

**As Reported by the House Commerce and Labor Committee**

**135th General Assembly**

**Regular Session**

**2023-2024**

**H. B. No. 195**

**Representatives Demetriou, Brennan**

**Cosponsors: Representatives Baker, Brewer, Ferguson, Galonski, Grim, Hall,  
Lipps, Miller, A., Miller, J., Roemer, Somani, Upchurch, Williams, Young, T.,  
Forhan, Isaacsohn, Abdullahi**

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**A BILL**

To amend sections 4501.01, 4503.44, 4517.01, 1  
4517.02, and 4517.03 and to enact section 2  
4517.041 of the Revised Code to create an 3  
adaptive mobility dealer license. 4

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

**Section 1.** That sections 4501.01, 4503.44, 4517.01, 5  
4517.02, and 4517.03 be amended and section 4517.041 of the 6  
Revised Code be enacted to read as follows: 7

**Sec. 4501.01.** As used in this chapter and Chapters 4503., 8  
4505., 4507., 4509., 4510., 4511., 4513., 4515., and 4517. of 9  
the Revised Code, and in the penal laws, except as otherwise 10  
provided: 11

(A) "Vehicles" means everything on wheels or runners, 12  
including motorized bicycles, but does not mean electric 13  
personal assistive mobility devices, low-speed micromobility 14  
devices, vehicles that are operated exclusively on rails or 15  
tracks or from overhead electric trolley wires, and vehicles 16

that belong to any police department, municipal fire department, 17  
or volunteer fire department, or that are used by such a 18  
department in the discharge of its functions. 19

(B) "Motor vehicle" means any vehicle, including mobile 20  
homes and recreational vehicles, that is propelled or drawn by 21  
power other than muscular power or power collected from overhead 22  
electric trolley wires. "Motor vehicle" does not include utility 23  
vehicles as defined in division (VV) of this section, under- 24  
speed vehicles as defined in division (XX) of this section, 25  
mini-trucks as defined in division (BBB) of this section, 26  
motorized bicycles, electric bicycles, road rollers, traction 27  
engines, power shovels, power cranes, and other equipment used 28  
in construction work and not designed for or employed in general 29  
highway transportation, well-drilling machinery, ditch-digging 30  
machinery, farm machinery, and trailers that are designed and 31  
used exclusively to transport a boat between a place of storage 32  
and a marina, or in and around a marina, when drawn or towed on 33  
a public road or highway for a distance of no more than ten 34  
miles and at a speed of twenty-five miles per hour or less. 35

(C) "Agricultural tractor" and "traction engine" mean any 36  
self-propelling vehicle that is designed or used for drawing 37  
other vehicles or wheeled machinery, but has no provisions for 38  
carrying loads independently of such other vehicles, and that is 39  
used principally for agricultural purposes. 40

(D) "Commercial tractor," except as defined in division 41  
(C) of this section, means any motor vehicle that has motive 42  
power and either is designed or used for drawing other motor 43  
vehicles, or is designed or used for drawing another motor 44  
vehicle while carrying a portion of the other motor vehicle or 45  
its load, or both. 46

(E) "Passenger car" means any motor vehicle that is 47  
designed and used for carrying not more than nine persons and 48  
includes any motor vehicle that is designed and used for 49  
carrying not more than fifteen persons in a ridesharing 50  
arrangement. 51

(F) "Collector's vehicle" means any motor vehicle or 52  
agricultural tractor or traction engine that is of special 53  
interest, that has a fair market value of one hundred dollars or 54  
more, whether operable or not, and that is owned, operated, 55  
collected, preserved, restored, maintained, or used essentially 56  
as a collector's item, leisure pursuit, or investment, but not 57  
as the owner's principal means of transportation. "Licensed 58  
collector's vehicle" means a collector's vehicle, other than an 59  
agricultural tractor or traction engine, that displays current, 60  
valid license tags issued under section 4503.45 of the Revised 61  
Code, or a similar type of motor vehicle that displays current, 62  
valid license tags issued under substantially equivalent 63  
provisions in the laws of other states. 64

(G) "Historical motor vehicle" means any motor vehicle 65  
that is over twenty-five years old and is owned solely as a 66  
collector's item and for participation in club activities, 67  
exhibitions, tours, parades, and similar uses, but that in no 68  
event is used for general transportation. 69

(H) "Noncommercial motor vehicle" means any motor vehicle, 70  
including a farm truck as defined in section 4503.04 of the 71  
Revised Code, that is designed by the manufacturer to carry a 72  
load of no more than one ton and is used exclusively for 73  
purposes other than engaging in business for profit. 74

(I) "Bus" means any motor vehicle that has motor power and 75  
is designed and used for carrying more than nine passengers, 76

except any motor vehicle that is designed and used for carrying 77  
not more than fifteen passengers in a ridesharing arrangement. 78

(J) "Commercial car" or "truck" means any motor vehicle 79  
that has motor power and is designed and used for carrying 80  
merchandise or freight, or that is used as a commercial tractor. 81

(K) "Bicycle" means every device, other than a device that 82  
is designed solely for use as a play vehicle by a child, that is 83  
propelled solely by human power upon which a person may ride, 84  
and that has two or more wheels, any of which is more than 85  
fourteen inches in diameter. 86

(L) "Motorized bicycle" or "moped" means any vehicle that 87  
either has two tandem wheels or one wheel in the front and two 88  
wheels in the rear, that may be pedaled, and that is equipped 89  
with a helper motor of not more than fifty cubic centimeters 90  
piston displacement that produces no more than one brake 91  
horsepower and is capable of propelling the vehicle at a speed 92  
of no greater than twenty miles per hour on a level surface. 93  
"Motorized bicycle" or "moped" does not include an electric 94  
bicycle. 95

(M) "Trailer" means any vehicle without motive power that 96  
is designed or used for carrying property or persons wholly on 97  
its own structure and for being drawn by a motor vehicle, and 98  
includes any such vehicle that is formed by or operated as a 99  
combination of a semitrailer and a vehicle of the dolly type 100  
such as that commonly known as a trailer dolly, a vehicle used 101  
to transport agricultural produce or agricultural production 102  
materials between a local place of storage or supply and the 103  
farm when drawn or towed on a public road or highway at a speed 104  
greater than twenty-five miles per hour, and a vehicle that is 105  
designed and used exclusively to transport a boat between a 106

place of storage and a marina, or in and around a marina, when 107  
drawn or towed on a public road or highway for a distance of 108  
more than ten miles or at a speed of more than twenty-five miles 109  
per hour. "Trailer" does not include a manufactured home or 110  
travel trailer. 111

(N) "Noncommercial trailer" means any trailer, except a 112  
travel trailer or trailer that is used to transport a boat as 113  
described in division (B) of this section, but, where 114  
applicable, includes a vehicle that is used to transport a boat 115  
as described in division (M) of this section, that has a gross 116  
weight of no more than ten thousand pounds, and that is used 117  
exclusively for purposes other than engaging in business for a 118  
profit, such as the transportation of personal items for 119  
personal or recreational purposes. 120

(O) "Mobile home" means a building unit or assembly of 121  
closed construction that is fabricated in an off-site facility, 122  
is more than thirty-five body feet in length or, when erected on 123  
site, is three hundred twenty or more square feet, is built on a 124  
permanent chassis, is transportable in one or more sections, and 125  
does not qualify as a manufactured home as defined in division 126  
(C) (4) of section 3781.06 of the Revised Code or as an 127  
industrialized unit as defined in division (C) (3) of section 128  
3781.06 of the Revised Code. 129

(P) "Semitrailer" means any vehicle of the trailer type 130  
that does not have motive power and is so designed or used with 131  
another and separate motor vehicle that in operation a part of 132  
its own weight or that of its load, or both, rests upon and is 133  
carried by the other vehicle furnishing the motive power for 134  
propelling itself and the vehicle referred to in this division, 135  
and includes, for the purpose only of registration and taxation 136

under those chapters, any vehicle of the dolly type, such as a 137  
trailer dolly, that is designed or used for the conversion of a 138  
semitrailer into a trailer. 139

(Q) "Recreational vehicle" means a vehicular portable 140  
structure that meets all of the following conditions: 141

(1) It is designed for the sole purpose of recreational 142  
travel. 143

(2) It is not used for the purpose of engaging in business 144  
for profit. 145

(3) It is not used for the purpose of engaging in 146  
intrastate commerce. 147

(4) It is not used for the purpose of commerce as defined 148  
in 49 C.F.R. 383.5, as amended. 149

(5) It is not regulated by the public utilities commission 150  
pursuant to Chapter 4905., 4921., or 4923. of the Revised Code. 151

(6) It is classed as one of the following: 152

(a) "Travel trailer" or "house vehicle" means a nonself- 153  
propelled recreational vehicle that does not exceed an overall 154  
length of forty feet, exclusive of bumper and tongue or 155  
coupling. "Travel trailer" includes a tent-type fold-out camping 156  
trailer as defined in section 4517.01 of the Revised Code. 157

(b) "Motor home" means a self-propelled recreational 158  
vehicle that has no fifth wheel and is constructed with 159  
permanently installed facilities for cold storage, cooking and 160  
consuming of food, and for sleeping. 161

(c) "Truck camper" means a nonself-propelled recreational 162  
vehicle that does not have wheels for road use and is designed 163

to be placed upon and attached to a motor vehicle. "Truck  
camper" does not include truck covers that consist of walls and  
a roof, but do not have floors and facilities enabling them to  
be used as a dwelling.

(d) "Fifth wheel trailer" means a vehicle that is of such  
size and weight as to be movable without a special highway  
permit, that is constructed with a raised forward section that  
allows a bi-level floor plan, and that is designed to be towed  
by a vehicle equipped with a fifth-wheel hitch ordinarily  
installed in the bed of a truck.

(e) "Park trailer" means a vehicle that is commonly known  
as a park model recreational vehicle, meets the American  
national standard institute standard A119.5 (1988) for park  
trailers, is built on a single chassis, has a gross trailer area  
of four hundred square feet or less when set up, is designed for  
seasonal or temporary living quarters, and may be connected to  
utilities necessary for the operation of installed features and  
appliances.

(R) "Pneumatic tires" means tires of rubber and fabric or  
tires of similar material, that are inflated with air.

(S) "Solid tires" means tires of rubber or similar elastic  
material that are not dependent upon confined air for support of  
the load.

(T) "Solid tire vehicle" means any vehicle that is  
equipped with two or more solid tires.

(U) "Farm machinery" means all machines and tools that are  
used in the production, harvesting, and care of farm products,  
and includes trailers that are used to transport agricultural  
produce or agricultural production materials between a local

place of storage or supply and the farm, agricultural tractors, 193  
threshing machinery, hay-baling machinery, corn shellers, 194  
hammermills, and machinery used in the production of 195  
horticultural, agricultural, and vegetable products. 196

(V) "Owner" includes any person or firm, other than a 197  
manufacturer or dealer, that has title to a motor vehicle, 198  
except that, in sections 4505.01 to 4505.19 of the Revised Code, 199  
"owner" includes in addition manufacturers and dealers. 200

(W) "Manufacturer" and "dealer" include all persons and 201  
firms that are regularly engaged in the business of 202  
manufacturing, selling, displaying, offering for sale, or 203  
dealing in motor vehicles, at an established place of business 204  
that is used exclusively for the purpose of manufacturing, 205  
selling, displaying, offering for sale, or dealing in motor 206  
vehicles. A place of business that is used for manufacturing, 207  
selling, displaying, offering for sale, or dealing in motor 208  
vehicles shall be deemed to be used exclusively for those 209  
purposes even though snowmobiles or all-purpose vehicles are 210  
sold or displayed for sale thereat, even though farm machinery 211  
is sold or displayed for sale thereat, or even though repair, 212  
accessory, gasoline and oil, storage, parts, service, or paint 213  
departments are maintained thereat, or, in any county having a 214  
population of less than seventy-five thousand at the last 215  
federal census, even though a department in a place of business 216  
is used to dismantle, salvage, or rebuild motor vehicles by 217  
means of used parts, if such departments are operated for the 218  
purpose of furthering and assisting in the business of 219  
manufacturing, selling, displaying, offering for sale, or 220  
dealing in motor vehicles. Places of business or departments in 221  
a place of business used to dismantle, salvage, or rebuild motor 222  
vehicles by means of using used parts are not considered as 223



being maintained for the purpose of assisting or furthering the 224  
manufacturing, selling, displaying, and offering for sale or 225  
dealing in motor vehicles. 226

(X) "Operator" includes any person who drives or operates 227  
a motor vehicle upon the public highways. 228

(Y) "Chauffeur" means any operator who operates a motor 229  
vehicle, other than a taxicab, as an employee for hire; or any 230  
operator whether or not the owner of a motor vehicle, other than 231  
a taxicab, who operates such vehicle for transporting, for gain, 232  
compensation, or profit, either persons or property owned by 233  
another. Any operator of a motor vehicle who is voluntarily 234  
involved in a ridesharing arrangement is not considered an 235  
employee for hire or operating such vehicle for gain, 236  
compensation, or profit. 237

(Z) "State" includes the territories and federal districts 238  
of the United States, and the provinces of Canada. 239

(AA) "Public roads and highways" for vehicles includes all 240  
public thoroughfares, bridges, and culverts. 241

(BB) "Manufacturer's number" means the manufacturer's 242  
original serial number that is affixed to or imprinted upon the 243  
chassis or other part of the motor vehicle. 244

(CC) "Motor number" means the manufacturer's original 245  
number that is affixed to or imprinted upon the engine or motor 246  
of the vehicle. 247

(DD) "Distributor" means any person who is authorized by a 248  
motor vehicle manufacturer to distribute new motor vehicles to 249  
licensed motor vehicle dealers at an established place of 250  
business that is used exclusively for the purpose of 251  
distributing new motor vehicles to licensed motor vehicle 252

dealers, except when the distributor also is a new motor vehicle dealer, in which case the distributor may distribute at the location of the distributor's licensed dealership.

(EE) "Ridesharing arrangement" means the transportation of persons in a motor vehicle where the transportation is incidental to another purpose of a volunteer driver and includes ridesharing arrangements known as carpools, vanpools, and buspools.

(FF) "Apportionable vehicle" means any vehicle that is used or intended for use in two or more international registration plan member jurisdictions that allocate or proportionally register vehicles, that is used for the transportation of persons for hire or designed, used, or maintained primarily for the transportation of property, and that meets any of the following qualifications:

(1) Is a power unit having a gross vehicle weight in excess of twenty-six thousand pounds;

(2) Is a power unit having three or more axles, regardless of the gross vehicle weight;

(3) Is a combination vehicle with a gross vehicle weight in excess of twenty-six thousand pounds.

"Apportionable vehicle" does not include recreational vehicles, vehicles displaying restricted plates, city pick-up and delivery vehicles, or vehicles owned and operated by the United States, this state, or any political subdivisions thereof.

(GG) "Chartered party" means a group of persons who contract as a group to acquire the exclusive use of a passenger-carrying motor vehicle at a fixed charge for the vehicle in

accordance with the carrier's tariff, lawfully on file with the 282  
United States department of transportation, for the purpose of 283  
group travel to a specified destination or for a particular 284  
itinerary, either agreed upon in advance or modified by the 285  
chartered group after having left the place of origin. 286

(HH) "International registration plan" means a reciprocal 287  
agreement of member jurisdictions that is endorsed by the 288  
American association of motor vehicle administrators, and that 289  
promotes and encourages the fullest possible use of the highway 290  
system by authorizing apportioned registration of fleets of 291  
vehicles and recognizing registration of vehicles apportioned in 292  
member jurisdictions. 293

(II) "Restricted plate" means a license plate that has a 294  
restriction of time, geographic area, mileage, or commodity, and 295  
includes license plates issued to farm trucks under division (J) 296  
of section 4503.04 of the Revised Code. 297

(JJ) "Gross vehicle weight," with regard to any commercial 298  
car, trailer, semitrailer, or bus that is taxed at the rates 299  
established under section 4503.042 or 4503.65 of the Revised 300  
Code, means the unladen weight of the vehicle fully equipped 301  
plus the maximum weight of the load to be carried on the 302  
vehicle. 303

(KK) "Combined gross vehicle weight" with regard to any 304  
combination of a commercial car, trailer, and semitrailer, that 305  
is taxed at the rates established under section 4503.042 or 306  
4503.65 of the Revised Code, means the total unladen weight of 307  
the combination of vehicles fully equipped plus the maximum 308  
weight of the load to be carried on that combination of 309  
vehicles. 310

(LL) "Chauffeured limousine" means a motor vehicle that is 311  
designed to carry nine or fewer passengers and is operated for 312  
hire pursuant to a prearranged contract for the transportation 313  
of passengers on public roads and highways along a route under 314  
the control of the person hiring the vehicle and not over a 315  
defined and regular route. "Prearranged contract" means an 316  
agreement, made in advance of boarding, to provide 317  
transportation from a specific location in a chauffeured 318  
limousine. "Chauffeured limousine" does not include any vehicle 319  
that is used exclusively in the business of funeral directing. 320

(MM) "Manufactured home" has the same meaning as in 321  
division (C) (4) of section 3781.06 of the Revised Code. 322

(NN) "Acquired situs," with respect to a manufactured home 323  
or a mobile home, means to become located in this state by the 324  
placement of the home on real property, but does not include the 325  
placement of a manufactured home or a mobile home in the 326  
inventory of a new motor vehicle dealer or the inventory of a 327  
manufacturer, remanufacturer, or distributor of manufactured or 328  
mobile homes. 329

(OO) "Electronic" includes electrical, digital, magnetic, 330  
optical, electromagnetic, or any other form of technology that 331  
entails capabilities similar to these technologies. 332

(PP) "Electronic record" means a record generated, 333  
communicated, received, or stored by electronic means for use in 334  
an information system or for transmission from one information 335  
system to another. 336

(QQ) "Electronic signature" means a signature in 337  
electronic form attached to or logically associated with an 338  
electronic record. 339

(RR) "Financial transaction device" has the same meaning 340  
as in division (A) of section 113.40 of the Revised Code. 341

(SS) "Electronic motor vehicle dealer" means a motor 342  
vehicle dealer licensed under Chapter 4517. of the Revised Code 343  
whom the registrar of motor vehicles determines meets the 344  
criteria designated in section 4503.035 of the Revised Code for 345  
electronic motor vehicle dealers and designates as an electronic 346  
motor vehicle dealer under that section. 347

(TT) "Electric personal assistive mobility device" means a 348  
self-balancing two non-tandem wheeled device that is designed to 349  
transport only one person, has an electric propulsion system of 350  
an average of seven hundred fifty watts, and when ridden on a 351  
paved level surface by an operator who weighs one hundred 352  
seventy pounds has a maximum speed of less than twenty miles per 353  
hour. 354

(UU) "Limited driving privileges" means the privilege to 355  
operate a motor vehicle that a court grants under section 356  
4510.021 of the Revised Code to a person whose driver's or 357  
commercial driver's license or permit or nonresident operating 358  
privilege has been suspended. 359

(VV) "Utility vehicle" means a self-propelled vehicle 360  
designed with a bed, principally for the purpose of transporting 361  
material or cargo in connection with construction, agricultural, 362  
forestry, grounds maintenance, lawn and garden, materials 363  
handling, or similar activities. 364

(WW) "Low-speed vehicle" means a three- or four-wheeled 365  
motor vehicle with an attainable speed in one mile on a paved 366  
level surface of more than twenty miles per hour but not more 367  
than twenty-five miles per hour and with a gross vehicle weight 368

rating less than three thousand pounds. 369

(XX) "Under-speed vehicle" means a three- or four-wheeled 370  
vehicle, including a vehicle commonly known as a golf cart, with 371  
an attainable speed on a paved level surface of not more than 372  
twenty miles per hour and with a gross vehicle weight rating 373  
less than three thousand pounds. 374

(YY) "Motor-driven cycle or motor scooter" means any 375  
vehicle designed to travel on not more than three wheels in 376  
contact with the ground, with a seat for the driver and floor 377  
pad for the driver's feet, and is equipped with a motor with a 378  
piston displacement between fifty and one hundred cubic 379  
centimeters piston displacement that produces not more than five 380  
brake horsepower and is capable of propelling the vehicle at a 381  
speed greater than twenty miles per hour on a level surface. 382

(ZZ) "Motorcycle" means a motor vehicle with motive power 383  
having a seat or saddle for the use of the operator, designed to 384  
travel on not more than three wheels in contact with the ground, 385  
and having no occupant compartment top or occupant compartment 386  
top that can be installed or removed by the user. 387

(AAA) "Cab-enclosed motorcycle" means a motor vehicle with 388  
motive power having a seat or saddle for the use of the 389  
operator, designed to travel on not more than three wheels in 390  
contact with the ground, and having an occupant compartment top 391  
or an occupant compartment top that is installed. 392

(BBB) "Mini-truck" means a vehicle that has four wheels, 393  
is propelled by an electric motor with a rated power of seven 394  
thousand five hundred watts or less or an internal combustion 395  
engine with a piston displacement capacity of six hundred sixty 396  
cubic centimeters or less, has a total dry weight of nine 397

hundred to two thousand two hundred pounds, contains an enclosed 398  
cabin and a seat for the vehicle operator, resembles a pickup 399  
truck or van with a cargo area or bed located at the rear of the 400  
vehicle, and was not originally manufactured to meet federal 401  
motor vehicle safety standards. 402

(CCC) "Autocycle" means a three-wheeled motorcycle that is 403  
manufactured to comply with federal safety requirements for 404  
motorcycles and that is equipped with safety belts, a steering 405  
wheel, and seating that does not require the operator to 406  
straddle or sit astride to ride the motorcycle. 407

(DDD) "Plug-in hybrid electric motor vehicle" means a 408  
passenger car powered in part by a battery cell energy system 409  
that can be recharged via an external source of electricity. 410

(EEE) "Hybrid motor vehicle" means a passenger car powered 411  
by an internal propulsion system consisting of both of the 412  
following: 413

(1) A combustion engine; 414

(2) A battery cell energy system that cannot be recharged 415  
via an external source of electricity but can be recharged by 416  
other vehicle mechanisms that capture and store electric energy. 417

(FFF) "Low-speed micromobility device" means a device 418  
weighing less than one hundred pounds that has handlebars, is 419  
propelled by an electric motor or human power, and has an 420  
attainable speed on a paved level surface of not more than 421  
twenty miles per hour when propelled by the electric motor. 422

(GGG) "Specialty license plate" means a license plate, 423  
authorized by the general assembly, that displays a combination 424  
of words, markings, logos, or other graphic artwork that is in 425  
addition to the words, images, and distinctive numbers and 426

letters required by section 4503.22 of the Revised Code. 427

(HHH) "Battery electric motor vehicle" means a passenger 428  
car powered wholly by a battery cell energy system that can be 429  
recharged via an external source of electricity. 430

(III) "Adaptive mobility vehicle" means either a new 431  
passenger car purchased from a new motor vehicle dealer or a 432  
used passenger car, provided that such passenger car is 433  
designed, modified, or equipped to enable an individual with a 434  
disability to operate or to be transported in the passenger car, 435  
in accordance with 49 C.F.R. part 568 or 595, and contains at 436  
least one of the following: 437

(1) An electronic or mechanical lift that enables a person 438  
to enter or exit the motor vehicle while occupying a wheelchair 439  
or scooter; 440

(2) An electronic or mechanical wheelchair ramp; 441

(3) A system to secure a wheelchair or scooter in order to 442  
allow a person to operate or be transported safely while 443  
occupying that wheelchair or scooter. 444

**Sec. 4503.44.** (A) As used in this section and in section 445  
4511.69 of the Revised Code: 446

(1) "Person with a disability that limits or impairs the 447  
ability to walk" means any person who, as determined by a health 448  
care provider, meets any of the following criteria: 449

(a) Cannot walk two hundred feet without stopping to rest; 450

(b) Cannot walk without the use of, or assistance from, a 451  
brace, cane, crutch, another person, prosthetic device, 452  
wheelchair, or other assistive device; 453



(c) Is restricted by a lung disease to such an extent that 454  
the person's forced (respiratory) expiratory volume for one 455  
second, when measured by spirometry, is less than one liter, or 456  
the arterial oxygen tension is less than sixty millimeters of 457  
mercury on room air at rest; 458

(d) Uses portable oxygen; 459

(e) Has a cardiac condition to the extent that the 460  
person's functional limitations are classified in severity as 461  
class III or class IV according to standards set by the American 462  
heart association; 463

(f) Is severely limited in the ability to walk due to an 464  
arthritic, neurological, or orthopedic condition; 465

(g) Is blind, legally blind, or severely visually 466  
impaired. 467

(2) "Organization" means any private organization or 468  
corporation, or any governmental board, agency, department, 469  
division, or office, that, as part of its business or program, 470  
transports persons with disabilities that limit or impair the 471  
ability to walk on a regular basis in a motor vehicle that has 472  
not been altered for the purpose of providing it with accessible 473  
equipment for use by persons with disabilities. This definition 474  
does not apply to division (I) of this section. 475

(3) "Health care provider" means a physician, physician 476  
assistant, advanced practice registered nurse, optometrist, or 477  
chiropractor as defined in this section except that an 478  
optometrist shall only make determinations as to division (A) (1) 479  
(g) of this section. 480

(4) "Physician" means a person licensed to practice 481  
medicine or surgery or osteopathic medicine and surgery under 482

Chapter 4731. of the Revised Code.	483
(5) "Chiropractor" means a person licensed to practice chiropractic under Chapter 4734. of the Revised Code.	484 485
(6) "Advanced practice registered nurse" means a certified nurse practitioner, clinical nurse specialist, certified registered nurse anesthetist, or certified nurse-midwife who holds a certificate of authority issued by the board of nursing under Chapter 4723. of the Revised Code.	486 487 488 489 490
(7) "Physician assistant" means a person who is licensed as a physician assistant under Chapter 4730. of the Revised Code.	491 492 493
(8) "Optometrist" means a person licensed to engage in the practice of optometry under Chapter 4725. of the Revised Code.	494 495
(B) (1) An organization, or a person with a disability that limits or impairs the ability to walk, may apply for the registration of any motor vehicle the organization or person owns or leases. <del>When a motor <u>an adaptive mobility</u> vehicle has been altered for the purpose of providing it with accessible equipment for a person with a disability that limits or impairs the ability to walk, but</del> is owned or leased by someone other than <del>such a person <u>with a disability that limits or impairs the ability to walk,</u></del> the owner or lessee may apply to the registrar or a deputy registrar for registration under this section. The application for registration of a motor vehicle owned or leased by a person with a disability that limits or impairs the ability to walk shall be accompanied by a signed statement from the applicant's health care provider certifying that the applicant meets at least one of the criteria contained in division (A) (1) of this section and that the disability is expected to continue	496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511

for more than six consecutive months. The application for 512  
registration of ~~a motor~~ an adaptive mobility vehicle that ~~has~~ 513  
~~been altered for the purpose of providing it with accessible~~ 514  
~~equipment for a person with a disability that limits or impairs~~ 515  
~~the ability to walk but~~ is owned by someone other than ~~such a~~ 516  
person with a disability that limits or impairs the ability to 517  
walk shall be accompanied by such documentary evidence of 518  
vehicle specifications or alterations as the registrar may 519  
require by rule. 520

(2) When an organization, a person with a disability that 521  
limits or impairs the ability to walk, or a person who does not 522  
have a disability that limits or impairs the ability to walk but 523  
owns a motor vehicle that has been altered for the purpose of 524  
providing it with accessible equipment for a person with a 525  
disability that limits or impairs the ability to walk first 526  
submits an application for registration of a motor vehicle under 527  
this section and every fifth year thereafter, the organization 528  
or person shall submit a signed statement from the applicant's 529  
health care provider, a completed application, and any required 530  
documentary evidence of vehicle specifications or alterations as 531  
provided in division (B)(1) of this section, and also a power of 532  
attorney from the owner of the motor vehicle if the applicant 533  
leases the vehicle. Upon submission of these items, the 534  
registrar or deputy registrar shall issue to the applicant 535  
appropriate vehicle registration and a set of license plates and 536  
validation stickers, or validation stickers alone when required 537  
by section 4503.191 of the Revised Code. In addition to the 538  
letters and numbers ordinarily inscribed thereon, the license 539  
plates shall be imprinted with the international symbol of 540  
access. The license plates and validation stickers shall be 541  
issued upon payment of the regular license fee as prescribed 542

under section 4503.04 of the Revised Code and any motor vehicle 543  
tax levied under Chapter 4504. of the Revised Code, and the 544  
payment of a service fee equal to the amount specified in 545  
division (D) or (G) of section 4503.10 of the Revised Code. 546

(C) (1) A person with a disability that limits or impairs 547  
the ability to walk may apply to the registrar of motor vehicles 548  
for a removable windshield placard by completing and signing an 549  
application provided by the registrar. The person shall include 550  
with the application a prescription from the person's health 551  
care provider prescribing such a placard for the person based 552  
upon a determination that the person meets at least one of the 553  
criteria contained in division (A) (1) of this section. The 554  
health care provider shall state on the prescription the length 555  
of time the health care provider expects the applicant to have 556  
the disability that limits or impairs the person's ability to 557  
walk. 558

In addition to one placard or one or more sets of license 559  
plates, a person with a disability that limits or impairs the 560  
ability to walk is entitled to one additional placard, but only 561  
if the person applies separately for the additional placard, 562  
states the reasons why the additional placard is needed, and the 563  
registrar, in the registrar's discretion determines that good 564  
and justifiable cause exists to approve the request for the 565  
additional placard. 566

(2) An organization may apply to the registrar of motor 567  
vehicles for a removable windshield placard by completing and 568  
signing an application provided by the registrar. The 569  
organization shall comply with any procedures the registrar 570  
establishes by rule. The organization shall include with the 571  
application documentary evidence that the registrar requires by 572

rule showing that the organization regularly transports persons 573  
with disabilities that limit or impair the ability to walk. 574

(3) Upon receipt of a completed and signed application for 575  
a removable windshield placard, the accompanying documents 576  
required under division (C) (1) or (2) of this section, and 577  
payment of a service fee equal to the amount specified in 578  
division (D) or (G) of section 4503.10 of the Revised Code, the 579  
registrar or deputy registrar shall issue to the applicant a 580  
removable windshield placard, which shall bear the date of 581  
expiration on both sides of the placard and shall be valid until 582  
expired, revoked, or surrendered. Every removable windshield 583  
placard expires as described in division (C) (4) of this section, 584  
but in no case shall a removable windshield placard be valid for 585  
a period of less than sixty days. Removable windshield placards 586  
shall be renewable upon application as provided in division (C) 587  
(1) or (2) of this section and upon payment of a service fee 588  
equal to the amount specified in division (D) or (G) of section 589  
4503.10 of the Revised Code for the renewal of a removable 590  
windshield placard. The registrar shall provide the application 591  
form and shall determine the information to be included thereon. 592  
The registrar also shall determine the form and size of the 593  
removable windshield placard, the material of which it is to be 594  
made, and any other information to be included thereon, and 595  
shall adopt rules relating to the issuance, expiration, 596  
revocation, surrender, and proper display of such placards. Any 597  
placard issued after October 14, 1999, shall be manufactured in 598  
a manner that allows the expiration date of the placard to be 599  
indicated on it through the punching, drilling, boring, or 600  
creation by any other means of holes in the placard. 601

(4) At the time a removable windshield placard is issued 602  
to a person with a disability that limits or impairs the ability 603

to walk, the registrar or deputy registrar shall enter into the 604  
records of the bureau of motor vehicles the last date on which 605  
the person will have that disability, as indicated on the 606  
accompanying prescription. Not less than thirty days prior to 607  
that date and all removable windshield placard renewal dates, 608  
the bureau shall send a renewal notice to that person at the 609  
person's last known address as shown in the records of the 610  
bureau, informing the person that the person's removable 611  
windshield placard will expire on the indicated date not to 612  
exceed ten years from the date of issuance, and that the person 613  
is required to renew the placard by submitting to the registrar 614  
or a deputy registrar another prescription, as described in 615  
division (C) (1) or (2) of this section, and by complying with 616  
the renewal provisions prescribed in division (C) (3) of this 617  
section. If such a prescription is not received by the registrar 618  
or a deputy registrar by that date, the placard issued to that 619  
person expires and no longer is valid, and this fact shall be 620  
recorded in the records of the bureau. 621

(5) At least once every year, on a date determined by the 622  
registrar, the bureau shall examine the records of the office of 623  
vital statistics, located within the department of health, that 624  
pertain to deceased persons, and also the bureau's records of 625  
all persons who have been issued removable windshield placards 626  
and temporary removable windshield placards. If the records of 627  
the office of vital statistics indicate that a person to whom a 628  
removable windshield placard or temporary removable windshield 629  
placard has been issued is deceased, the bureau shall cancel 630  
that placard, and note the cancellation in its records. 631

The office of vital statistics shall make available to the 632  
bureau all information necessary to enable the bureau to comply 633  
with division (C) (5) of this section. 634

(6) Nothing in this section shall be construed to require 635  
a person or organization to apply for a removable windshield 636  
placard or accessible license plates if the accessible license 637  
plates issued to the person or organization under prior law have 638  
not expired or been surrendered or revoked. 639

(D) (1) (a) A person with a disability that limits or 640  
impairs the ability to walk may apply to the registrar or a 641  
deputy registrar for a temporary removable windshield placard. 642  
The application for a temporary removable windshield placard 643  
shall be accompanied by a prescription from the applicant's 644  
health care provider prescribing such a placard for the 645  
applicant, provided that the applicant meets at least one of the 646  
criteria contained in division (A) (1) of this section and that 647  
the disability is expected to continue for six consecutive 648  
months or less. The health care provider shall state on the 649  
prescription the length of time the health care provider expects 650  
the applicant to have the disability that limits or impairs the 651  
applicant's ability to walk, which cannot exceed six months from 652  
the date of the prescription. Upon receipt of an application for 653  
a temporary removable windshield placard, presentation of the 654  
prescription from the applicant's health care provider, and 655  
payment of a service fee equal to the amount specified in 656  
division (D) or (G) of section 4503.10 of the Revised Code, the 657  
registrar or deputy registrar shall issue to the applicant a 658  
temporary removable windshield placard. 659

(b) Any active-duty member of the armed forces of the 660  
United States, including the reserve components of the armed 661  
forces and the national guard, who has an illness or injury that 662  
limits or impairs the ability to walk may apply to the registrar 663  
or a deputy registrar for a temporary removable windshield 664  
placard. With the application, the person shall present evidence 665

of the person's active-duty status and the illness or injury. 666  
Evidence of the illness or injury may include a current 667  
department of defense convalescent leave statement, any 668  
department of defense document indicating that the person 669  
currently has an ill or injured casualty status or has limited 670  
duties, or a prescription from any health care provider 671  
prescribing the placard for the applicant. Upon receipt of the 672  
application and the necessary evidence, the registrar or deputy 673  
registrar shall issue the applicant the temporary removable 674  
windshield placard without the payment of any service fee. 675

(2) The temporary removable windshield placard shall be of 676  
the same size and form as the removable windshield placard, 677  
shall be printed in white on a red-colored background, and shall 678  
bear the word "temporary" in letters of such size as the 679  
registrar shall prescribe. A temporary removable windshield 680  
placard also shall bear the date of expiration on the front and 681  
back of the placard, and shall be valid until expired, 682  
surrendered, or revoked, but in no case shall such a placard be 683  
valid for a period of less than sixty days. The registrar shall 684  
provide the application form and shall determine the information 685  
to be included on it, provided that the registrar shall not 686  
require a health care provider's prescription or certification 687  
for a person applying under division (D) (1) (b) of this section. 688  
The registrar also shall determine the material of which the 689  
temporary removable windshield placard is to be made and any 690  
other information to be included on the placard and shall adopt 691  
rules relating to the issuance, expiration, surrender, 692  
revocation, and proper display of those placards. Any temporary 693  
removable windshield placard issued after October 14, 1999, 694  
shall be manufactured in a manner that allows for the expiration 695  
date of the placard to be indicated on it through the punching, 696



drilling, boring, or creation by any other means of holes in the 697  
placard. 698

(E) If an applicant for a removable windshield placard is 699  
a veteran of the armed forces of the United States whose 700  
disability, as defined in division (A)(1) of this section, is 701  
service-connected, the registrar or deputy registrar, upon 702  
receipt of the application, presentation of a signed statement 703  
from the applicant's health care provider certifying the 704  
applicant's disability, and presentation of such documentary 705  
evidence from the department of veterans affairs that the 706  
disability of the applicant meets at least one of the criteria 707  
identified in division (A)(1) of this section and is service- 708  
connected as the registrar may require by rule, but without the 709  
payment of any service fee, shall issue the applicant a 710  
removable windshield placard that is valid until expired, 711  
surrendered, or revoked. 712

(F) Upon a conviction of a violation of division (H) or 713  
(I) of this section, the court shall report the conviction, and 714  
send the placard, if available, to the registrar, who thereupon 715  
shall revoke the privilege of using the placard and send notice 716  
in writing to the placardholder at that holder's last known 717  
address as shown in the records of the bureau, and the 718  
placardholder shall return the placard if not previously 719  
surrendered to the court, to the registrar within ten days 720  
following mailing of the notice. 721

Whenever a person to whom a removable windshield placard 722  
has been issued moves to another state, the person shall 723  
surrender the placard to the registrar; and whenever an 724  
organization to which a placard has been issued changes its 725  
place of operation to another state, the organization shall 726

surrender the placard to the registrar. 727

(G) Subject to division (F) of section 4511.69 of the Revised Code, the operator of a motor vehicle displaying a removable windshield placard, temporary removable windshield placard, or the accessible license plates authorized by this section is entitled to park the motor vehicle in any accessible parking location reserved for persons with disabilities that limit or impair the ability to walk. 728  
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(H) No person or organization that is not eligible for the issuance of license plates or any placard under this section shall willfully and falsely represent that the person or organization is so eligible. 735  
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No person or organization shall display license plates issued under this section unless the license plates have been issued for the vehicle on which they are displayed and are valid. 739  
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(I) No person or organization to which a removable windshield placard or temporary removable windshield placard is issued shall do either of the following: 743  
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(1) Display or permit the display of the placard on any motor vehicle when having reasonable cause to believe the motor vehicle is being used in connection with an activity that does not include providing transportation for persons with disabilities that limit or impair the ability to walk; 746  
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(2) Refuse to return or surrender the placard, when required. 751  
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(J) If a removable windshield placard, temporary removable windshield placard, or parking card is lost, destroyed, or mutilated, the placardholder or cardholder may obtain a 753  
754  
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duplicate by doing both of the following: 756

(1) Furnishing suitable proof of the loss, destruction, or 757  
mutilation to the registrar; 758

(2) Paying a service fee equal to the amount specified in 759  
division (D) or (G) of section 4503.10 of the Revised Code. 760

Any placardholder or cardholder who loses a placard or 761  
card and, after obtaining a duplicate, finds the original, 762  
immediately shall surrender the original placard or card to the 763  
registrar. 764

(K) (1) The registrar shall pay all fees received under 765  
this section for the issuance of removable windshield placards 766  
or temporary removable windshield placards or duplicate 767  
removable windshield placards or cards into the state treasury 768  
to the credit of the public safety - highway purposes fund 769  
created in section 4501.06 of the Revised Code. 770

(2) In addition to the fees collected under this section, 771  
the registrar or deputy registrar shall ask each person applying 772  
for a removable windshield placard or temporary removable 773  
windshield placard or duplicate removable windshield placard or 774  
license plate issued under this section, whether the person 775  
wishes to make a two-dollar voluntary contribution to support 776  
rehabilitation employment services. The registrar shall transmit 777  
the contributions received under this division to the treasurer 778  
of state for deposit into the rehabilitation employment fund, 779  
which is hereby created in the state treasury. A deputy 780  
registrar shall transmit the contributions received under this 781  
division to the registrar in the time and manner prescribed by 782  
the registrar. The contributions in the fund shall be used by 783  
the opportunities for Ohioans with disabilities agency to 784

purchase services related to vocational evaluation, work 785  
adjustment, personal adjustment, job placement, job coaching, 786  
and community-based assessment from accredited community 787  
rehabilitation program facilities. 788

(L) For purposes of enforcing this section, every peace 789  
officer is deemed to be an agent of the registrar. Any peace 790  
officer or any authorized employee of the bureau of motor 791  
vehicles who, in the performance of duties authorized by law, 792  
becomes aware of a person whose placard or parking card has been 793  
revoked pursuant to this section, may confiscate that placard or 794  
parking card and return it to the registrar. The registrar shall 795  
prescribe any forms used by law enforcement agencies in 796  
administering this section. 797

No peace officer, law enforcement agency employing a peace 798  
officer, or political subdivision or governmental agency 799  
employing a peace officer, and no employee of the bureau is 800  
liable in a civil action for damages or loss to persons arising 801  
out of the performance of any duty required or authorized by 802  
this section. As used in this division, "peace officer" has the 803  
same meaning as in division (B) of section 2935.01 of the 804  
Revised Code. 805

(M) All applications for registration of motor vehicles, 806  
removable windshield placards, and temporary removable 807  
windshield placards issued under this section, all renewal 808  
notices for such items, and all other publications issued by the 809  
bureau that relate to this section shall set forth the criminal 810  
penalties that may be imposed upon a person who violates any 811  
provision relating to accessible license plates issued under 812  
this section, the parking of vehicles displaying such license 813  
plates, and the issuance, procurement, use, and display of 814

removable windshield placards and temporary removable windshield placards issued under this section. 815  
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(N) Whoever violates this section is guilty of a misdemeanor of the fourth degree. 817  
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**Sec. 4517.01.** As used in sections 4517.01 to 4517.65 of the Revised Code: 819  
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(A) "Persons" includes individuals, firms, partnerships, associations, joint stock companies, corporations, and any combinations of individuals. 821  
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(B) "Motor vehicle" means motor vehicle as defined in section 4501.01 of the Revised Code and also includes "all-purpose vehicle" and "off-highway motorcycle" as those terms are defined in section 4519.01 of the Revised Code. "Motor vehicle" does not include a snowmobile as defined in section 4519.01 of the Revised Code or manufactured and mobile homes. 824  
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(C) "New motor vehicle" means a motor vehicle, the legal title to which has never been transferred by a manufacturer, remanufacturer, distributor, or dealer to an ultimate purchaser. 830  
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(D) "Ultimate purchaser" means, with respect to any new motor vehicle, the first person, other than a dealer purchasing in the capacity of a dealer, who in good faith purchases such new motor vehicle for purposes other than resale. 833  
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(E) "Business" includes any activities engaged in by any person for the object of gain, benefit, or advantage either direct or indirect. 837  
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(F) "Engaging in business" means commencing, conducting, or continuing in business, or liquidating a business when the liquidator thereof holds self out to be conducting such 840  
841  
842

business; making a casual sale or otherwise making transfers in 843  
the ordinary course of business when the transfers are made in 844  
connection with the disposition of all or substantially all of 845  
the transferor's assets is not engaging in business. 846

(G) "Retail sale" or "sale at retail" means the act or 847  
attempted act of selling, bartering, exchanging, or otherwise 848  
disposing of a motor vehicle to an ultimate purchaser for use as 849  
a consumer. 850

(H) "Retail installment contract" includes any contract in 851  
the form of a note, chattel mortgage, conditional sales 852  
contract, lease, agreement, or other instrument payable in one 853  
or more installments over a period of time and arising out of 854  
the retail sale of a motor vehicle. 855

(I) "Farm machinery" means all machines and tools used in 856  
the production, harvesting, and care of farm products. 857

(J) "Dealer" or "motor vehicle dealer" means any new motor 858  
vehicle dealer, any motor vehicle leasing dealer, any adaptive 859  
mobility dealer, and any used motor vehicle dealer. 860

(K) "New motor vehicle dealer" means any person engaged in 861  
the business of selling at retail, displaying, offering for 862  
sale, or dealing in new motor vehicles pursuant to a contract or 863  
agreement entered into with the manufacturer, remanufacturer, or 864  
distributor of the motor vehicles. 865

(L) "Used motor vehicle dealer" means any person engaged 866  
in the business of selling, displaying, offering for sale, or 867  
dealing in used motor vehicles, at retail or wholesale, but does 868  
not mean any new motor vehicle dealer selling, displaying, 869  
offering for sale, or dealing in used motor vehicles 870  
incidentally to engaging in the business of selling, displaying, 871

offering for sale, or dealing in new motor vehicles, any person 872  
engaged in the business of dismantling, salvaging, or rebuilding 873  
motor vehicles by means of using used parts, or any public 874  
officer performing official duties. 875

(M) "Motor vehicle leasing dealer" means any person 876  
engaged in the business of regularly making available, offering 877  
to make available, or arranging for another person to use a 878  
motor vehicle pursuant to a bailment, lease, sublease, or other 879  
contractual arrangement under which a charge is made for its use 880  
at a periodic rate for a term of thirty days or more, and title 881  
to the motor vehicle is in and remains in the motor vehicle 882  
leasing dealer who originally leases it, irrespective of whether 883  
or not the motor vehicle is the subject of a later sublease, and 884  
not in the user, but does not mean a manufacturer or its 885  
affiliate leasing to its employees or to dealers. 886

(N) "Salesperson" means any person employed by a dealer to 887  
sell, display, and offer for sale, or deal in motor vehicles for 888  
a commission, compensation, or other valuable consideration, but 889  
does not mean any public officer performing official duties. 890

(O) "Casual sale" means any transfer of a motor vehicle by 891  
a person other than a new motor vehicle dealer, used motor 892  
vehicle dealer, adaptive mobility dealer, motor vehicle salvage 893  
dealer, as defined in division (A) of section 4738.01 of the 894  
Revised Code, salesperson, motor vehicle auction owner, 895  
manufacturer, or distributor acting in the capacity of a dealer, 896  
salesperson, auction owner, manufacturer, or distributor, to a 897  
person who purchases the motor vehicle for use as a consumer. 898

(P) "Motor vehicle auction owner" means any person who is 899  
engaged wholly or in part in the business of auctioning motor 900  
vehicles, but does not mean a construction equipment auctioneer 901

or a construction equipment auction licensee. 902

(Q) "Manufacturer" means a person who manufactures, 903  
assembles, or imports motor vehicles, including motor homes, but 904  
does not mean a person who only assembles or installs a body, 905  
special equipment unit, finishing trim, or accessories on a 906  
motor vehicle chassis supplied by a manufacturer or distributor. 907

(R) "Tent-type fold-out camping trailer" means any vehicle 908  
intended to be used, when stationary, as a temporary shelter 909  
with living and sleeping facilities, and that is subject to the 910  
following properties and limitations: 911

(1) A minimum of twenty-five per cent of the fold-out 912  
portion of the top and sidewalls combined must be constructed of 913  
canvas, vinyl, or other fabric, and form an integral part of the 914  
shelter. 915

(2) When folded, the unit must not exceed: 916

(a) Fifteen feet in length, exclusive of bumper and 917  
tongue; 918

(b) Sixty inches in height from the point of contact with 919  
the ground; 920

(c) Eight feet in width; 921

(d) One ton gross weight at time of sale. 922

(S) "Distributor" means any person authorized by a motor 923  
vehicle manufacturer to distribute new motor vehicles to 924  
licensed new motor vehicle dealers, but does not mean a person 925  
who only assembles or installs a body, special equipment unit, 926  
finishing trim, or accessories on a motor vehicle chassis 927  
supplied by a manufacturer or distributor. 928



(T) "Flea market" means a market place, other than a dealer's location licensed under this chapter, where a space or location is provided for a fee or compensation to a seller to exhibit and offer for sale or trade, motor vehicles to the general public.

(U) "Franchise" means any written agreement, contract, or understanding between any motor vehicle manufacturer or remanufacturer engaged in commerce and any new motor vehicle dealer that purports to fix the legal rights and liabilities of the parties to such agreement, contract, or understanding.

(V) "Franchisee" means a person who receives new motor vehicles from the franchisor under a franchise agreement and who offers, sells, and provides service for such new motor vehicles to the general public.

(W) "Franchisor" means a new motor vehicle manufacturer, remanufacturer, or distributor who supplies new motor vehicles under a franchise agreement to a franchisee.

(X) "Dealer organization" means a state or local trade association the membership of which is comprised predominantly of new motor vehicle dealers.

(Y) "Factory representative" means a representative employed by a manufacturer, remanufacturer, or by a factory branch primarily for the purpose of promoting the sale of its motor vehicles, parts, or accessories to dealers or for supervising or contacting its dealers or prospective dealers.

(Z) "Administrative or executive management" means those individuals who are not subject to federal wage and hour laws.

(AA) "Good faith" means honesty in the conduct or transaction concerned and the observance of reasonable

commercial standards of fair dealing in the trade as is defined 958  
in section 1301.201 of the Revised Code, including, but not 959  
limited to, the duty to act in a fair and equitable manner so as 960  
to guarantee freedom from coercion, intimidation, or threats of 961  
coercion or intimidation; provided however, that recommendation, 962  
endorsement, exposition, persuasion, urging, or argument shall 963  
not be considered to constitute a lack of good faith. 964

(BB) "Coerce" means to compel or attempt to compel by 965  
failing to act in good faith or by threat of economic harm, 966  
breach of contract, or other adverse consequences. Coerce does 967  
not mean to argue, urge, recommend, or persuade. 968

(CC) "Relevant market area" means any area within a radius 969  
of ten miles from the site of a potential new dealership, except 970  
that for manufactured home or recreational vehicle dealerships 971  
the radius shall be twenty-five miles. The ten-mile radius shall 972  
be measured from the dealer's established place of business that 973  
is used exclusively for the purpose of selling, displaying, 974  
offering for sale, or dealing in motor vehicles. 975

(DD) "Wholesale" or "at wholesale" means the act or 976  
attempted act of selling, bartering, exchanging, or otherwise 977  
disposing of a motor vehicle to a transferee for the purpose of 978  
resale and not for ultimate consumption by that transferee. 979

(EE) "Motor vehicle wholesaler" means any person licensed 980  
as a dealer under the laws of another state and engaged in the 981  
business of selling, displaying, or offering for sale used motor 982  
vehicles, at wholesale, but does not mean any motor vehicle 983  
dealer as defined in this section. 984

(FF) (1) "Remanufacturer" means a person who assembles or 985  
installs passenger seating, walls, a roof elevation, or a body 986

extension on a conversion van with the motor vehicle chassis 987  
supplied by a manufacturer or distributor, a person who modifies 988  
a truck chassis supplied by a manufacturer or distributor for 989  
use as a public safety or public service vehicle, a person who 990  
modifies a motor vehicle chassis supplied by a manufacturer or 991  
distributor for use as a limousine or hearse, or a person who 992  
modifies an incomplete motor vehicle cab and chassis supplied by 993  
a new motor vehicle dealer or distributor for use as a tow 994  
truck, but does not mean either of the following: 995

(a) A person who assembles or installs passenger seating, 996  
a roof elevation, or a body extension on a recreational vehicle 997  
as defined in division (Q) and referred to in division (B) of 998  
section 4501.01 of the Revised Code; 999

~~(b) A person who assembles or installs equipment or 1000  
accessories for persons with disabilities, as defined in section- 1001  
4503.44 of the Revised Code, upon a motor vehicle chassis- 1002  
supplied by a manufacturer or distributor.~~An adaptive mobility 1003  
dealer. 1004

(2) For the purposes of division (FF)(1) of this section, 1005  
"public safety vehicle or public service vehicle" means a fire 1006  
truck, ambulance, school bus, street sweeper, garbage packing 1007  
truck, or cement mixer, or a mobile self-contained facility 1008  
vehicle. 1009

(3) For the purposes of division (FF)(1) of this section, 1010  
"limousine" means a motor vehicle, designed only for the purpose 1011  
of carrying nine or fewer passengers, that a person modifies by 1012  
cutting the original chassis, lengthening the wheelbase by forty 1013  
inches or more, and reinforcing the chassis in such a way that 1014  
all modifications comply with all applicable federal motor 1015  
vehicle safety standards. No person shall qualify as or be 1016

deemed to be a remanufacturer who produces limousines unless the 1017  
person has a written agreement with the manufacturer of the 1018  
chassis the person utilizes to produce the limousines to 1019  
complete properly the remanufacture of the chassis into 1020  
limousines. 1021

(4) For the purposes of division (FF)(1) of this section, 1022  
"hearse" means a motor vehicle, designed only for the purpose of 1023  
transporting a single casket, that is equipped with a 1024  
compartment designed specifically to carry a single casket that 1025  
a person modifies by cutting the original chassis, lengthening 1026  
the wheelbase by ten inches or more, and reinforcing the chassis 1027  
in such a way that all modifications comply with all applicable 1028  
federal motor vehicle safety standards. No person shall qualify 1029  
as or be deemed to be a remanufacturer who produces hearses 1030  
unless the person has a written agreement with the manufacturer 1031  
of the chassis the person utilizes to produce the hearses to 1032  
complete properly the remanufacture of the chassis into hearses. 1033

(5) For the purposes of division (FF)(1) of this section, 1034  
"mobile self-contained facility vehicle" means a mobile 1035  
classroom vehicle, mobile laboratory vehicle, bookmobile, 1036  
bloodmobile, testing laboratory, and mobile display vehicle, 1037  
each of which is designed for purposes other than for passenger 1038  
transportation and other than the transportation or displacement 1039  
of cargo, freight, materials, or merchandise. A vehicle is 1040  
remanufactured into a mobile self-contained facility vehicle in 1041  
part by the addition of insulation to the body shell, and 1042  
installation of all of the following: a generator, electrical 1043  
wiring, plumbing, holding tanks, doors, windows, cabinets, 1044  
shelving, and heating, ventilating, and air conditioning 1045  
systems. 1046

(6) For the purposes of division (FF) (1) of this section, 1047  
"tow truck" means both of the following: 1048

(a) An incomplete cab and chassis that are purchased by a 1049  
remanufacturer from a new motor vehicle dealer or distributor of 1050  
the cab and chassis and on which the remanufacturer then 1051  
installs in a permanent manner a wrecker body it purchases from 1052  
a manufacturer or distributor of wrecker bodies, installs an 1053  
emergency flashing light pylon and emergency lights upon the 1054  
mast of the wrecker body or rooftop, and installs such other 1055  
related accessories and equipment, including push bumpers, front 1056  
grille guards with pads and other custom-ordered items such as 1057  
painting, special lettering, and safety striping so as to create 1058  
a complete motor vehicle capable of lifting and towing another 1059  
motor vehicle. 1060

(b) An incomplete cab and chassis that are purchased by a 1061  
remanufacturer from a new motor vehicle dealer or distributor of 1062  
the cab and chassis and on which the remanufacturer then 1063  
installs in a permanent manner a car carrier body it purchases 1064  
from a manufacturer or distributor of car carrier bodies, 1065  
installs an emergency flashing light pylon and emergency lights 1066  
upon the rooftop, and installs such other related accessories 1067  
and equipment, including push bumpers, front grille guards with 1068  
pads and other custom-ordered items such as painting, special 1069  
lettering, and safety striping. 1070

As used in division (FF) (6) (b) of this section, "car 1071  
carrier body" means a mechanical or hydraulic apparatus capable 1072  
of lifting and holding a motor vehicle on a flat level surface 1073  
so that one or more motor vehicles can be transported, once the 1074  
car carrier is permanently installed upon an incomplete cab and 1075  
chassis. 1076

(GG) "Operating as a new motor vehicle dealership" means 1077  
engaging in activities such as displaying, offering for sale, 1078  
and selling new motor vehicles at retail, operating a service 1079  
facility to perform repairs and maintenance on motor vehicles, 1080  
offering for sale and selling motor vehicle parts at retail, and 1081  
conducting all other acts that are usual and customary to the 1082  
operation of a new motor vehicle dealership. For the purposes of 1083  
this chapter only, possession of either a valid new motor 1084  
vehicle dealer franchise agreement or a new motor vehicle 1085  
dealers license, or both of these items, is not evidence that a 1086  
person is operating as a new motor vehicle dealership. 1087

(HH) "Outdoor power equipment" means garden and small 1088  
utility tractors, walk-behind and riding mowers, chainsaws, and 1089  
tillers. 1090

(II) "Remote service facility" means premises that are 1091  
separate from a licensed new motor vehicle dealer's sales 1092  
facility by not more than one mile and that are used by the 1093  
dealer to perform repairs, warranty work, recall work, and 1094  
maintenance on motor vehicles pursuant to a franchise agreement 1095  
entered into with a manufacturer of motor vehicles. A remote 1096  
service facility shall be deemed to be part of the franchise 1097  
agreement and is subject to all the rights, duties, obligations, 1098  
and requirements of Chapter 4517. of the Revised Code that 1099  
relate to the performance of motor vehicle repairs, warranty 1100  
work, recall work, and maintenance work by new motor vehicle 1101  
dealers. 1102

(JJ) "Recreational vehicle" has the same meaning as in 1103  
section 4501.01 of the Revised Code. 1104

(KK) "Construction equipment auctioneer" means a person 1105  
who holds both a valid auction firm license issued under Chapter 1106

4707. of the Revised Code and a valid construction equipment	1107
auction license issued under this chapter.	1108
(LL) "Large construction or transportation equipment"	1109
means vehicles having a gross vehicle weight rating of more than	1110
ten thousand pounds and includes road rollers, traction engines,	1111
power shovels, power cranes, commercial cars and trucks, or farm	1112
trucks, and other similar vehicles obtained primarily from the	1113
construction, mining, transportation or farming industries.	1114
(MM) "Local market conditions" includes, but is not	1115
limited to:	1116
(1) Demographics in the franchisee's area;	1117
(2) Geographical and market characteristics in the	1118
franchisee's area;	1119
(3) Local economic circumstances;	1120
(4) The proximity of other motor vehicle dealers of the	1121
same line-make;	1122
(5) The proximity of motor vehicle manufacturing	1123
facilities;	1124
(6) The buying patterns of motor vehicle purchasers;	1125
(7) Customer drive time and drive distance.	1126
(NN) <u>"Adaptive mobility dealer" means any person engaged</u>	1127
<u>in the business of all of the following:</u>	1128
<u>(1) Selling at retail, displaying, offering for sale,</u>	1129
<u>delivering, and dealing in adaptive mobility vehicles;</u>	1130
<u>(2) Selling and installing adaptive mobility equipment,</u>	1131
<u>related accessories, and other goods and services to meet the</u>	1132
<u>automotive adaptive mobility needs of drivers and passengers</u>	1133

with disabilities; 1134

(3) Providing maintenance and repair services for adaptive mobility vehicles and adaptive mobility equipment. 1135  
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(00) "Adaptive mobility equipment" means the mechanical or electronic devices or parts that are designed to facilitate the use of a motor vehicle by a person who is aging or a person with disabilities, in accordance with 49 C.F.R. part 571, and that are permanently attached to or incorporated into the motor vehicle. 1137  
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**Sec. 4517.02.** (A) Except as otherwise provided in this section, no person shall do any of the following: 1143  
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(1) Engage in the business of displaying or selling at retail new motor vehicles or assume to engage in that business, unless the person is licensed as a new motor vehicle dealer under sections 4517.01 to 4517.45 of the Revised Code, or is a salesperson licensed under those sections and employed by a licensed new motor vehicle dealer; 1145  
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(2) Engage in the business of offering for sale, displaying for sale, or selling at retail or wholesale used motor vehicles or assume to engage in that business, unless the person is licensed as a new motor vehicle dealer, used motor vehicle dealer, or motor vehicle leasing dealer under sections 4517.01 to 4517.45 of the Revised Code, is a salesperson licensed under those sections and employed by a licensed used motor vehicle dealer or licensed new motor vehicle dealer, or the person holds a construction equipment auction license issued under section 4517.17 of the Revised Code; 1151  
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(3) Engage in the business of regularly making available, offering to make available, or arranging for another person to 1161  
1162



use a motor vehicle, in the manner described in division (M) of 1163  
section 4517.01 of the Revised Code, unless the person is 1164  
licensed as a motor vehicle leasing dealer under sections 1165  
4517.01 to 4517.45 of the Revised Code; 1166

(4) Engage in the business of motor vehicle auctioning or 1167  
assume to engage in that business, unless the person is licensed 1168  
as a motor vehicle auction owner under sections 4517.01 to 1169  
4517.45 of the Revised Code and the person uses an auctioneer 1170  
who is licensed under Chapter 4707. of the Revised Code to 1171  
conduct the motor vehicle auctions or the person holds a 1172  
construction equipment auction license issued under section 1173  
4517.17 of the Revised Code; 1174

(5) Engage in the business of distributing motor vehicles 1175  
or assume to engage in that business, unless the person is 1176  
licensed as a distributor under sections 4517.01 to 4517.45 of 1177  
the Revised Code; 1178

(6) Make more than five casual sales of motor vehicles in 1179  
a twelve-month period, commencing with the day of the month in 1180  
which the first such sale is made, nor provide a location or 1181  
space for the sale of motor vehicles at a flea market, without 1182  
obtaining a license as a dealer under sections 4517.01 to 1183  
4517.45 of the Revised Code, provided that nothing in this 1184  
section shall be construed to prohibit the disposition without a 1185  
license of a motor vehicle originally acquired and held for 1186  
purposes other than sale, rental, or lease to an employee, 1187  
retiree, officer, or director of the person making the 1188  
disposition, to a corporation affiliated with the person making 1189  
the disposition, or to a person licensed under sections 4517.01 1190  
to 4517.45 of the Revised Code; 1191

(7) Engage in the business of auctioning both large 1192

construction or transportation equipment and also motor vehicles 1193  
incident thereto, unless the person is a construction equipment 1194  
auctioneer or the person is licensed as a motor vehicle auction 1195  
owner and the person uses an auctioneer who is licensed under 1196  
Chapter 4707. of the Revised Code to conduct the auction; 1197

(8) Engage in the business of displaying or selling at 1198  
retail adaptive mobility vehicles or assume to engage in that 1199  
business, unless the person is licensed as an adaptive mobility 1200  
dealer under sections 4517.01 to 4517.45 of the Revised Code, or 1201  
is a salesperson licensed under those sections and employed by a 1202  
licensed adaptive mobility dealer, except that a licensed new 1203  
motor vehicle dealer may sell at retail a used adaptive mobility 1204  
vehicle. 1205

(B) Nothing in this section shall be construed to require 1206  
an auctioneer licensed under sections 4707.01 to 4707.19 of the 1207  
Revised Code, to obtain a motor vehicle salesperson's license 1208  
under sections 4517.01 to 4517.45 of the Revised Code when 1209  
conducting an auction sale for a licensed motor vehicle dealer 1210  
on the dealer's premises, or when conducting an auction sale for 1211  
a licensed motor vehicle auction owner; nor shall such an 1212  
auctioneer be required to obtain a motor vehicle auction owner's 1213  
license under sections 4517.01 to 4517.45 of the Revised Code 1214  
when engaged in auctioning for a licensed motor vehicle auction 1215  
owner. 1216

The establishment of a construction equipment auction 1217  
license by Am. Sub. H.B. 114 of the 129th general assembly shall 1218  
not in any way modify, limit, or restrict in any manner the 1219  
conduct of auctions by persons licensed under Chapter 4707. of 1220  
the Revised Code who are acting in compliance with that chapter. 1221

(C) Sections 4517.01 to 4517.45 of the Revised Code do not 1222

apply to any of the following:	1223
(1) Persons engaging in the business of selling commercial tractors, trailers, or semitrailers incidentally to engaging primarily in business other than the selling or leasing of motor vehicles;	1224 1225 1226 1227
(2) Mortgagees selling at retail only those motor vehicles that have come into their possession by a default in the terms of a mortgage contract;	1228 1229 1230
(3) The leasing, rental, and interchange of motor vehicles used directly in the rendition of a public utility service by regulated motor carriers.	1231 1232 1233
(D) When a partnership licensed under sections 4517.01 to 4517.45 of the Revised Code is dissolved by death, the surviving partners may operate under the license for a period of sixty days, and the heirs or representatives of deceased persons and receivers or trustees in bankruptcy appointed by any competent authority may operate under the license of the person succeeded in possession by that heir, representative, receiver, or trustee in bankruptcy.	1234 1235 1236 1237 1238 1239 1240 1241
(E) No remanufacturer shall engage in the business of selling at retail any new motor vehicle without having written authority from the manufacturer or distributor of the vehicle to sell new motor vehicles and to perform repairs under the terms of the manufacturer's or distributor's new motor vehicle warranty, unless, at the time of the sale of the vehicle, each customer is furnished with a binding agreement ensuring that the customer has the right to have the vehicle serviced or repaired by a new motor vehicle dealer who is franchised to sell and service vehicles of the same line-make as the chassis of the	1242 1243 1244 1245 1246 1247 1248 1249 1250 1251

remanufactured vehicle purchased by the customer and whose 1252  
service or repair facility is located within either twenty miles 1253  
of the remanufacturer's location and place of business or twenty 1254  
miles of the customer's residence or place of business. If there 1255  
is no such new motor vehicle dealer located within twenty miles 1256  
of the remanufacturer's location and place of business or the 1257  
customer's residence or place of business, the binding agreement 1258  
furnished to the customer may be with the new motor vehicle 1259  
dealer who is franchised to sell and service vehicles of the 1260  
same line-make as the chassis of the remanufactured vehicle 1261  
purchased by the customer and whose service or repair facility 1262  
is located nearest to the remanufacturer's location and place of 1263  
business or the customer's residence or place of business. 1264  
Additionally, at the time of sale of any vehicle, each customer 1265  
of the remanufacturer shall be furnished with a warranty issued 1266  
by the remanufacturer for a term of at least one year. 1267

(F) No adaptive mobility dealer shall do any of the 1268  
following: 1269

(1) Represent that the dealer is engaged in the business 1270  
of selling new motor vehicles; 1271

(2) Sell, transfer, or offer to sell or transfer a new 1272  
motor vehicle unless that new motor vehicle is purchased through 1273  
a licensed new motor vehicle dealer; 1274

(3) Sell or offer to sell an adaptive mobility vehicle 1275  
without written documentation proving that the vehicle was 1276  
adapted or modified in accordance with 49 C.F.R. part 568 or 1277  
595. 1278

(G) Except as otherwise provided in this division, whoever 1279  
violates this section is guilty of a minor misdemeanor and shall 1280

be subject to a mandatory fine of one hundred dollars. If the 1281  
offender previously has been convicted of or pleaded guilty to a 1282  
violation of this section, whoever violates this section is 1283  
guilty of a misdemeanor of the first degree and shall be subject 1284  
to a mandatory fine of one thousand dollars. 1285

(H) The offenses established under this section are strict 1286  
liability offenses and section 2901.20 of the Revised Code does 1287  
not apply. The designation of these offenses as strict liability 1288  
offenses shall not be construed to imply that any other offense, 1289  
for which there is no specified degree of culpability, is not a 1290  
strict liability offense. 1291

**Sec. 4517.03.** (A) A place of business that is used for 1292  
selling, displaying, offering for sale, or dealing in motor 1293  
vehicles shall be considered as used exclusively for those 1294  
purposes even though snowmobiles, farm machinery, outdoor power 1295  
equipment, watercraft and related products, or products 1296  
manufactured or distributed by a motor vehicle manufacturer with 1297  
which the motor vehicle dealer has a franchise agreement are 1298  
sold or displayed there, or if repair, accessory, gasoline and 1299  
oil, storage, parts, service, or paint departments are 1300  
maintained there, or such products or services are provided 1301  
there, if the departments are operated or the products or 1302  
services are provided for the business of selling, displaying, 1303  
offering for sale, or dealing in motor vehicles. Places of 1304  
business or departments in a place of business used to 1305  
dismantle, salvage, or rebuild motor vehicles by means of using 1306  
used parts, are not considered as being maintained for the 1307  
purpose of assisting or furthering the selling, displaying, 1308  
offering for sale, or dealing in motor vehicles. A place of 1309  
business shall be considered as used exclusively for selling, 1310  
displaying, offering for sale, or dealing in motor vehicles even 1311

though a business owned by a motor vehicle leasing dealer or a 1312  
motor vehicle renting dealer is located at the place of 1313  
business. 1314

(B) (1) (a) No new motor vehicle dealer shall sell, display, 1315  
offer for sale, or deal in motor vehicles at any place except an 1316  
established place of business that is used exclusively for the 1317  
purpose of selling, displaying, offering for sale, or dealing in 1318  
motor vehicles. The place of business shall have space, under 1319  
roof, for the display of at least one new motor vehicle. The 1320  
established place of business or, if the dealer operates a 1321  
remote service facility, the dealer's remote service facility 1322  
shall have facilities and space for the inspection, servicing, 1323  
and repair of at least one motor vehicle. However a new motor 1324  
vehicle dealer selling manufactured or mobile homes is exempt 1325  
from the requirement that a place of business have space, under 1326  
roof, for the display of at least one new motor vehicle and 1327  
facilities and space for the inspection, servicing, and repair 1328  
of at least one motor vehicle. 1329

(b) A new motor vehicle dealer does not violate division 1330  
(B) (1) of this section if a customer of the new motor vehicle 1331  
dealer executes purchase or lease documentation at a location 1332  
other than the new motor vehicle dealer's established place of 1333  
business. 1334

(c) A commercial transaction involving the sale or lease 1335  
by a new motor vehicle dealer of a new or used heavy duty 1336  
vehicle, as defined in 49 C.F.R. 523.6, is deemed to have taken 1337  
place at the new motor vehicle dealer's established place of 1338  
business if the sale or lease is negotiated and the documents 1339  
are executed at the customer's business location. 1340

(2) A licensed new motor vehicle dealer may operate a 1341

remote service facility with the consent of the manufacturer and 1342  
only to perform repairs, warranty work, recall work, and 1343  
maintenance on motor vehicles as part of the dealer's franchised 1344  
and licensed new motor vehicle dealership. The remote service 1345  
facility shall be included on the new motor vehicle dealer's 1346  
license and be deemed to be part of the dealer's licensed 1347  
location. 1348

(3) No person shall use a remote service facility for 1349  
selling, displaying, or offering for sale motor vehicles. 1350

(C) No used motor vehicle dealer shall sell, display, 1351  
offer for sale, or deal in motor vehicles at any place except an 1352  
established place of business that is used exclusively for the 1353  
purpose of selling, displaying, offering for sale, or dealing in 1354  
motor vehicles. 1355

(D) No motor vehicle leasing dealer shall make a motor 1356  
vehicle available for use by another, in the manner described in 1357  
division (M) of section 4517.01 of the Revised Code, at any 1358  
place except an established place of business that is used for 1359  
leasing motor vehicles; except that a motor vehicle leasing 1360  
dealer who is also a new motor vehicle dealer or used motor 1361  
vehicle dealer may lease motor vehicles at the same place of 1362  
business at which the dealer sells, offers for sale, or deals in 1363  
new or used motor vehicles. 1364

(E) No motor vehicle leasing dealer or motor vehicle 1365  
renting dealer shall sell a motor vehicle within ninety days 1366  
after a certificate of title to the motor vehicle is issued to 1367  
the dealer, except as follows: 1368

(1) A salvage certificate of title may be issued to 1369  
replace the original certificate of title. 1370

(2) A motor vehicle leasing dealer may sell a motor 1371  
vehicle to another motor vehicle leasing dealer at the end of a 1372  
sublease pursuant to that sublease. 1373

(3) A motor vehicle leasing dealer may sell a motor 1374  
vehicle previously titled to an ultimate purchaser to another 1375  
licensed motor vehicle dealer. 1376

(4) A motor vehicle leasing dealer may sell a motor 1377  
vehicle when the motor vehicle has been titled in the dealer's 1378  
name or in the name of an entity affiliated with the dealer in 1379  
this state or another state for a cumulative period of ninety 1380  
days. 1381

(F) No distributor shall distribute new motor vehicles to 1382  
new motor vehicle dealers at any place except an established 1383  
place of business that is used exclusively for the purpose of 1384  
distributing new motor vehicles to new motor vehicle dealers; 1385  
except that a distributor who is also a new motor vehicle dealer 1386  
may distribute new motor vehicles at the same place of business 1387  
at which the distributor sells, displays, offers for sale, or 1388  
deals in new motor vehicles. 1389

(G) No person, firm, or corporation that sells, displays, 1390  
or offers for sale tent-type fold-out camping trailers is 1391  
subject to the requirement that the person's, firm's, or 1392  
corporation's place of business be used exclusively for the 1393  
purpose of selling, displaying, offering for sale, or dealing in 1394  
motor vehicles. No person, firm, or corporation that sells, 1395  
displays, or offers for sale tent-type fold-out camping 1396  
trailers, trailers, semitrailers, or park trailers is subject to 1397  
the requirement that the place of business have space, under 1398  
roof, for the display of at least one new motor vehicle and 1399  
facilities and space for the inspection, servicing, and repair 1400



of at least one motor vehicle. 1401

(H) No adaptive mobility dealer shall sell, display, offer 1402  
for sale, or deal in adaptive mobility vehicles or adaptive 1403  
mobility equipment at any place except an established place of 1404  
business that is used exclusively for the purpose of selling, 1405  
displaying, offering for sale, or dealing in adaptive mobility 1406  
vehicles or adaptive mobility equipment. The established place 1407  
of business shall have space, under roof, for the display of at 1408  
least one adaptive mobility vehicle. The established place of 1409  
business also shall have facilities and space for the 1410  
inspection, servicing, and repair of at least one adaptive 1411  
mobility vehicle and any associated adaptive mobility equipment. 1412

(I) Nothing in this section shall be construed to prohibit 1413  
persons licensed under this chapter from making sales calls. 1414

~~(I)~~ (J) Whoever violates this section is guilty of a 1415  
misdemeanor of the fourth degree. 1416

~~(J)~~ (K) As used in this section: 1417

(1) "Motor vehicle leasing dealer" has the same meaning as 1418  
in section 4517.01 of the Revised Code. 1419

(2) "Motor vehicle renting dealer" has the same meaning as 1420  
in section 4549.65 of the Revised Code. 1421

(3) "Watercraft" has the same meaning as in section 1422  
1546.01 of the Revised Code. 1423

**Sec. 4517.041.** (A) Each person applying for an adaptive 1424  
mobility dealer's license shall biennially complete and deliver 1425  
to the registrar of motor vehicles, before the first day of 1426  
April, a separate license application for each county in which 1427  
the business of dealing in adaptive mobility vehicles is to be 1428

conducted. The registrar shall prescribe the form of the 1429  
application, which shall include all of the following: 1430

(1) The name of the applicant and location of the 1431  
principal place of business; 1432

(2) The name or style under which the business is to be 1433  
conducted and, if a corporation, the state of incorporation; 1434

(3) The name and address of each owner or partner and, if 1435  
a corporation, the names of the officers and directors; 1436

(4) The county in which the business is to be conducted 1437  
and the address of each place of business therein; 1438

(5) A statement of the previous history, record, and 1439  
association of the applicant and of each owner, partner, 1440  
officer, and director, that shall be sufficient to establish to 1441  
the satisfaction of the registrar the applicant's business 1442  
reputation; 1443

(6) A statement showing whether the applicant has 1444  
previously applied for a motor vehicle dealer's license, motor 1445  
vehicle leasing dealer's license, distributor's license, motor 1446  
vehicle auction owner's license, or motor vehicle salesperson's 1447  
license, and the result of the application, and whether the 1448  
applicant has ever been the holder of any such license that was 1449  
revoked or suspended; 1450

(7) If the applicant is a corporation or partnership, a 1451  
statement showing whether any partner, employee, officer, or 1452  
director has been denied a motor vehicle dealer's license, motor 1453  
vehicle leasing dealer's license, distributor's license, motor 1454  
vehicle auction owner's license, or motor vehicle salesperson's 1455  
license, or has been the holder of any such license that was 1456  
revoked or suspended; 1457

(8) A statement that each place of business operated by 1458  
the applicant will either meet or exceed the accessibility 1459  
guidelines of the "Americans with Disabilities Act of 1990," 42 1460  
U.S.C. 12101, et seq.; 1461

(9) A statement acknowledging that any new motor vehicle 1462  
purchased by an adaptive mobility dealer shall be purchased 1463  
through a new motor vehicle dealer. 1464

(10) Any other information required by the registrar. 1465

(B) (1) The applicant shall sign and swear to the 1466  
application. 1467

(2) The application shall be accompanied by a photograph, 1468  
as prescribed by the registrar, of each place of business 1469  
operated, or to be operated, by the applicant. 1470

(C) The statement required by division (A) (5) of this 1471  
section shall indicate whether the applicant or, if applicable, 1472  
any of the applicant's owners, partners, officers, or directors, 1473  
individually, or as owner, partner, officer, or director of a 1474  
business entity, has been convicted of, pleaded guilty to, or 1475  
pleaded no contest to, in a criminal action, a disqualifying 1476  
offense as determined under section 9.79 of the Revised Code, or 1477  
had a judgment rendered against the person in a civil action for 1478  
a violation of sections 4549.41 to 4549.46 of the Revised Code, 1479  
of any substantively comparable provisions of the law of any 1480  
other state, or of subchapter IV of the "Motor Vehicle 1481  
Information and Cost Savings Act," 86 Stat. 961 (1972), 15 1482  
U.S.C. 1981. 1483

**Section 2.** That existing sections 4501.01, 4503.44, 1484  
4517.01, 4517.02, and 4517.03 of the Revised Code are hereby 1485  
repealed. 1486

<b>Section 3.</b> Section 4503.44 of the Revised Code is	1487
presented in this act as a composite of the section as amended	1488
by H.B. 23 of the 135th General Assembly and H.B. 281 of the	1489
134th General Assembly. The General Assembly, applying the	1490
principle stated in division (B) of section 1.52 of the Revised	1491
Code that amendments are to be harmonized if reasonably capable	1492
of simultaneous operation, finds that the composite is the	1493
resulting version of the section in effect prior to the	1494
effective date of the section as presented in this act.	1495