

As Reported by the House Transportation and Public Safety Committee

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H. B. No. 106

Representatives Scherer, Sheehy

A BILL

To amend sections 4507.01, 4507.05, 4507.071, 1
4507.09, 4507.23, 4510.17, 4510.31, and 4511.043 2
of the Revised Code to revise the minimum age at 3
which a minor may obtain a probationary driver's 4
license and to make other changes to the laws 5
governing the issuance and possession of a 6
temporary instruction permit and probationary 7
driver's license. 8

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

Section 1. That sections 4507.01, 4507.05, 4507.071, 9
4507.09, 4507.23, 4510.17, 4510.31, and 4511.043 of the Revised 10
Code be amended to read as follows: 11

Sec. 4507.01. (A) As used in this chapter, "motor 12
vehicle," "motorized bicycle," "state," "owner," "operator," 13
"chauffeur," and "highways" have the same meanings as in section 14
4501.01 of the Revised Code. 15

"Driver's license" means a class D license issued to any 16
person to operate a motor vehicle or motor-driven cycle, other 17
than a commercial motor vehicle, and includes "probationary 18
license," "restricted license," and any operator's or 19

chauffeur's license issued before January 1, 1990. 20

"Probationary license" means the license issued to any 21
person ~~between sixteen and~~ under eighteen years of age to 22
operate a motor vehicle. 23

"Restricted license" means the license issued to any 24
person to operate a motor vehicle subject to conditions or 25
restrictions imposed by the registrar of motor vehicles. 26

"Commercial driver's license" means the license issued to 27
a person under Chapter 4506. of the Revised Code to operate a 28
commercial motor vehicle. 29

"Commercial motor vehicle" has the same meaning as in 30
section 4506.01 of the Revised Code. 31

"Motorcycle operator's temporary instruction permit,
license, or endorsement" includes a temporary instruction 32
permit, license, or endorsement for a motor-driven cycle or 33
motor scooter unless otherwise specified. 34
35

"Motorized bicycle license" means the license issued under 36
section 4511.521 of the Revised Code to any person to operate a 37
motorized bicycle including a "probationary motorized bicycle 38
license." 39

"Probationary motorized bicycle license" means the license 40
issued under section 4511.521 of the Revised Code to any person 41
between fourteen and sixteen years of age to operate a motorized 42
bicycle. 43

"Identification card" means a card issued under sections 44
4507.50 and 4507.51 of the Revised Code. 45

"Resident" means a person who, in accordance with 46
standards prescribed in rules adopted by the registrar, resides 47

in this state on a permanent basis. 48

"Temporary resident" means a person who, in accordance 49
with standards prescribed in rules adopted by the registrar, 50
resides in this state on a temporary basis. 51

(B) In the administration of this chapter and Chapter 52
4506. of the Revised Code, the registrar has the same authority 53
as is conferred on the registrar by section 4501.02 of the 54
Revised Code. Any act of an authorized deputy registrar of motor 55
vehicles under direction of the registrar is deemed the act of 56
the registrar. 57

To carry out this chapter, the registrar shall appoint 58
such deputy registrars in each county as are necessary. 59

The registrar also shall provide at each place where an 60
application for a driver's or commercial driver's license or 61
identification card may be made the necessary equipment to take 62
a color photograph of the applicant for such license or card as 63
required under section 4506.11 or 4507.06 of the Revised Code, 64
and to conduct the vision screenings required by section 4507.12 65
of the Revised Code, and equipment to laminate licenses, 66
motorized bicycle licenses, and identification cards as required 67
by sections 4507.13, 4507.52, and 4511.521 of the Revised Code. 68

The registrar shall assign one or more deputy registrars 69
to any driver's license examining station operated under the 70
supervision of the director of public safety, whenever the 71
registrar considers such assignment possible. Space shall be 72
provided in the driver's license examining station for any such 73
deputy registrar so assigned. The deputy registrars shall not 74
exercise the powers conferred by such sections upon the 75
registrar, unless they are specifically authorized to exercise 76

such powers by such sections. 77

(C) No agent for any insurance company, writing automobile 78
insurance, shall be appointed deputy registrar, and any such 79
appointment is void. No deputy registrar shall in any manner 80
solicit any form of automobile insurance, nor in any manner 81
advise, suggest, or influence any licensee or applicant for 82
license for or against any kind or type of automobile insurance, 83
insurance company, or agent, nor have the deputy registrar's 84
office directly connected with the office of any automobile 85
insurance agent, nor impart any information furnished by any 86
applicant for a license or identification card to any person, 87
except the registrar. This division shall not apply to any 88
nonprofit corporation appointed deputy registrar. 89

(D) The registrar shall immediately remove a deputy 90
registrar who violates the requirements of this chapter. 91

(E) The registrar shall periodically solicit bids and 92
enter into a contract for the provision of laminating equipment 93
and laminating materials to the registrar and all deputy 94
registrars. The registrar shall not consider any bid that does 95
not provide for the supplying of both laminating equipment and 96
laminating materials. The laminating materials selected shall 97
contain a security feature so that any tampering with the 98
laminating material covering a license or identification card is 99
readily apparent. In soliciting bids and entering into a 100
contract for the provision of laminating equipment and 101
laminating materials, the registrar shall observe all procedures 102
required by law. 103

Sec. 4507.05. (A) The registrar of motor vehicles, or a 104
deputy registrar, upon receiving an application for a temporary 105
instruction permit and a temporary instruction permit 106

identification card for a driver's license from any person who 107
is at least fifteen years six months of age, may issue such a 108
permit and identification card entitling the applicant to drive 109
a motor vehicle, other than a commercial motor vehicle, upon the 110
highways under the following conditions: 111

(1) If the permit is issued to a person who is at least 112
fifteen years six months of age, ~~but less than sixteen years of~~ 113
~~age:~~ 114

(a) The permit and identification card are in the holder's 115
immediate possession; 116

(b) The holder is accompanied by an eligible adult who 117
actually occupies the seat beside the permit holder and does not 118
have a prohibited concentration of alcohol in the whole blood, 119
blood serum or plasma, breath, or urine as provided in division 120
(A) of section 4511.19 of the Revised Code; 121

(c) The total number of occupants of the vehicle does not 122
exceed the total number of occupant restraining devices 123
originally installed in the motor vehicle by its manufacturer, 124
and each occupant of the vehicle is wearing all of the available 125
elements of a properly adjusted occupant restraining device. 126

(2) If the permit is issued to a person who is at least 127
sixteen years of age: 128

(a) The permit and identification card are in the holder's 129
immediate possession; 130

(b) The holder is accompanied by a licensed operator who 131
is at least twenty-one years of age, is actually occupying a 132
seat beside the driver, and does not have a prohibited 133
concentration of alcohol in the whole blood, blood serum or 134
plasma, breath, or urine as provided in division (A) of section 135

4511.19 of the Revised Code; 136

(c) The total number of occupants of the vehicle does not 137
exceed the total number of occupant restraining devices 138
originally installed in the motor vehicle by its manufacturer, 139
and each occupant of the vehicle is wearing all of the available 140
elements of a properly adjusted occupant restraining device. 141

(B) The registrar or a deputy registrar, upon receiving 142
from any person an application for a temporary instruction 143
permit and temporary instruction permit identification card to 144
operate a motorcycle, motor-driven cycle or motor scooter, or 145
motorized bicycle, may issue such a permit and identification 146
card entitling the applicant, while having the permit and 147
identification card in the applicant's immediate possession, to 148
drive a motorcycle or motor-driven cycle or motor scooter, under 149
the restrictions prescribed in section 4511.53 of the Revised 150
Code, or to drive a motorized bicycle under restrictions 151
determined by the registrar. A temporary instruction permit and 152
temporary instruction permit identification card to operate a 153
motorized bicycle may be issued to a person fourteen or fifteen 154
years old. 155

(C) Any permit and identification card issued under this 156
section shall be issued in the same manner as a driver's 157
license, upon a form to be furnished by the registrar. A 158
temporary instruction permit to drive a motor vehicle other than 159
a commercial motor vehicle shall be valid for a period of ~~one~~ 160
year two years and six months. 161

(D) Any person having in the person's possession a valid 162
and current driver's license or motorcycle operator's license or 163
endorsement issued to the person by another jurisdiction 164
recognized by this state is exempt from obtaining a temporary 165

instruction permit for a driver's license and from submitting to 166
the examination for a temporary instruction permit and the 167
regular examination for obtaining a driver's license or 168
motorcycle operator's endorsement in this state if the person 169
does all of the following: 170

(1) Submits to and passes vision screening as provided in 171
section 4507.12 of the Revised Code; 172

(2) Surrenders to the registrar or deputy registrar the 173
person's driver's license issued by the other jurisdiction; and 174

(3) Complies with all other applicable requirements for 175
issuance by this state of a driver's license, driver's license 176
with a motorcycle operator's endorsement, or restricted license 177
to operate a motorcycle. 178

If the person does not comply with all the requirements of 179
this division, the person shall submit to the regular 180
examination for obtaining a driver's license or motorcycle 181
operator's endorsement in this state in order to obtain such a 182
license or endorsement. 183

(E) The registrar may adopt rules governing the use of 184
temporary instruction permits and temporary instruction permit 185
identification cards. 186

(F) (1) No holder of a permit issued under division (A) of 187
this section shall operate a motor vehicle upon a highway or any 188
public or private property used by the public for purposes of 189
vehicular travel or parking in violation of the conditions 190
established under division (A) of this section. 191

(2) Except as provided in division (F) (2) of this section, 192
no holder of a permit that is issued under division (A) of this 193
section ~~and that is issued on or after July 1, 1998, and who has~~ 194

not attained the age of eighteen years, shall operate a motor 195
vehicle upon a highway or any public or private property used by 196
the public for purposes of vehicular travel or parking between 197
the hours of ~~midnight~~ ten p.m. and six a.m. 198

The holder of a permit issued under division (A) of this 199
section ~~on or after July 1, 1998,~~ who has not attained the age 200
of eighteen years, may operate a motor vehicle upon a highway or 201
any public or private property used by the public for purposes 202
of vehicular travel or parking between the hours of ~~midnight~~ ten
p.m. and six a.m. if, at the time of such operation, the holder 203
is accompanied by the holder's parent, guardian, or custodian, 204
and the parent, guardian, or custodian holds a current valid 205
driver's or commercial driver's license issued by this state, is 206
actually occupying a seat beside the permit holder, and does not 207
have a prohibited concentration of alcohol in the whole blood, 208
blood serum or plasma, breath, or urine as provided in division 209
(A) of section 4511.19 of the Revised Code. 210
211

(G) (1) Notwithstanding any other provision of law to the 212
contrary, no law enforcement officer shall cause the operator of 213
a motor vehicle being operated on any street or highway to stop 214
the motor vehicle for the sole purpose of determining whether 215
each occupant of the motor vehicle is wearing all of the 216
available elements of a properly adjusted occupant restraining 217
device as required by division (A) of this section, or for the 218
sole purpose of issuing a ticket, citation, or summons if the 219
requirement in that division has been or is being violated, or 220
for causing the arrest of or commencing a prosecution of a 221
person for a violation of that requirement. 222

(2) Notwithstanding any other provision of law to the 223
contrary, no law enforcement officer shall cause the operator of 224

a motor vehicle being operated on any street or highway to stop 225
the motor vehicle for the sole purpose of determining whether a 226
violation of division (F) (2) of this section has been or is 227
being committed or for the sole purpose of issuing a ticket, 228
citation, or summons for such a violation or for causing the 229
arrest of or commencing a prosecution of a person for such 230
violation. 231

(H) As used in this section: 232

(1) "Eligible adult" means any of the following: 233

(a) An instructor of a driver training course approved by 234
the department of public safety; 235

(b) Any of the following persons who holds a current valid 236
driver's or commercial driver's license issued by this state: 237

(i) A parent, guardian, or custodian of the permit holder; 238

(ii) A person twenty-one years of age or older who acts in 239
loco parentis of the permit holder. 240

(2) "Occupant restraining device" has the same meaning as 241
in section 4513.263 of the Revised Code. 242

(I) Whoever violates division (F) (1) or (2) of this 243
section is guilty of a minor misdemeanor. 244

Sec. 4507.071. (A) The registrar of motor vehicles or any 245
deputy registrar shall not issue a driver's license to any 246
person under eighteen years of age, except that the registrar or 247
a deputy registrar may issue a probationary license to a person 248
who ~~is at least sixteen years of age and has held a temporary~~ 249
instruction permit for a period of at least ~~six months~~ one year. 250

(B) (1) ~~(a)~~ No holder of a probationary driver's license who 251

has held the license for less than ~~twelve~~six months shall 252
operate a motor vehicle upon a highway or any public or private 253
property used by the public for purposes of vehicular travel or 254
parking between the hours of ~~midnight~~ten p.m. and six a.m. 255
unless the holder is accompanied by the holder's parent or 256
guardian. 257

~~(b) No holder of a probationary driver's license who has~~ 258
~~held the license for twelve months or longer shall operate a~~ 259
~~motor vehicle upon a highway or any public or private property~~ 260
~~used by the public for purposes of vehicular travel or parking~~ 261
~~between the hours of one a.m. and five a.m. unless the holder is~~ 262
~~accompanied by the holder's parent or guardian.~~ 263

~~(2) (a) Subject to division (D) (1) of this section,~~ 264
~~division Division (B) (1) (a) of this section does not apply to~~ 265
the holder of a probationary driver's license who is doing 266
~~either any of the following:~~ 267

~~(i) (a) Traveling to or from work between the hours of~~ 268
~~midnightten p.m. and six a.m., provided that the holder has in~~ 269
~~the holder's immediate possession written documentation from the~~ 270
~~holder's employer.;~~ 271

~~(ii) (b) Traveling to or from an official function~~ 272
sponsored by the school the holder attends between the hours of 273
~~midnightten p.m. and six a.m., provided that the holder has in~~ 274
~~the holder's immediate possession written documentation from an~~ 275
~~appropriate official of the school;~~ 276

~~(iii) (c) Traveling to or from an official religious event~~ 277
between the hours of ~~midnightten p.m. and six a.m., provided~~ 278
~~that the holder has in the holder's immediate possession written~~ 279
~~documentation from an appropriate official affiliated with the~~ 280

event. 281

~~(b) Division (B) (1) (b) of this section does not apply to 282
the holder of a probationary driver's license who is doing 283
either of the following: 284~~

~~(i) Traveling to or from work between the hours of one 285
a.m. and five a.m., provided that the holder has in the holder's 286
immediate possession written documentation from the holder's 287
employer. 288~~

~~(ii) Traveling to or from an official function sponsored 289
by the school the holder attends between the hours of one a.m. 290
and five a.m., provided that the holder has in the holder's 291
immediate possession written documentation from an appropriate 292
official of the school; 293~~

~~(iii) Traveling to or from an official religious event 294
between the hours of one a.m. and five a.m., provided that the 295
holder has in the holder's immediate possession written 296
documentation from an appropriate official affiliated with the 297
event. 298~~

~~(3) An employer, school official, or official affiliated 299
with a religious event is not liable in damages in a civil 300
action for any injury, death, or loss to person or property that 301
allegedly arises from, or is related to, the fact that the 302
employer, school official, or official affiliated with a 303
religious event provided the holder of a probationary driver's 304
license with the written documentation described in division (B) 305
(2) of this section. 306~~

~~The registrar of motor vehicles shall make available at no 307
cost a form to serve as the written documentation described in 308
division (B) (2) of this section, and employers, school 309~~

~~officials, officials affiliated with religious events, and~~ 310
~~holders of probationary driver's licenses may utilize that form~~ 311
~~or may choose to utilize any other written documentation to meet~~ 312
~~the requirements of that division.~~ 313

~~(4)~~ No holder of a probationary driver's license who has 314
held the license for less than twelve months shall operate a 315
motor vehicle upon a highway or any public or private property 316
used by the public for purposes of vehicular travel or parking 317
with more than one person who is not a family member occupying 318
the vehicle unless the probationary license holder is 319
accompanied by the probationary license holder's parent, 320
guardian, or custodian. 321

(C) It is an affirmative defense to a violation of 322
division (B) (1) ~~(a) or (b)~~ of this section if, at the time of the 323
violation, an emergency existed that required the holder of the 324
probationary driver's license to operate a motor vehicle in 325
violation of division (B) (1) ~~(a) or (b)~~ of this section or the 326
holder was an emancipated minor. 327

~~(D) (1) If a person is issued a probationary driver's~~ 328
~~license prior to attaining the age of seventeen years and the~~ 329
~~person pleads guilty to, is convicted of, or is adjudicated in~~ 330
~~juvenile court of having committed a moving violation during the~~ 331
~~six month period commencing on the date on which the person is~~ 332
~~issued the probationary driver's license, the court with~~ 333
~~jurisdiction over the violation may order that the holder must~~ 334
~~be accompanied by the holder's parent or guardian whenever the~~ 335
~~holder is operating a motor vehicle upon a highway or any public~~ 336
~~or private property used by the public for purposes of vehicular~~ 337
~~travel or parking for a period not to exceed six months or the~~ 338
~~date the holder attains the age of seventeen years, whichever~~ 339

~~occurs first.~~ 340

~~(2) Any person who is subject to the operating~~ 341
~~restrictions established under division (D) (1) of this section~~ 342
~~as a result of a first moving violation may petition the court~~ 343
~~for driving privileges without being accompanied by the holder's~~ 344
~~parent or guardian during the period of time determined by the~~ 345
~~court under that division. In granting the driving privileges,~~ 346
~~the court shall specify the purposes of the privileges and shall~~ 347
~~issue the person appropriate forms setting forth the privileges~~ 348
~~granted. If a person is convicted of, pleads guilty to, or is~~ 349
~~adjudicated in juvenile court of having committed a second or~~ 350
~~subsequent moving violation, the court with jurisdiction over~~ 351
~~the violation may terminate any driving privileges previously~~ 352
~~granted under this division.~~ 353

~~(3) No person shall violate any operating restriction~~ 354
~~imposed under division (D) (1) or (2) of this section.~~ 355

~~(E)~~ No holder of a probationary license shall operate a 356
motor vehicle upon a highway or any public or private property 357
used by the public for purposes of vehicular travel or parking 358
unless the total number of occupants of the vehicle does not 359
exceed the total number of occupant restraining devices 360
originally installed in the motor vehicle by its manufacturer, 361
and each occupant of the vehicle is wearing all of the available 362
elements of a properly adjusted occupant restraining device. 363

~~(F)~~ (E) A restricted license may be issued to a person who 364
is fourteen or fifteen years of age upon proof of hardship 365
satisfactory to the registrar of motor vehicles. 366

~~(G)~~ (F) Notwithstanding any other provision of law to the 367
contrary, no law enforcement officer shall cause the operator of 368

a motor vehicle being operated on any street or highway to stop 369
the motor vehicle for the sole purpose of determining whether 370
each occupant of the motor vehicle is wearing all of the 371
available elements of a properly adjusted occupant restraining 372
device as required by division ~~(E)~~(D) of this section, or for 373
the sole purpose of issuing a ticket, citation, or summons if 374
the requirement in that division has been or is being violated, 375
or for causing the arrest of or commencing a prosecution of a 376
person for a violation of that requirement. 377

~~(H)~~(G) Notwithstanding any other provision of law to the 378
contrary, no law enforcement officer shall cause the operator of 379
a motor vehicle being operated on any street or highway to stop 380
the motor vehicle for the sole purpose of determining whether a 381
violation of division (B) (1) ~~(a) or (b)~~ of this section has been 382
or is being committed or for the sole purpose of issuing a 383
ticket, citation, or summons for such a violation or for causing 384
the arrest of or commencing a prosecution of a person for such 385
violation. 386

~~(I)~~(H) As used in this section: 387

(1) "Occupant restraining device" has the same meaning as 388
in section 4513.263 of the Revised Code. 389

(2) "Family member" of a probationary license holder 390
includes any of the following: 391

(a) A spouse; 392

(b) A child or stepchild; 393

(c) A parent, stepparent, grandparent, or parent-in-law; 394

(d) An aunt or uncle; 395

(e) A sibling, whether of the whole or half blood or by 396

adoption, a brother-in-law, or a sister-in-law; 397

(f) A son or daughter of the probationary license holder's 398
stepparent if the stepparent has not adopted the probationary 399
license holder; 400

(g) An eligible adult, as defined in section 4507.05 of 401
the Revised Code. 402

(3) "Moving violation" means any violation of any statute 403
or ordinance that regulates the operation of vehicles, 404
streetcars, or trackless trolleys on the highways or streets. 405
"Moving violation" does not include a violation of section 406
4513.263 of the Revised Code or a substantially equivalent 407
municipal ordinance, or a violation of any statute or ordinance 408
regulating pedestrians or the parking of vehicles, vehicle size 409
or load limitations, vehicle fitness requirements, or vehicle 410
registration. 411

~~(J)~~ (I) Whoever violates division (B) (1) or ~~(4)~~, ~~(D)~~ (3), 412
or ~~(E)~~ (D) of this section is guilty of a minor misdemeanor. 413

Sec. 4507.09. (A) Except as provided in division (B) of 414
this section, every driver's license issued to a resident of 415
this state expires on the birthday of the applicant in the 416
fourth year after the date it is issued and every driver's 417
license issued to a temporary resident expires in accordance 418
with rules adopted by the registrar of motor vehicles. In no 419
event shall any license be issued for a period longer than four 420
years and ninety days. 421

Subject to the requirements of section 4507.12 of the 422
Revised Code, every driver's license issued to a resident is 423
renewable at any time prior to its expiration and any license of 424
a temporary resident is nonrenewable. A nonrenewable license may 425

be replaced with a new license within ninety days prior to its 426
expiration in accordance with division (E) of this section. No 427
refund shall be made or credit given for the unexpired portion 428
of the driver's license that is renewed. The registrar of motor 429
vehicles shall notify each person whose driver's license has 430
expired within forty-five days after the date of expiration. 431
Notification shall be made by regular mail sent to the person's 432
last known address as shown in the records of the bureau of 433
motor vehicles. Failure to provide such notification shall not 434
be construed as a renewal or extension of any license. For the 435
purposes of this section, the date of birth of any applicant 436
born on the twenty-ninth day of February shall be deemed to be 437
the first day of March in any year in which there is no twenty- 438
ninth day of February. 439

(B) Every driver's license or renewal of a driver's 440
license issued to an applicant who is ~~sixteen years of age or~~ 441
~~older, but~~ less than twenty-one years of age, expires on the 442
twenty-first birthday of the applicant, except that an applicant 443
who applies no more than thirty days before the applicant's 444
twenty-first birthday shall be issued a license in accordance 445
with division (A) of this section. 446

(C) Each person licensed as a driver under this chapter 447
shall notify the registrar of any change in the person's address 448
within ten days following that change. The notification shall be 449
in writing on a form provided by the registrar and shall include 450
the full name, date of birth, license number, county of 451
residence, social security number, and new address of the 452
person. 453

(D) No driver's license shall be renewed when renewal is 454
prohibited by division (A) of section 4507.091 of the Revised 455

Code. 456

(E) A nonrenewable license may be replaced with a new 457
license within ninety days prior to its expiration upon the 458
applicant's presentation of documentation verifying the 459
applicant's legal presence in the United States. A nonrenewable 460
license expires on the same date listed on the legal presence 461
documentation, or on the same date in the fourth year after the 462
date the nonrenewable license is issued, whichever comes first. 463
A nonrenewable license is not transferable, and the applicant 464
may not rely on it to obtain a driver's license in another 465
state. 466

In accordance with Chapter 119. of the Revised Code, the 467
registrar of motor vehicles shall adopt rules governing 468
nonrenewable licenses for temporary residents. At a minimum, the 469
rules shall include provisions specifying all of the following: 470

(1) That no nonrenewable license may extend beyond the 471
duration of the applicant's temporary residence in this state; 472

(2) That no nonrenewable license may be replaced by a new 473
license unless the applicant provides acceptable documentation 474
of the person's identity and of the applicant's continued 475
temporary residence in this state; 476

(3) That no nonrenewable license is valid to apply for a 477
driver's license in any other state; 478

(4) That every nonrenewable license may contain any 479
security features that the registrar prescribes. 480

Sec. 4507.23. (A) Except as provided in division (I) of 481
this section, each application for a temporary instruction 482
permit and examination shall be accompanied by a fee of five 483
dollars. 484

(B) Except as provided in division (I) of this section, 485
each application for a driver's license made by a person who 486
previously held such a license and whose license has expired not 487
more than two years prior to the date of application, and who is 488
required under this chapter to give an actual demonstration of 489
the person's ability to drive, shall be accompanied by a fee of 490
three dollars in addition to any other fees. 491

(C) (1) Except as provided in divisions (E) and (I) of this 492
section, each application for a driver's license, or motorcycle 493
operator's endorsement, or renewal of a driver's license shall 494
be accompanied by a fee of six dollars. 495

(2) Except as provided in division (I) of this section, 496
each application for a duplicate driver's license shall be 497
accompanied by a fee of seven dollars and fifty cents. The 498
duplicate driver's licenses issued under this section shall be 499
distributed by the deputy registrar in accordance with rules 500
adopted by the registrar of motor vehicles. 501

(D) Except as provided in division (I) of this section, 502
each application for a motorized bicycle license or duplicate 503
thereof shall be accompanied by a fee of two dollars and fifty 504
cents. 505

(E) Except as provided in division (I) of this section, 506
each application for a driver's license or renewal of a driver's 507
license that will be issued to a person who is less than twenty- 508
one years of age shall be accompanied by whichever of the 509
following fees is applicable: 510

(1) If the person is sixteen years and six months of age 511
or older, but less than seventeen years of age, a fee of seven 512
dollars and twenty-five cents; 513

(2) If the person is seventeen years of age or older, but 514
less than eighteen years of age, a fee of six dollars; 515

(3) If the person is eighteen years of age or older, but 516
less than nineteen years of age, a fee of four dollars and 517
seventy-five cents; 518

(4) If the person is nineteen years of age or older, but 519
less than twenty years of age, a fee of three dollars and fifty 520
cents; 521

(5) If the person is twenty years of age or older, but 522
less than twenty-one years of age, a fee of two dollars and 523
twenty-five cents. 524

(F) Neither the registrar nor any deputy registrar shall 525
charge a fee in excess of one dollar and fifty cents for 526
laminating a driver's license, motorized bicycle license, or 527
temporary instruction permit identification cards as required by 528
sections 4507.13 and 4511.521 of the Revised Code. A deputy 529
registrar laminating a driver's license, motorized bicycle 530
license, or temporary instruction permit identification cards 531
shall retain the entire amount of the fee charged for 532
lamination, less the actual cost to the registrar of the 533
laminating materials used for that lamination, as specified in 534
the contract executed by the bureau for the laminating materials 535
and laminating equipment. The deputy registrar shall forward the 536
amount of the cost of the laminating materials to the registrar 537
for deposit as provided in this section. 538

(G) Except as provided in division (I) of this section, 539
each transaction described in divisions (A), (B), (C), (D), and 540
(E) of this section shall be accompanied by an additional fee of 541
twelve dollars. The additional fee is for the purpose of 542

defraying the department of public safety's costs associated 543
with the administration and enforcement of the motor vehicle and 544
traffic laws of Ohio. 545

(H) At the time and in the manner provided by section 546
4503.10 of the Revised Code, the deputy registrar shall transmit 547
the fees collected under divisions (A), (B), (C), (D), and (E), 548
those portions of the fees specified in and collected under 549
division (F), and the additional fee under division (G) of this 550
section to the registrar. The registrar shall deposit the fees 551
into the public safety - highway purposes fund established in 552
section 4501.06 of the Revised Code. 553

(I) A disabled veteran who has a service-connected 554
disability rated at one hundred per cent by the veterans' 555
administration may apply to the registrar or a deputy registrar 556
for the issuance to that veteran, without the payment of any fee 557
prescribed in this section, of any of the following items: 558

(1) A temporary instruction permit and examination; 559

(2) A new, renewal, or duplicate driver's or commercial 560
driver's license; 561

(3) A motorcycle operator's endorsement; 562

(4) A motorized bicycle license or duplicate thereof; 563

(5) Lamination of a driver's license, motorized bicycle 564
license, or temporary instruction permit identification card as 565
provided in division (F) of this section. 566

An application made under division (I) of this section 567
shall be accompanied by such documentary evidence of disability 568
as the registrar may require by rule. 569

(J) (1) The registrar of motor vehicles shall adopt rules 570

that establish a prorated fee schedule that specifies the fee to 571
be charged by the registrar or a deputy registrar for the 572
issuance of a duplicate driver's license. The rules shall 573
require the base fee to be equal to the fee for a duplicate 574
driver's license that existed immediately prior to July 1, 2015. 575
In order to determine the prorated amount for a duplicate 576
license under the rules, the registrar shall reduce the base fee 577
by an amount determined by the registrar that is correlated with 578
the number of months between the date a person applies for the 579
duplicate and the date of expiration of the license. The 580
registrar shall allocate the money received from a prorated 581
duplicate driver's license fee to the same funds and in the same 582
proportion as the allocation of the base fee. 583

(2) Notwithstanding any other provision of law, after the 584
registrar has adopted rules under division (J)(1) of this 585
section, an applicant for a duplicate driver's license shall be 586
required to pay only the appropriate prorated fee established 587
under those rules. 588

Sec. 4510.17. (A) The registrar of motor vehicles shall 589
impose a class D suspension of the person's driver's license, 590
commercial driver's license, temporary instruction permit, 591
probationary license, or nonresident operating privilege for the 592
period of time specified in division (B)(4) of section 4510.02 593
of the Revised Code on any person who is a resident of this 594
state and is convicted of or pleads guilty to a violation of a 595
statute of any other state or any federal statute that is 596
substantially similar to section 2925.02, 2925.03, 2925.04, 597
2925.041, 2925.05, 2925.06, 2925.11, 2925.12, 2925.13, 2925.14, 598
2925.141, 2925.22, 2925.23, 2925.31, 2925.32, 2925.36, or 599
2925.37 of the Revised Code. Upon receipt of a report from a 600
court, court clerk, or other official of any other state or from 601

any federal authority that a resident of this state was 602
convicted of or pleaded guilty to an offense described in this 603
division, the registrar shall send a notice by regular first 604
class mail to the person, at the person's last known address as 605
shown in the records of the bureau of motor vehicles, informing 606
the person of the suspension, that the suspension will take 607
effect twenty-one days from the date of the notice, and that, if 608
the person wishes to appeal the suspension or denial, the person 609
must file a notice of appeal within twenty-one days of the date 610
of the notice requesting a hearing on the matter. If the person 611
requests a hearing, the registrar shall hold the hearing not 612
more than forty days after receipt by the registrar of the 613
notice of appeal. The filing of a notice of appeal does not stay 614
the operation of the suspension that must be imposed pursuant to 615
this division. The scope of the hearing shall be limited to 616
whether the person actually was convicted of or pleaded guilty 617
to the offense for which the suspension is to be imposed. 618

The suspension the registrar is required to impose under 619
this division shall end either on the last day of the class D 620
suspension period or of the suspension of the person's 621
nonresident operating privilege imposed by the state or federal 622
court, whichever is earlier. 623

The registrar shall subscribe to or otherwise participate 624
in any information system or register, or enter into reciprocal 625
and mutual agreements with other states and federal authorities, 626
in order to facilitate the exchange of information with other 627
states and the United States government regarding persons who 628
plead guilty to or are convicted of offenses described in this 629
division and therefore are subject to the suspension or denial 630
described in this division. 631

(B) The registrar shall impose a class D suspension of the person's driver's license, commercial driver's license, temporary instruction permit, probationary license, or nonresident operating privilege for the period of time specified in division (B)(4) of section 4510.02 of the Revised Code on any person who is a resident of this state and is convicted of or pleads guilty to a violation of a statute of any other state or a municipal ordinance of a municipal corporation located in any other state that is substantially similar to section 4511.19 of the Revised Code. Upon receipt of a report from another state made pursuant to section 4510.61 of the Revised Code indicating that a resident of this state was convicted of or pleaded guilty to an offense described in this division, the registrar shall send a notice by regular first class mail to the person, at the person's last known address as shown in the records of the bureau of motor vehicles, informing the person of the suspension, that the suspension or denial will take effect twenty-one days from the date of the notice, and that, if the person wishes to appeal the suspension, the person must file a notice of appeal within twenty-one days of the date of the notice requesting a hearing on the matter. If the person requests a hearing, the registrar shall hold the hearing not more than forty days after receipt by the registrar of the notice of appeal. The filing of a notice of appeal does not stay the operation of the suspension that must be imposed pursuant to this division. The scope of the hearing shall be limited to whether the person actually was convicted of or pleaded guilty to the offense for which the suspension is to be imposed.

The suspension the registrar is required to impose under this division shall end either on the last day of the class D suspension period or of the suspension of the person's

nonresident operating privilege imposed by the state or federal 663
court, whichever is earlier. 664

(C) The registrar shall impose a class D suspension of the 665
child's driver's license, commercial driver's license, temporary 666
instruction permit, or nonresident operating privilege for the 667
period of time specified in division (B) (4) of section 4510.02 668
of the Revised Code on any child who is a resident of this state 669
and is convicted of or pleads guilty to a violation of a statute 670
of any other state or any federal statute that is substantially 671
similar to section 2925.02, 2925.03, 2925.04, 2925.041, 2925.05, 672
2925.06, 2925.11, 2925.12, 2925.13, 2925.14, 2925.141, 2925.22, 673
2925.23, 2925.31, 2925.32, 2925.36, or 2925.37 of the Revised 674
Code. Upon receipt of a report from a court, court clerk, or 675
other official of any other state or from any federal authority 676
that a child who is a resident of this state was convicted of or 677
pleaded guilty to an offense described in this division, the 678
registrar shall send a notice by regular first class mail to the 679
child, at the child's last known address as shown in the records 680
of the bureau of motor vehicles, informing the child of the 681
suspension, that the suspension or denial will take effect 682
twenty-one days from the date of the notice, and that, if the 683
child wishes to appeal the suspension, the child must file a 684
notice of appeal within twenty-one days of the date of the 685
notice requesting a hearing on the matter. If the child requests 686
a hearing, the registrar shall hold the hearing not more than 687
forty days after receipt by the registrar of the notice of 688
appeal. The filing of a notice of appeal does not stay the 689
operation of the suspension that must be imposed pursuant to 690
this division. The scope of the hearing shall be limited to 691
whether the child actually was convicted of or pleaded guilty to 692
the offense for which the suspension is to be imposed. 693

The suspension the registrar is required to impose under 694
this division shall end either on the last day of the class D 695
suspension period or of the suspension of the child's 696
nonresident operating privilege imposed by the state or federal 697
court, whichever is earlier. If the child is a resident of this 698
state who ~~is sixteen years of age or older and~~ does not have a 699
current, valid Ohio driver's or commercial driver's license or 700
permit, the notice shall inform the child that the child will be 701
denied issuance of a driver's or commercial driver's license or 702
permit for six months beginning on the date of the notice or six 703
months after the date on which the child is first eligible to 704
obtain a temporary instruction permit, whichever is later. ~~If~~ 705
~~the child has not attained the age of sixteen years on the date~~ 706
~~of the notice, the notice shall inform the child that the period~~ 707
~~of denial of six months shall commence on the date the child~~ 708
~~attains the age of sixteen years.~~ 709

The registrar shall subscribe to or otherwise participate 710
in any information system or register, or enter into reciprocal 711
and mutual agreements with other states and federal authorities, 712
in order to facilitate the exchange of information with other 713
states and the United States government regarding children who 714
are residents of this state and plead guilty to or are convicted 715
of offenses described in this division and therefore are subject 716
to the suspension or denial described in this division. 717

(D) The registrar shall impose a class D suspension of the 718
child's driver's license, commercial driver's license, temporary 719
instruction permit, probationary license, or nonresident 720
operating privilege for the period of time specified in division 721
(B) (4) of section 4510.02 of the Revised Code on any child who 722
is a resident of this state and is convicted of or pleads guilty 723
to a violation of a statute of any other state or a municipal 724

ordinance of a municipal corporation located in any other state 725
that is substantially similar to section 4511.19 of the Revised 726
Code. Upon receipt of a report from another state made pursuant 727
to section 4510.61 of the Revised Code indicating that a child 728
who is a resident of this state was convicted of or pleaded 729
guilty to an offense described in this division, the registrar 730
shall send a notice by regular first class mail to the child, at 731
the child's last known address as shown in the records of the 732
bureau of motor vehicles, informing the child of the suspension, 733
that the suspension will take effect twenty-one days from the 734
date of the notice, and that, if the child wishes to appeal the 735
suspension, the child must file a notice of appeal within 736
twenty-one days of the date of the notice requesting a hearing 737
on the matter. If the child requests a hearing, the registrar 738
shall hold the hearing not more than forty days after receipt by 739
the registrar of the notice of appeal. The filing of a notice of 740
appeal does not stay the operation of the suspension that must 741
be imposed pursuant to this division. The scope of the hearing 742
shall be limited to whether the child actually was convicted of 743
or pleaded guilty to the offense for which the suspension is to 744
be imposed. 745

The suspension the registrar is required to impose under 746
this division shall end either on the last day of the class D 747
suspension period or of the suspension of the child's 748
nonresident operating privilege imposed by the state or federal 749
court, whichever is earlier. If the child is a resident of this 750
state who ~~is sixteen years of age or older and~~ does not have a 751
current, valid Ohio driver's or commercial driver's license or 752
permit, the notice shall inform the child that the child will be 753
denied issuance of a driver's or commercial driver's license or 754
permit for six months beginning on the date of the notice or six 755

~~months after the date on which the child is first eligible to~~ 756
~~obtain a temporary instruction permit, whichever is later. If~~ 757
~~the child has not attained the age of sixteen years on the date~~ 758
~~of the notice, the notice shall inform the child that the period~~ 759
~~of denial of six months shall commence on the date the child~~ 760
~~attains the age of sixteen years.~~ 761

(E) (1) Any person whose license or permit has been 762
suspended pursuant to this section may file a petition in the 763
municipal or county court, or in case the person is under 764
eighteen years of age, the juvenile court, in whose jurisdiction 765
the person resides, requesting limited driving privileges and 766
agreeing to pay the cost of the proceedings. Except as provided 767
in division (E) (2) or (3) of this section, the judge may grant 768
the person limited driving privileges during the period during 769
which the suspension otherwise would be imposed for any of the 770
purposes set forth in division (A) of section 4510.021 of the 771
Revised Code. 772

(2) No judge shall grant limited driving privileges for 773
employment as a driver of a commercial motor vehicle to any 774
person who would be disqualified from operating a commercial 775
motor vehicle under section 4506.16 of the Revised Code if the 776
violation had occurred in this state. Further, no judge shall 777
grant limited driving privileges during any of the following 778
periods of time: 779

(a) The first fifteen days of a suspension under division 780
(B) or (D) of this section, if the person has not been convicted 781
within ten years of the date of the offense giving rise to the 782
suspension under this section of a violation of any of the 783
following: 784

(i) Section 4511.19 of the Revised Code, or a municipal 785

ordinance relating to operating a vehicle while under the 786
influence of alcohol, a drug of abuse, or alcohol and a drug of 787
abuse; 788

(ii) A municipal ordinance relating to operating a motor 789
vehicle with a prohibited concentration of alcohol, a controlled 790
substance, or a metabolite of a controlled substance in the 791
whole blood, blood serum or plasma, breath, or urine; 792

(iii) Section 2903.04 of the Revised Code in a case in 793
which the person was subject to the sanctions described in 794
division (D) of that section; 795

(iv) Division (A) (1) of section 2903.06 or division (A) (1) 796
of section 2903.08 of the Revised Code or a municipal ordinance 797
that is substantially similar to either of those divisions; 798

(v) Division (A) (2), (3), or (4) of section 2903.06, 799
division (A) (2) of section 2903.08, or as it existed prior to 800
March 23, 2000, section 2903.07 of the Revised Code, or a 801
municipal ordinance that is substantially similar to any of 802
those divisions or that former section, in a case in which the 803
jury or judge found that the person was under the influence of 804
alcohol, a drug of abuse, or alcohol and a drug of abuse. 805

(b) The first thirty days of a suspension under division 806
(B) or (D) of this section, if the person has been convicted one 807
time within ten years of the date of the offense giving rise to 808
the suspension under this section of any violation identified in 809
division (E) (1) (a) of this section. 810

(c) The first one hundred eighty days of a suspension 811
under division (B) or (D) of this section, if the person has 812
been convicted two times within ten years of the date of the 813
offense giving rise to the suspension under this section of any 814

violation identified in division (E) (1) (a) of this section. 815

(3) No limited driving privileges may be granted if the 816
person has been convicted three or more times within five years 817
of the date of the offense giving rise to a suspension under 818
division (B) or (D) of this section of any violation identified 819
in division (E) (1) (a) of this section. 820

(4) In accordance with section 4510.022 of the Revised 821
Code, a person may petition for, and a judge may grant, 822
unlimited driving privileges with a certified ignition interlock 823
device during the period of suspension imposed under division 824
(B) or (D) of this section to a person described in division (E) 825
(2) (a) of this section. 826

(5) If a person petitions for limited driving privileges 827
under division (E) (1) of this section or unlimited driving 828
privileges with a certified ignition interlock device as 829
provided in division (E) (4) of this section, the registrar shall 830
be represented by the county prosecutor of the county in which 831
the person resides if the petition is filed in a juvenile court 832
or county court, except that if the person resides within a city 833
or village that is located within the jurisdiction of the county 834
in which the petition is filed, the city director of law or 835
village solicitor of that city or village shall represent the 836
registrar. If the petition is filed in a municipal court, the 837
registrar shall be represented as provided in section 1901.34 of 838
the Revised Code. 839

(6) (a) In issuing an order granting limited driving 840
privileges under division (E) (1) of this section, the court may 841
impose any condition it considers reasonable and necessary to 842
limit the use of a vehicle by the person. The court shall 843
deliver to the person a copy of the order setting forth the 844

time, place, and other conditions limiting the person's use of a 845
motor vehicle. Unless division (E) (6) (b) of this section 846
applies, the grant of limited driving privileges shall be 847
conditioned upon the person's having the order in the person's 848
possession at all times during which the person is operating a 849
vehicle. 850

(b) If, under the order, the court requires the use of an 851
immobilizing or disabling device as a condition of the grant of 852
limited or unlimited driving privileges, the person shall 853
present to the registrar or to a deputy registrar the copy of 854
the order granting limited driving privileges and a certificate 855
affirming the installation of an immobilizing or disabling 856
device that is in a form established by the director of public 857
safety and is signed by the person who installed the device. 858
Upon presentation of the order and the certificate to the 859
registrar or a deputy registrar, the registrar or deputy 860
registrar shall issue to the offender a restricted license, 861
unless the offender's driver's or commercial driver's license or 862
permit is suspended under any other provision of law and limited 863
driving privileges have not been granted with regard to that 864
suspension. A restricted license issued under this division 865
shall be identical to an Ohio driver's license, except that it 866
shall have printed on its face a statement that the offender is 867
prohibited from operating any motor vehicle that is not equipped 868
with an immobilizing or disabling device in violation of the 869
order. 870

(7) (a) Unless division (E) (7) (b) applies, a person granted 871
limited driving privileges who operates a vehicle for other than 872
limited purposes, in violation of any condition imposed by the 873
court or without having the order in the person's possession, is 874
guilty of a violation of section 4510.11 of the Revised Code. 875

(b) No person who has been granted limited or unlimited driving privileges under division (E) of this section subject to an immobilizing or disabling device order shall operate a motor vehicle prior to obtaining a restricted license. Any person who violates this prohibition is subject to the penalties prescribed in section 4510.14 of the Revised Code.

(c) The offenses established under division (E) (7) of this section are strict liability offenses and section 2901.20 of the Revised Code does not apply.

(F) The provisions of division (A) (8) of section 4510.13 of the Revised Code apply to a person who has been granted limited or unlimited driving privileges with a certified ignition interlock device under this section and who either commits an ignition interlock device violation as defined under section 4510.46 of the Revised Code or operates a motor vehicle that is not equipped with a certified ignition interlock device.

(G) Any person whose license or permit has been suspended under division (A) or (C) of this section may file a petition in the municipal or county court, or in case the person is under eighteen years of age, the juvenile court, in whose jurisdiction the person resides, requesting the termination of the suspension and agreeing to pay the cost of the proceedings. If the court, in its discretion, determines that a termination of the suspension is appropriate, the court shall issue an order to the registrar to terminate the suspension. Upon receiving such an order, the registrar shall reinstate the license.

(H) As used in divisions (C) and (D) of this section:

(1) "Child" means a person who is under the age of eighteen years, except that any person who violates a statute or

ordinance described in division (C) or (D) of this section prior 905
to attaining eighteen years of age shall be deemed a "child" 906
irrespective of the person's age at the time the complaint or 907
other equivalent document is filed in the other state or a 908
hearing, trial, or other proceeding is held in the other state 909
on the complaint or other equivalent document, and irrespective 910
of the person's age when the period of license suspension or 911
denial prescribed in division (C) or (D) of this section is 912
imposed. 913

(2) "Is convicted of or pleads guilty to" means, as it 914
relates to a child who is a resident of this state, that in a 915
proceeding conducted in a state or federal court located in 916
another state for a violation of a statute or ordinance 917
described in division (C) or (D) of this section, the result of 918
the proceeding is any of the following: 919

(a) Under the laws that govern the proceedings of the 920
court, the child is adjudicated to be or admits to being a 921
delinquent child or a juvenile traffic offender for a violation 922
described in division (C) or (D) of this section that would be a 923
crime if committed by an adult; 924

(b) Under the laws that govern the proceedings of the 925
court, the child is convicted of or pleads guilty to a violation 926
described in division (C) or (D) of this section; 927

(c) Under the laws that govern the proceedings of the 928
court, irrespective of the terminology utilized in those laws, 929
the result of the court's proceedings is the functional 930
equivalent of division (H) (2) (a) or (b) of this section. 931

Sec. 4510.31. (A) (1) Except as provided in division (C) (1) 932
or (2) of this section, the registrar of motor vehicles shall 933

suspend the probationary driver's license, restricted license, 934
or temporary instruction permit issued to any person when the 935
person has been convicted of, pleaded guilty to, or been 936
adjudicated in juvenile court of having committed, prior to the 937
person's eighteenth birthday, any of the following: 938

(a) Three separate violations of section 2903.06, 2903.08, 939
2921.331, 4511.12, 4511.13, 4511.191, 4511.20, 4511.201, 940
4511.202, 4511.21, 4511.22, 4511.23, 4511.25 to 4511.48, 4511.57 941
to 4511.65, 4511.75, 4549.02, 4549.021, or 4549.03 of the 942
Revised Code, section 4510.14 of the Revised Code involving a 943
suspension imposed under section 4511.191 or 4511.196 of the 944
Revised Code, section 2903.04 of the Revised Code in a case in 945
which the person would have been subject to the sanctions 946
described in division (D) of that section had the person been 947
convicted of the violation of that section, former section 948
2903.07 of the Revised Code, or any municipal ordinances 949
similarly relating to the offenses referred to in those 950
sections; 951

(b) One violation of section 4511.19 of the Revised Code 952
or a substantially similar municipal ordinance; 953

(c) Two separate violations of any of the Revised Code 954
sections referred to in division (A)(1)(a) of this section, or 955
any municipal ordinance that is substantially similar to any of 956
those sections. 957

(2) Any person whose license or permit is suspended under 958
division (A)(1)(a), (b), or (c) of this section shall mail or 959
deliver the person's probationary driver's license, restricted 960
license, or temporary instruction permit to the registrar within 961
fourteen days of notification of the suspension. The registrar 962
shall retain the license or permit during the period of the 963

suspension. A suspension pursuant to division (A)(1)(a) of this 964
section shall be a class C suspension, a suspension pursuant to 965
division (A)(1)(b) of this section shall be a class D 966
suspension, and a suspension pursuant to division (A)(1)(c) of 967
this section shall be a class E suspension, all for the periods 968
of time specified in division (B) of section 4510.02 of the 969
Revised Code. If the person's probationary driver's license, 970
restricted license, or temporary instruction permit is under 971
suspension on the date the court imposes sentence upon the 972
person for a violation described in division (A)(1)(b) of this 973
section, the suspension shall take effect on the next day 974
immediately following the end of that period of suspension. If 975
the person ~~is sixteen years of age or older and~~ pleads guilty to 976
or is convicted of a violation described in division (A)(1)(b) 977
of this section and the person does not have a current, valid 978
probationary driver's license, restricted license, or temporary 979
instruction permit, the registrar shall deny the issuance to the 980
person of a probationary driver's license, restricted license, 981
driver's license, commercial driver's license, or temporary 982
instruction permit, as the case may be, for six months beginning 983
on the date the court imposes sentence upon the person for the 984
violation or six months after the date on which the person is 985
first eligible to obtain a temporary instruction permit, 986
whichever is later. ~~If the person has not attained the age of~~ 987
~~sixteen years on the date the court imposes sentence upon the~~ 988
~~person for the violation, the period of denial shall commence on~~ 989
~~the date the person attains the age of sixteen years.~~ 990

(3) The registrar shall suspend the person's license or 991
permit under division (A) of this section regardless of whether 992
the disposition of the case in juvenile court occurred after the 993
person's eighteenth birthday. 994

(B) The registrar also shall impose a class D suspension 995
for the period of time specified in division (B) (4) of section 996
4510.02 of the Revised Code of the temporary instruction permit 997
or probationary driver's license of any person under the age of 998
eighteen who has been adjudicated an unruly child, delinquent 999
child, or juvenile traffic offender for having committed any act 1000
that if committed by an adult would be a drug abuse offense or a 1001
violation of division (B) of section 2917.11 of the Revised 1002
Code. The registrar, in the registrar's discretion, may 1003
terminate the suspension if the child, at the discretion of the 1004
court, attends and satisfactorily completes a drug abuse or 1005
alcohol abuse education, intervention, or treatment program 1006
specified by the court. Any person whose temporary instruction 1007
permit or probationary driver's license is suspended under this 1008
division shall mail or deliver the person's permit or license to 1009
the registrar within fourteen days of notification of the 1010
suspension. The registrar shall retain the permit or license 1011
during the period of the suspension. 1012

(C) (1) (a) Except as provided in division (C) (1) (c) of this 1013
section, for any person who is convicted of, pleads guilty to, 1014
or is adjudicated in juvenile court of having committed a second 1015
or third violation of section 4511.12, 4511.13, 4511.20 to 1016
4511.23, 4511.25, 4511.26 to 4511.48, 4511.57 to 4511.65, or 1017
4511.75 of the Revised Code or any similar municipal ordinances 1018
and whose license or permit is suspended under division (A) (1) 1019
(a) or (c) of this section, the court in which the second or 1020
third conviction, finding, plea, or adjudication resulting in 1021
the suspension was made, upon petition of the person, may grant 1022
the person limited driving privileges during the period during 1023
which the suspension otherwise would be imposed under division 1024
(A) (1) (a) or (c) of this section for any of the purposes set 1025

forth in division (A) of section 4510.021 of the Revised Code. 1026
In granting the limited driving privileges, the court shall 1027
specify the purposes, times, and places of the privileges and 1028
may impose any other conditions upon the person's driving a 1029
motor vehicle that the court considers reasonable and necessary. 1030

A court that grants limited driving privileges to a person 1031
under this division shall retain the person's probationary 1032
driver's license, restricted license, or temporary instruction 1033
permit during the period the license or permit is suspended and 1034
also during the period for which limited driving privileges are 1035
granted, and shall deliver to the person a permit card, in a 1036
form to be prescribed by the court, setting forth the date on 1037
which the limited driving privileges will become effective, the 1038
purposes for which the person may drive, the times and places at 1039
which the person may drive, and any other conditions imposed 1040
upon the person's use of a motor vehicle. 1041

The court immediately shall notify the registrar, in 1042
writing, of a grant of limited driving privileges under this 1043
division. The notification shall specify the date on which the 1044
limited driving privileges will become effective, the purposes 1045
for which the person may drive, the times and places at which 1046
the person may drive, and any other conditions imposed upon the 1047
person's use of a motor vehicle. The registrar shall not suspend 1048
the probationary driver's license, restricted license, or 1049
temporary instruction permit of any person pursuant to division 1050
(A) of this section during any period for which the person has 1051
been granted limited driving privileges as provided in this 1052
division, if the registrar has received the notification 1053
described in this division from the court. 1054

(b) Except as provided in division (C)(1)(c) of this 1055

section, in any case in which the temporary instruction permit 1056
or probationary driver's license of a person under eighteen 1057
years of age has been suspended under division (A) or (B) of 1058
this section or any other provision of law, the court may grant 1059
the person limited driving privileges for the purpose of the 1060
person's practicing of driving with the person's parent, 1061
guardian, or other custodian during the period of the 1062
suspension. Any grant of limited driving privileges under this 1063
division shall comply with division (D) of section 4510.021 of 1064
the Revised Code. 1065

(c) A court shall not grant limited driving privileges to 1066
a person identified in division (C) (1) (a) or (b) of this section 1067
if the person, within the preceding six years, has been 1068
convicted of, pleaded guilty to, or adjudicated in juvenile 1069
court of having committed three or more violations of one or 1070
more of the divisions or sections set forth in divisions (G) (2) 1071
(b) to (g) of section 2919.22 of the Revised Code. 1072

(2) (a) In a case in which a person is convicted of, pleads 1073
guilty to, or is adjudicated in juvenile court of having 1074
committed, prior to the person's eighteenth birthday, a second 1075
or third violation of section 4511.12, 4511.13, 4511.20 to 1076
4511.23, 4511.25, 4511.26 to 4511.48, 4511.57 to 4511.65, or 1077
4511.75 of the Revised Code or any similar municipal ordinances 1078
and division (A) (1) (a) or (c) of this section requires the 1079
registrar of motor vehicles to suspend the person's license or 1080
permit, the court in which the person is convicted of, pleads 1081
guilty to, or is adjudicated of having committed the second or 1082
third violation may elect to order the registrar of motor 1083
vehicles to waive the suspension if all of the following apply: 1084

(i) Prior to the date on which the court imposes sentence 1085

upon, or makes an order of disposition for, the person for the 1086
second or third violation, the person submits to the court a 1087
petition requesting the court to order the registrar to waive 1088
the prescribed suspension and describing the reasons why the 1089
person believes the suspension, if imposed, would seriously 1090
affect the person's ability to continue in employment, 1091
educational training, vocational training, or treatment. 1092

(ii) Prior to the date specified in division (C) (2) (a) (i) 1093
of this section, the person submits to the court satisfactory 1094
proof showing that the person successfully completed an advanced 1095
juvenile driver improvement program approved by the director of 1096
public safety under division (B) of section 4510.311 of the 1097
Revised Code after the date the person committed that second or 1098
third violation. 1099

(iii) Prior to imposing sentence upon, or making an order 1100
of disposition for, the person for the second or third 1101
violation, the court finds reasonable cause to believe that the 1102
suspension, if imposed, would seriously affect the person's 1103
ability to continue in employment, educational training, 1104
vocational training, or treatment. 1105

(iv) If the court is imposing sentence upon, or making an 1106
order of disposition for, the person for a third violation, the 1107
person did not submit to the court that imposed sentence upon, 1108
or made an order of disposition for, the person for the second 1109
violation a petition of the type described in division (C) (2) (a) 1110
(i) of this section, and the court that imposed sentence upon, 1111
or made an order of disposition for, the person for that second 1112
violation did not order the registrar of motor vehicles to waive 1113
the suspension of the person's license or permit required under 1114
division (A) (1) (c) of this section for the conviction of, plea 1115

of guilty to, or adjudication in juvenile court of having 1116
committed that second violation. 1117

(b) If a court elects pursuant to division (C) (2) (a) of 1118
this section to order the registrar of motor vehicles to waive a 1119
suspension that otherwise is required under division (A) (1) (a) 1120
or (c) of this section, the court immediately shall send a 1121
written copy of the order to the registrar. Upon receipt of the 1122
written copy of the order, the registrar shall not suspend 1123
pursuant to division (A) (1) (a) or (c) of this section the 1124
probationary driver's license, restricted license, or temporary 1125
instruction permit of the person who is the subject of the order 1126
for the second or third violation for which the suspension 1127
otherwise would be imposed under that division. 1128

(D) If a person who has been granted limited driving 1129
privileges under division (C) (1) of this section is convicted 1130
of, pleads guilty to, or is adjudicated in juvenile court of 1131
having committed, a violation of Chapter 4510. of the Revised 1132
Code, or a subsequent violation of any of the sections of the 1133
Revised Code listed in division (A) (1) (a) of this section or any 1134
similar municipal ordinance during the period for which the 1135
person was granted limited driving privileges, the court that 1136
granted the limited driving privileges shall suspend the 1137
person's permit card. The court or the clerk of the court 1138
immediately shall forward the person's probationary driver's 1139
license, restricted license, or temporary instruction permit 1140
together with written notification of the court's action to the 1141
registrar. Upon receipt of the license or permit and 1142
notification, the registrar shall impose a class C suspension of 1143
the person's probationary driver's license, restricted license, 1144
or temporary instruction permit for the period of time specified 1145
in division (B) (3) of section 4510.02 of the Revised Code. The 1146

registrar shall retain the license or permit during the period 1147
of suspension, and no further limited driving privileges shall 1148
be granted during that period. 1149

(E) No application for a driver's or commercial driver's 1150
license shall be received from any person whose probationary 1151
driver's license, restricted license, or temporary instruction 1152
permit has been suspended under this section until each of the 1153
following has occurred: 1154

(1) The suspension period has expired; 1155

(2) A temporary instruction permit or commercial driver's 1156
license temporary instruction permit has been issued; 1157

(3) The person successfully completes a juvenile driver 1158
improvement program approved by the director of public safety 1159
under division (A) of section 4510.311 of the Revised Code; 1160

(4) The applicant has submitted to the examination for a 1161
driver's license as provided for in section 4507.11 or a 1162
commercial driver's license as provided in Chapter 4506. of the 1163
Revised Code. 1164

Sec. 4511.043. (A) (1) No law enforcement officer who stops 1165
the operator of a motor vehicle in the course of an authorized 1166
sobriety or other motor vehicle checkpoint operation or a motor 1167
vehicle safety inspection shall issue a ticket, citation, or 1168
summons for a secondary traffic offense unless in the course of 1169
the checkpoint operation or safety inspection the officer first 1170
determines that an offense other than a secondary traffic 1171
offense has occurred and either places the operator or a vehicle 1172
occupant under arrest or issues a ticket, citation, or summons 1173
to the operator or a vehicle occupant for an offense other than 1174
a secondary offense. 1175

(2) A law enforcement agency that operates a motor vehicle checkpoint for an express purpose related to a secondary traffic offense shall not issue a ticket, citation, or summons for any secondary traffic offense at such a checkpoint, but may use such a checkpoint operation to conduct a public awareness campaign and distribute information.

(B) As used in this section, "secondary traffic offense" means a violation of division (A) or (F) (2) of section 4507.05, division (B) (1) ~~(a) or (b)~~ or ~~(E)~~ (D) of section 4507.071, division (A) of section 4511.204, division (C) or (D) of section 4511.81, division (A) (3) of section 4513.03, or division (B) of section 4513.263 of the Revised Code.

Section 2. That existing sections 4507.01, 4507.05, 4507.071, 4507.09, 4507.23, 4510.17, 4510.31, and 4511.043 of the Revised Code are hereby repealed.

Section 3. Section 4510.17 of the Revised Code is presented in this act as a composite of the section as amended by both Sub. H.B. 388 and Sub. S.B. 204 of the 132nd General Assembly. The General Assembly, applying the principle stated in division (B) of section 1.52 of the Revised Code that amendments are to be harmonized if reasonably capable of simultaneous operation, finds that the composite is the resulting version of the section in effect prior to the effective date of the section as presented in this act.

Section 4. The eligibility requirements for a probationary driver's license established under division (A) of section 4507.071 of the Revised Code as amended by this act do not apply to the holder of a temporary instruction permit or probationary driver's license who was issued the permit or license prior to the effective date of this act. The eligibility requirements

that existed prior to the effective date of this act apply to	1206
such a holder. The Registrar of Motor Vehicles may take	1207
appropriate actions necessary to implement this section.	1208