person completed at least forty hours of actual 200
driving experience with a qualified adult utilizing the 201
electronic device or application, with at least ten of those 202
hours being at night. 203

(4) All of the following individuals are exempt from the 204
requirements specified in divisions (B)(1) ~~and to~~ (3) of this 205
section: 206

(a) A person who receives a waiver of the examination by 207
the registrar in accordance with section 4507.10 of the Revised 208
Code; 209

(b) An initial limited term license applicant twenty-one 210
years of age or older who is from a country with which the 211
registrar has a reciprocal arrangement in accordance with 212
section 4507.101 of the Revised Code; 213

(c) A person who possesses ~~both a~~ and presents all of the 214
following: 215

(i) A valid, unexpired visa issued by the United States 216
department of state and a or a valid document issued by the 217

United States citizenship and immigration services that is 218
verifiable through the systematic alien verification for 219
entitlements system to demonstrate legal presence in the United 220
States; 221

(ii) A valid, unexpired foreign driver's license ~~and who~~ 222
~~presents a~~; 223

(iii) A form, prescribed by the registrar and signed by 224
the person's employer or supervisor, attesting to the person's 225
employment by or similar work-based relationship with either the 226
United States military, the United States department of defense, 227
~~or any of the subordinate agencies to the department of defense.~~ 228

~~(d) A person who possesses both a valid, unexpired visa~~ 229
~~issued by the United States department of state and a valid,~~ 230
~~unexpired foreign driver's license and who presents a form,~~ 231
~~prescribed by the registrar, attesting to the person's~~ 232
~~relationship with, a hospital or a health system;~~ 233

~~(e) A person who possesses a valid, unexpired agricultural~~ 234
~~guest worker visa in accordance with 8 U.S.C. 1188 and who~~ 235
~~presents a form, prescribed by the registrar, attesting to the~~ 236
~~person's employment on~~ located in this state, a farm located in 237
this state and signed by that person's employer, a professional 238
business located in this state, or any other place of temporary 239
but nonagricultural employment located in this state. 240

(C) (1) An applicant for an initial driver's license shall 241
present satisfactory evidence of successful completion of the 242
abbreviated driver training course for adults, approved by the 243
director of public safety under section 4508.02 of the Revised 244
Code, if all of the following apply: 245

(a) The applicant is twenty-one years of age or older. 246

(b) The applicant failed the road or maneuverability test 247
required under division (A) (2) of section 4507.11 of the Revised 248
Code. 249

(c) In the twelve months immediately preceding the date of 250
application, the applicant has not successfully completed a 251
driver training course. 252

(2) An applicant required to present satisfactory evidence 253
under division (C) (1) of this section shall also present either 254
of the following: 255

(a) An affidavit, on a form prescribed by the registrar, 256
signed by a qualified adult attesting that the person has 257
acquired at least twenty-five hours of actual driving 258
experience; 259

(b) A certificate of completion generated by an electronic 260
device or application approved in accordance with rules adopted 261
under section 4508.02 of the Revised Code that is programmed to 262
verify that the person completed at least twenty hours of actual 263
driving experience with a qualified adult utilizing the 264
electronic device or application. 265

(3) An applicant shall present the satisfactory evidence 266
and affidavit or certificate of completion as required under 267
~~division~~ divisions (C) (1) and (2) of this section prior to 268
attempting the test a second or subsequent time. 269

(D) If the registrar or deputy registrar determines that 270
the applicant is entitled to the driver's license, it shall be 271
issued. If the application shows that the applicant's license 272
has been previously canceled or suspended, the deputy registrar 273
shall forward the application to the registrar, who shall 274
determine whether the license shall be granted. 275

(E) An applicant shall file an application under this 276
section in duplicate, and the deputy registrar issuing the 277
license shall immediately forward to the office of the registrar 278
the original copy of the application, together with the 279
duplicate copy of any certificate of completion if issued for 280
purposes of division (B) of this section. The registrar shall 281
prescribe rules as to the manner in which the deputy registrar 282
files and maintains the applications and other records. The 283
registrar shall file every application for a driver's or 284
commercial driver's license and index them by name and number, 285
and shall maintain a suitable record of all licenses issued, all 286
convictions and bond forfeitures, all applications for licenses 287
denied, and all licenses that have been suspended or canceled. 288

(F) For purposes of section 2313.06 of the Revised Code, 289
the registrar shall maintain accurate and current lists of the 290
residents of each county who are eighteen years of age or older, 291
have been issued, on and after January 1, 1984, driver's or 292
commercial driver's licenses that are valid and current, and 293
would be electors if they were registered to vote, regardless of 294
whether they actually are registered to vote. The lists shall 295
contain the names, addresses, dates of birth, duration of 296
residence in this state, citizenship status, and social security 297
numbers, if the numbers are available, of the licensees, and may 298
contain any other information that the registrar considers 299
suitable. 300

(G) Each person under eighteen years of age applying for a 301
motorcycle operator's endorsement or a restricted license 302
enabling the applicant to operate a motorcycle shall present 303
satisfactory evidence of having completed the courses of 304
instruction in the motorcycle safety and education program 305
described in section 4508.08 of the Revised Code or a comparable 306

course of instruction administered by a branch of the armed 307
forces of the United States and completed by the applicant while 308
residing outside this state for the purpose of being with or 309
near any person serving in the armed forces of the United 310
States. If the registrar or deputy registrar then determines 311
that the applicant is entitled to the endorsement or restricted 312
license, it shall be issued. 313

(H) No person shall knowingly make a false statement in an 314
affidavit presented in accordance with ~~division (B) (2)~~ divisions
(B) (2) (a), (3) (a), and (C) (2) (a) of this section. 316

(I) As used in this section, ~~"eligible":~~ 317

(1) "Electronic device or application" has the same 318
meaning as in section 4508.02 of the Revised Code. 319

(2) "Qualified adult" means any of the following persons: 320

~~(1)~~ (a) A parent, guardian, or custodian of the applicant,
if the applicant is under eighteen years of age; 322

~~(2)~~ (b) A person over the age of twenty-one who acts in 323
loco parentis of the applicant and who maintains proof of 324
financial responsibility with respect to the operation of a 325
motor vehicle owned by the applicant or with respect to the 326
applicant's operation of any motor vehicle if the applicant is 327
under eighteen years of age; 328

~~(3)~~ (c) A person over the age of twenty-one who holds a 329
current valid driver's or commercial driver's license issued by 330
this state if the applicant is an emancipated young adult as 331
defined in section 5180.42 of the Revised Code; 332

(d) A person over the age of eighteen who holds a current 333
valid driver's or commercial driver's license issued by this 334

state if the applicant is eighteen years of age or older. 335

(J) Whoever violates division (H) of this section is 336
guilty of a minor misdemeanor and shall be fined one hundred 337
dollars." 338

After line 645, insert: 339

"Section 3. Section 4507.21 of the Revised Code is 340
presented in this act as a composite of the section as amended 341
by both H.B. 184 and H.B. 434 of the 136th General Assembly. The 342
General Assembly, applying the principle stated in division (B) 343
of section 1.52 of the Revised Code that amendments are to be 344
harmonized and reconciled if reasonably capable of simultaneous 345
operation, finds that the composite is the resulting version of 346
the section in effect prior to the effective date of the section 347
as presented in this act." 348

The motion was _____ agreed to.

SYNOPSIS 349

Limited term license driver's education exemptions 350

R.C. 4507.21 351

Standardizes the limited term license driver's education 352
exemptions in current law by doing all of the following: 353

1. Authorizing the applicant to present a valid document 354
issued by the U.S. Citizenship and Immigration Services (USCIS) 355
that is verified through the Systemic Alien Verification for 356
Entitlements System (SAVE) to be used for verification of legal 357

presence in the U.S. (in addition to a valid visa as under	358
current law);	359
2. Requiring all applicants to possess and present a	360
valid, unexpired foreign driver's license (which effectively	361
imposes this requirement on farm worker applicants);	362
3. Requiring the form prescribed by the Registrar of Motor	363
Vehicles attesting that the applicant is employed by or has a	364
work-based relationship with the applicable entity (i.e. the	365
military, a hospital or health system, or farm) to be signed by	366
the applicant's employer or supervisor; and	367
4. Requiring a hospital or health system employer to be	368
located in Ohio (similar to the farm employer as under current	369
law).	370
Expands the limited term license driver's education	371
exemptions by including both of the following places of	372
employment:	373
1. A professional business located in this state	374
(effectively including individuals with valid documentation	375
issued in accordance with 19 U.S.C. 4561 and 8 C.F.R. 214.6);	376
and	377
2. Any other place of temporary, but nonagricultural,	378
employment located in this state (effectively including	379
individuals described under 8 U.S.C. 1101(a)(15)(H)(ii)(b) with	380
valid documentation).	381
LSC technical amendment	382
R.C. 4507.05 and 4507.21	383
Updates the above sections in the bill to their most	384
current versions, to account for changes made in those sections	385

this General Assembly.

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