

**As Reported by the House Transportation and Public Safety Committee**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**H. B. No. 106**

**Representatives Scherer, Sheehy**

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**A BILL**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

in this state on a permanent basis. 48

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

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

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

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

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

such powers by such sections. 77

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

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

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

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

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

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

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

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

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

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

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

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

4511.19 of the Revised Code;	136
(c) The total number of occupants of the vehicle does not	137
exceed the total number of occupant restraining devices	138
originally installed in the motor vehicle by its manufacturer,	139
and each occupant of the vehicle is wearing all of the available	140
elements of a properly adjusted occupant restraining device.	141
(B) The registrar or a deputy registrar, upon receiving	142
from any person an application for a temporary instruction	143
permit and temporary instruction permit identification card to	144
operate a motorcycle, motor-driven cycle or motor scooter, or	145
motorized bicycle, may issue such a permit and identification	146
card entitling the applicant, while having the permit and	147
identification card in the applicant's immediate possession, to	148
drive a motorcycle or motor-driven cycle or motor scooter, under	149
the restrictions prescribed in section 4511.53 of the Revised	150
Code, or to drive a motorized bicycle under restrictions	151
determined by the registrar. A temporary instruction permit and	152
temporary instruction permit identification card to operate a	153
motorized bicycle may be issued to a person fourteen or fifteen	154
years old.	155
(C) Any permit and identification card issued under this	156
section shall be issued in the same manner as a driver's	157
license, upon a form to be furnished by the registrar. A	158
temporary instruction permit to drive a motor vehicle other than	159
a commercial motor vehicle shall be valid for a period of <del>one</del>	160
<u>year two years and six months</u> .	161
(D) Any person having in the person's possession a valid	162
and current driver's license or motorcycle operator's license or	163
endorsement issued to the person by another jurisdiction	164
recognized by this state is exempt from obtaining a temporary	165

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

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

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

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

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

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

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

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

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

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

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

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

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

(H) As used in this section: 232

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

event. 281

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

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

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

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

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

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

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

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

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

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

~~occurs first.~~ 340

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

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

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

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

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

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

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

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

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

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

(a) A spouse; 392

(b) A child or stepchild; 393

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

(d) An aunt or uncle; 395

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

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

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

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

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

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

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

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

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

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

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

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

Code. 456

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(1) A temporary instruction permit and examination; 559

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

(3) A motorcycle operator's endorsement; 562

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(1) The suspension period has expired; 1155

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

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

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

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

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

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

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

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

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

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