

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

**132nd General Assembly**

**Regular Session**

**2017-2018**

**Sub. H. B. No. 293**

**Representatives Scherer, Sheehy**

**Cosponsors: Representatives Craig, Hughes, Lepore-Hagan**

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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 require a person to hold 3  
a temporary instruction permit for one year 4  
before obtaining a probationary driver's license 5  
and to alter the time periods during which the 6  
holder of a temporary instruction permit or 7  
probationary driver's license is prohibited from 8  
operating a motor vehicle without being 9  
accompanied by a parent or guardian. 10

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

**Section 1.** That sections 4507.01, 4507.05, 4507.071, 11  
4507.09, 4507.23, 4510.17, 4510.31, and 4511.043 of the Revised 12  
Code be amended to read as follows: 13

**Sec. 4507.01.** (A) As used in this chapter, "motor 14  
vehicle," "motorized bicycle," "state," "owner," "operator," 15  
"chauffeur," and "highways" have the same meanings as in section 16  
4501.01 of the Revised Code. 17

"Driver's license" means a class D license issued to any 18

person to operate a motor vehicle or motor-driven cycle, other 19  
than a commercial motor vehicle, and includes "probationary 20  
license," "restricted license," and any operator's or 21  
chauffeur's license issued before January 1, 1990. 22

"Probationary license" means the license issued to any 23  
person ~~between sixteen and~~ under eighteen years of age to 24  
operate a motor vehicle. 25

"Restricted license" means the license issued to any 26  
person to operate a motor vehicle subject to conditions or 27  
restrictions imposed by the registrar of motor vehicles. 28

"Commercial driver's license" means the license issued to 29  
a person under Chapter 4506. of the Revised Code to operate a 30  
commercial motor vehicle. 31

"Commercial motor vehicle" has the same meaning as in 32  
section 4506.01 of the Revised Code. 33

"Motorcycle operator's temporary instruction permit, 34  
license, or endorsement" includes a temporary instruction 35  
permit, license, or endorsement for a motor-driven cycle or 36  
motor scooter unless otherwise specified. 37

"Motorized bicycle license" means the license issued under 38  
section 4511.521 of the Revised Code to any person to operate a 39  
motorized bicycle including a "probationary motorized bicycle 40  
license." 41

"Probationary motorized bicycle license" means the license 42  
issued under section 4511.521 of the Revised Code to any person 43  
between fourteen and sixteen years of age to operate a motorized 44  
bicycle. 45

"Identification card" means a card issued under sections 46

4507.50 and 4507.51 of the Revised Code. 47

"Resident" means a person who, in accordance with 48  
standards prescribed in rules adopted by the registrar, resides 49  
in this state on a permanent basis. 50

"Temporary resident" means a person who, in accordance 51  
with standards prescribed in rules adopted by the registrar, 52  
resides in this state on a temporary basis. 53

(B) In the administration of this chapter and Chapter 54  
4506. of the Revised Code, the registrar has the same authority 55  
as is conferred on the registrar by section 4501.02 of the 56  
Revised Code. Any act of an authorized deputy registrar of motor 57  
vehicles under direction of the registrar is deemed the act of 58  
the registrar. 59

To carry out this chapter, the registrar shall appoint 60  
such deputy registrars in each county as are necessary. 61

The registrar also shall provide at each place where an 62  
application for a driver's or commercial driver's license or 63  
identification card may be made the necessary equipment to take 64  
a color photograph of the applicant for such license or card as 65  
required under section 4506.11 or 4507.06 of the Revised Code, 66  
and to conduct the vision screenings required by section 4507.12 67  
of the Revised Code, and equipment to laminate licenses, 68  
motorized bicycle licenses, and identification cards as required 69  
by sections 4507.13, 4507.52, and 4511.521 of the Revised Code. 70

The registrar shall assign one or more deputy registrars 71  
to any driver's license examining station operated under the 72  
supervision of the director of public safety, whenever the 73  
registrar considers such assignment possible. Space shall be 74  
provided in the driver's license examining station for any such 75

deputy registrar so assigned. The deputy registrars shall not 76  
exercise the powers conferred by such sections upon the 77  
registrar, unless they are specifically authorized to exercise 78  
such powers by such sections. 79

(C) No agent for any insurance company, writing automobile 80  
insurance, shall be appointed deputy registrar, and any such 81  
appointment is void. No deputy registrar shall in any manner 82  
solicit any form of automobile insurance, nor in any manner 83  
advise, suggest, or influence any licensee or applicant for 84  
license for or against any kind or type of automobile insurance, 85  
insurance company, or agent, nor have the deputy registrar's 86  
office directly connected with the office of any automobile 87  
insurance agent, nor impart any information furnished by any 88  
applicant for a license or identification card to any person, 89  
except the registrar. This division shall not apply to any 90  
nonprofit corporation appointed deputy registrar. 91

(D) The registrar shall immediately remove a deputy 92  
registrar who violates the requirements of this chapter. 93

(E) The registrar shall periodically solicit bids and 94  
enter into a contract for the provision of laminating equipment 95  
and laminating materials to the registrar and all deputy 96  
registrars. The registrar shall not consider any bid that does 97  
not provide for the supplying of both laminating equipment and 98  
laminating materials. The laminating materials selected shall 99  
contain a security feature so that any tampering with the 100  
laminating material covering a license or identification card is 101  
readily apparent. In soliciting bids and entering into a 102  
contract for the provision of laminating equipment and 103  
laminating materials, the registrar shall observe all procedures 104  
required by law. 105

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

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

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

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

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

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

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

(b) The holder is accompanied by a licensed operator who is at least twenty-one years of age, is actually occupying a

seat beside the driver, and does not have a prohibited 135  
concentration of alcohol in the whole blood, blood serum or 136  
plasma, breath, or urine as provided in division (A) of section 137  
4511.19 of the Revised Code; 138

(c) The total number of occupants of the vehicle does not 139  
exceed the total number of occupant restraining devices 140  
originally installed in the motor vehicle by its manufacturer, 141  
and each occupant of the vehicle is wearing all of the available 142  
elements of a properly adjusted occupant restraining device. 143

(B) The registrar or a deputy registrar, upon receiving 144  
from any person an application for a temporary instruction 145  
permit and temporary instruction permit identification card to 146  
operate a motorcycle, motor-driven cycle or motor scooter, or 147  
motorized bicycle, may issue such a permit and identification 148  
card entitling the applicant, while having the permit and 149  
identification card in the applicant's immediate possession, to 150  
drive a motorcycle or motor-driven cycle or motor scooter, under 151  
the restrictions prescribed in section 4511.53 of the Revised 152  
Code, or to drive a motorized bicycle under restrictions 153  
determined by the registrar. A temporary instruction permit and 154  
temporary instruction permit identification card to operate a 155  
motorized bicycle may be issued to a person fourteen or fifteen 156  
years old. 157

(C) Any permit and identification card issued under this 158  
section shall be issued in the same manner as a driver's 159  
license, upon a form to be furnished by the registrar. A 160  
temporary instruction permit to drive a motor vehicle other than 161  
a commercial motor vehicle shall be valid for a period of ~~one~~ 162  
year two years and six months. 163

(D) Any person having in the person's possession a valid 164

and current driver's license or motorcycle operator's license or 165  
endorsement issued to the person by another jurisdiction 166  
recognized by this state is exempt from obtaining a temporary 167  
instruction permit for a driver's license and from submitting to 168  
the examination for a temporary instruction permit and the 169  
regular examination for obtaining a driver's license or 170  
motorcycle operator's endorsement in this state if the person 171  
does all of the following: 172

(1) Submits to and passes vision screening as provided in 173  
section 4507.12 of the Revised Code; 174

(2) Surrenders to the registrar or deputy registrar the 175  
person's driver's license issued by the other jurisdiction; and 176

(3) Complies with all other applicable requirements for 177  
issuance by this state of a driver's license, driver's license 178  
with a motorcycle operator's endorsement, or restricted license 179  
to operate a motorcycle. 180

If the person does not comply with all the requirements of 181  
this division, the person shall submit to the regular 182  
examination for obtaining a driver's license or motorcycle 183  
operator's endorsement in this state in order to obtain such a 184  
license or endorsement. 185

(E) The registrar may adopt rules governing the use of 186  
temporary instruction permits and temporary instruction permit 187  
identification cards. 188

(F) (1) No holder of a permit issued under division (A) of 189  
this section shall operate a motor vehicle upon a highway or any 190  
public or private property used by the public for purposes of 191  
vehicular travel or parking in violation of the conditions 192  
established under division (A) of this section. 193

(2) Except as provided in division (F) (2) of this section, 194  
no holder of a permit that is issued under division (A) of this 195  
section ~~and that is issued on or after July 1, 1998,~~ and who has 196  
not attained the age of eighteen years, shall operate a motor 197  
vehicle upon a highway or any public or private property used by 198  
the public for purposes of vehicular travel or parking between 199  
the hours of ~~midnight~~ ten p.m. and six a.m. 200

The holder of a permit issued under division (A) of this 201  
section ~~on or after July 1, 1998,~~ who has not attained the age 202  
of eighteen years, may operate a motor vehicle upon a highway or 203  
any public or private property used by the public for purposes 204  
of vehicular travel or parking between the hours of ~~midnight~~ ten 205  
p.m. and six a.m. if, at the time of such operation, the holder 206  
is accompanied by the holder's parent, guardian, or custodian, 207  
and the parent, guardian, or custodian holds a current valid 208  
driver's or commercial driver's license issued by this state, is 209  
actually occupying a seat beside the permit holder, and does not 210  
have a prohibited concentration of alcohol in the whole blood, 211  
blood serum or plasma, breath, or urine as provided in division 212  
(A) of section 4511.19 of the Revised Code. 213

(G) (1) Notwithstanding any other provision of law to the 214  
contrary, no law enforcement officer shall cause the operator of 215  
a motor vehicle being operated on any street or highway to stop 216  
the motor vehicle for the sole purpose of determining whether 217  
each occupant of the motor vehicle is wearing all of the 218  
available elements of a properly adjusted occupant restraining 219  
device as required by division (A) of this section, or for the 220  
sole purpose of issuing a ticket, citation, or summons if the 221  
requirement in that division has been or is being violated, or 222  
for causing the arrest of or commencing a prosecution of a 223  
person for a violation of that requirement. 224

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

(H) As used in this section:

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

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

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

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

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

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

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

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

(B) (1) ~~(a)~~ No holder of a probationary driver's license who 253  
has held the license for less than ~~twelve~~ six months shall 254  
operate a motor vehicle upon a highway or any public or private 255  
property used by the public for purposes of vehicular travel or 256  
parking between the hours of ~~midnight~~ ten p.m. and six a.m. 257  
unless the holder is accompanied by the holder's parent or 258  
guardian. 259

~~(b) No holder of a probationary driver's license who has 260  
held the license for twelve months or longer shall operate a 261  
motor vehicle upon a highway or any public or private property 262  
used by the public for purposes of vehicular travel or parking 263  
between the hours of one a.m. and five a.m. unless the holder is 264  
accompanied by the holder's parent or guardian. 265~~

~~(2) (a) Subject to division (D) (1) of this section, 266  
division Division (B) (1) ~~(a)~~ of this section does not apply to 267  
the holder of a probationary driver's license who is doing 268  
~~either any~~ of the following: 269~~

~~(i) (a) Traveling to or from work between the hours of 270  
~~midnight~~ ten p.m. and six a.m., ~~provided that the holder has in 271  
the holder's immediate possession written documentation from the 272  
holder's employer.~~; 273~~

~~(ii) (b) Traveling to or from an official function 274  
sponsored by the school the holder attends between the hours of 275  
~~midnight~~ ten p.m. and six a.m., ~~provided that the holder has in 276  
the holder's immediate possession written documentation from an 277  
appropriate official of the school;~~ 278~~

~~(iii) (c) Traveling to or from an official religious event 279  
between the hours of ~~midnight~~ ten p.m. and six a.m., ~~provided 280  
that the holder has in the holder's immediate possession written 281~~~~

~~documentation from an appropriate official affiliated with the~~ 282  
~~event.~~ 283

~~(b) Division (B) (1) (b) of this section does not apply to~~ 284  
~~the holder of a probationary driver's license who is doing~~ 285  
~~either of the following:—~~ 286

~~(i) Traveling to or from work between the hours of one~~ 287  
~~a.m. and five a.m., provided that the holder has in the holder's—~~ 288  
~~immediate possession written documentation from the holder's~~ 289  
~~employer.—~~ 290

~~(ii) Traveling to or from an official function sponsored~~ 291  
~~by the school the holder attends between the hours of one a.m.—~~ 292  
~~and five a.m., provided that the holder has in the holder's~~ 293  
~~immediate possession written documentation from an appropriate~~ 294  
~~official of the school;—~~ 295

~~(iii) Traveling to or from an official religious event~~ 296  
~~between the hours of one a.m. and five a.m., provided that the~~ 297  
~~holder has in the holder's immediate possession written~~ 298  
~~documentation from an appropriate official affiliated with the~~ 299  
~~event.—~~ 300

~~(3) An employer, school official, or official affiliated~~ 301  
~~with a religious event is not liable in damages in a civil~~ 302  
~~action for any injury, death, or loss to person or property that~~ 303  
~~allegedly arises from, or is related to, the fact that the~~ 304  
~~employer, school official, or official affiliated with a~~ 305  
~~religious event provided the holder of a probationary driver's~~ 306  
~~license with the written documentation described in division (B)~~ 307  
~~(2) of this section.—~~ 308

~~The registrar of motor vehicles shall make available at no~~ 309  
~~cost a form to serve as the written documentation described in~~ 310

~~division (B) (2) of this section, and employers, school 311~~  
~~officials, officials affiliated with religious events, and 312~~  
~~holders of probationary driver's licenses may utilize that form 313~~  
~~or may choose to utilize any other written documentation to meet 314~~  
~~the requirements of that division. 315~~

~~(4) No holder of a probationary driver's license who has 316~~  
~~held the license for less than twelve months shall operate a 317~~  
~~motor vehicle upon a highway or any public or private property 318~~  
~~used by the public for purposes of vehicular travel or parking 319~~  
~~with more than one person who is not a family member occupying 320~~  
~~the vehicle unless the probationary license holder is 321~~  
~~accompanied by the probationary license holder's parent, 322~~  
~~guardian, or custodian. 323~~

~~(C) It is an affirmative defense to a violation of 324~~  
~~division (B) (1) (a) or (b) of this section if, at the time of the 325~~  
~~violation, an emergency existed that required the holder of the 326~~  
~~probationary driver's license to operate a motor vehicle in 327~~  
~~violation of division (B) (1) (a) or (b) of this section or the 328~~  
~~holder was an emancipated minor. 329~~

~~(D) (1) If a person is issued a probationary driver's 330~~  
~~license prior to attaining the age of seventeen years and the 331~~  
~~person pleads guilty to, is convicted of, or is adjudicated in 332~~  
~~juvenile court of having committed a moving violation during the 333~~  
~~six month period commencing on the date on which the person is 334~~  
~~issued the probationary driver's license, the court with 335~~  
~~jurisdiction over the violation may order that the holder must 336~~  
~~be accompanied by the holder's parent or guardian whenever the 337~~  
~~holder is operating a motor vehicle upon a highway or any public 338~~  
~~or private property used by the public for purposes of vehicular 339~~  
~~travel or parking for a period not to exceed six months or the 340~~

~~date the holder attains the age of seventeen years, whichever~~ 341  
~~occurs first.~~ 342

~~(2) Any person who is subject to the operating~~ 343  
~~restrictions established under division (D)(1) of this section~~ 344  
~~as a result of a first moving violation may petition the court~~ 345  
~~for driving privileges without being accompanied by the holder's~~ 346  
~~parent or guardian during the period of time determined by the~~ 347  
~~court under that division. In granting the driving privileges,~~ 348  
~~the court shall specify the purposes of the privileges and shall~~ 349  
~~issue the person appropriate forms setting forth the privileges~~ 350  
~~granted. If a person is convicted of, pleads guilty to, or is~~ 351  
~~adjudicated in juvenile court of having committed a second or~~ 352  
~~subsequent moving violation, the court with jurisdiction over~~ 353  
~~the violation may terminate any driving privileges previously~~ 354  
~~granted under this division.~~ 355

~~(3) No person shall violate any operating restriction~~ 356  
~~imposed under division (D)(1) or (2) of this section.~~ 357

~~(E)~~ No holder of a probationary license shall operate a 358  
motor vehicle upon a highway or any public or private property 359  
used by the public for purposes of vehicular travel or parking 360  
unless the total number of occupants of the vehicle does not 361  
exceed the total number of occupant restraining devices 362  
originally installed in the motor vehicle by its manufacturer, 363  
and each occupant of the vehicle is wearing all of the available 364  
elements of a properly adjusted occupant restraining device. 365

~~(F)~~ (E) A restricted license may be issued to a person who 366  
is fourteen or fifteen years of age upon proof of hardship 367  
satisfactory to the registrar of motor vehicles. 368

~~(G)~~ (F) Notwithstanding any other provision of law to the 369

contrary, no law enforcement officer shall cause the operator of 370  
a motor vehicle being operated on any street or highway to stop 371  
the motor vehicle for the sole purpose of determining whether 372  
each occupant of the motor vehicle is wearing all of the 373  
available elements of a properly adjusted occupant restraining 374  
device as required by division ~~(E)~~(D) of this section, or for 375  
the sole purpose of issuing a ticket, citation, or summons if 376  
the requirement in that division has been or is being violated, 377  
or for causing the arrest of or commencing a prosecution of a 378  
person for a violation of that requirement. 379

~~(H)~~(G) Notwithstanding any other provision of law to the 380  
contrary, no law enforcement officer shall cause the operator of 381  
a motor vehicle being operated on any street or highway to stop 382  
the motor vehicle for the sole purpose of determining whether a 383  
violation of division (B) (1) ~~(a) or (b)~~ of this section has been 384  
or is being committed or for the sole purpose of issuing a 385  
ticket, citation, or summons for such a violation or for causing 386  
the arrest of or commencing a prosecution of a person for such 387  
violation. 388

~~(I)~~(H) As used in this section: 389

(1) "Occupant restraining device" has the same meaning as 390  
in section 4513.263 of the Revised Code. 391

(2) "Family member" of a probationary license holder 392  
includes any of the following: 393

(a) A spouse; 394

(b) A child or stepchild; 395

(c) A parent, stepparent, grandparent, or parent-in-law; 396

(d) An aunt or uncle; 397

(e) A sibling, whether of the whole or half blood or by adoption, a brother-in-law, or a sister-in-law; 398  
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(f) A son or daughter of the probationary license holder's stepparent if the stepparent has not adopted the probationary license holder; 400  
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(g) An eligible adult, as defined in section 4507.05 of the Revised Code. 403  
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(3) "Moving violation" means any violation of any statute or ordinance that regulates the operation of vehicles, streetcars, or trackless trolleys on the highways or streets. 405  
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"Moving violation" does not include a violation of section 4513.263 of the Revised Code or a substantially equivalent municipal ordinance, or a violation of any statute or ordinance regulating pedestrians or the parking of vehicles, vehicle size or load limitations, vehicle fitness requirements, or vehicle registration. 408  
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~~(J)~~~~(I)~~ Whoever violates division (B) (1) or ~~(4)~~, ~~(D)~~ (3), or ~~(E)~~~~(D)~~ of this section is guilty of a minor misdemeanor. 414  
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**Sec. 4507.09.** (A) Except as provided in division (B) of this section, every driver's license issued to a resident of this state expires on the birthday of the applicant in the fourth year after the date it is issued and every driver's license issued to a temporary resident expires in accordance with rules adopted by the registrar of motor vehicles. In no event shall any license be issued for a period longer than four years and ninety days. 416  
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Subject to the requirements of section 4507.12 of the Revised Code, every driver's license issued to a resident is renewable at any time prior to its expiration and any license of 424  
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a temporary resident is nonrenewable. A nonrenewable license may 427  
be replaced with a new license within ninety days prior to its 428  
expiration in accordance with division (E) of this section. No 429  
refund shall be made or credit given for the unexpired portion 430  
of the driver's license that is renewed. The registrar of motor 431  
vehicles shall notify each person whose driver's license has 432  
expired within forty-five days after the date of expiration. 433  
Notification shall be made by regular mail sent to the person's 434  
last known address as shown in the records of the bureau of 435  
motor vehicles. Failure to provide such notification shall not 436  
be construed as a renewal or extension of any license. For the 437  
purposes of this section, the date of birth of any applicant 438  
born on the twenty-ninth day of February shall be deemed to be 439  
the first day of March in any year in which there is no twenty- 440  
ninth day of February. 441

(B) Every driver's license or renewal of a driver's 442  
license issued to an applicant who is ~~sixteen years of age or~~ 443  
~~older, but~~ less than twenty-one years of age, expires on the 444  
twenty-first birthday of the applicant, except that an applicant 445  
who applies no more than thirty days before the applicant's 446  
twenty-first birthday shall be issued a license in accordance 447  
with division (A) of this section. 448

(C) Each person licensed as a driver under this chapter 449  
shall notify the registrar of any change in the person's address 450  
within ten days following that change. The notification shall be 451  
in writing on a form provided by the registrar and shall include 452  
the full name, date of birth, license number, county of 453  
residence, social security number, and new address of the 454  
person. 455

(D) No driver's license shall be renewed when renewal is 456

prohibited by division (A) of section 4507.091 of the Revised Code. 457  
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(E) A nonrenewable license may be replaced with a new license within ninety days prior to its expiration upon the applicant's presentation of documentation verifying the applicant's legal presence in the United States. A nonrenewable license expires on the same date listed on the legal presence documentation, or on the same date in the fourth year after the date the nonrenewable license is issued, whichever comes first. A nonrenewable license is not transferable, and the applicant may not rely on it to obtain a driver's license in another state. 459  
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In accordance with Chapter 119. of the Revised Code, the registrar of motor vehicles shall adopt rules governing nonrenewable licenses for temporary residents. At a minimum, the rules shall include provisions specifying all of the following: 469  
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(1) That no nonrenewable license may extend beyond the duration of the applicant's temporary residence in this state; 473  
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(2) That no nonrenewable license may be replaced by a new license unless the applicant provides acceptable documentation of the person's identity and of the applicant's continued temporary residence in this state; 475  
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(3) That no nonrenewable license is valid to apply for a driver's license in any other state; 479  
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(4) That every nonrenewable license may contain any security features that the registrar prescribes. 481  
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**Sec. 4507.23.** (A) Except as provided in division (I) of this section, each application for a temporary instruction permit and examination shall be accompanied by a fee of five 483  
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dollars. 486

(B) Except as provided in division (I) of this section, 487  
each application for a driver's license made by a person who 488  
previously held such a license and whose license has expired not 489  
more than two years prior to the date of application, and who is 490  
required under this chapter to give an actual demonstration of 491  
the person's ability to drive, shall be accompanied by a fee of 492  
three dollars in addition to any other fees. 493

(C) (1) Except as provided in divisions (E) and (I) of this 494  
section, each application for a driver's license, or motorcycle 495  
operator's endorsement, or renewal of a driver's license shall 496  
be accompanied by a fee of six dollars. 497

(2) Except as provided in division (I) of this section, 498  
each application for a duplicate driver's license shall be 499  
accompanied by a fee of seven dollars and fifty cents. The 500  
duplicate driver's licenses issued under this section shall be 501  
distributed by the deputy registrar in accordance with rules 502  
adopted by the registrar of motor vehicles. 503

(D) Except as provided in division (I) of this section, 504  
each application for a motorized bicycle license or duplicate 505  
thereof shall be accompanied by a fee of two dollars and fifty 506  
cents. 507

(E) Except as provided in division (I) of this section, 508  
each application for a driver's license or renewal of a driver's 509  
license that will be issued to a person who is less than twenty- 510  
one years of age shall be accompanied by whichever of the 511  
following fees is applicable: 512

(1) If the person is sixteen years and six months of age 513  
or older, but less than seventeen years of age, a fee of seven 514

dollars and twenty-five cents; 515

(2) If the person is seventeen years of age or older, but 516  
less than eighteen years of age, a fee of six dollars; 517

(3) If the person is eighteen years of age or older, but 518  
less than nineteen years of age, a fee of four dollars and 519  
seventy-five cents; 520

(4) If the person is nineteen years of age or older, but 521  
less than twenty years of age, a fee of three dollars and fifty 522  
cents; 523

(5) If the person is twenty years of age or older, but 524  
less than twenty-one years of age, a fee of two dollars and 525  
twenty-five cents. 526

(F) Neither the registrar nor any deputy registrar shall 527  
charge a fee in excess of one dollar and fifty cents for 528  
laminating a driver's license, motorized bicycle license, or 529  
temporary instruction permit identification cards as required by 530  
sections 4507.13 and 4511.521 of the Revised Code. A deputy 531  
registrar laminating a driver's license, motorized bicycle 532  
license, or temporary instruction permit identification cards 533  
shall retain the entire amount of the fee charged for 534  
lamination, less the actual cost to the registrar of the 535  
laminating materials used for that lamination, as specified in 536  
the contract executed by the bureau for the laminating materials 537  
and laminating equipment. The deputy registrar shall forward the 538  
amount of the cost of the laminating materials to the registrar 539  
for deposit as provided in this section. 540

(G) Except as provided in division (I) of this section, 541  
each transaction described in divisions (A), (B), (C), (D), and 542  
(E) of this section shall be accompanied by an additional fee of 543

twelve dollars. The additional fee is for the purpose of 544  
defraying the department of public safety's costs associated 545  
with the administration and enforcement of the motor vehicle and 546  
traffic laws of Ohio. 547

(H) At the time and in the manner provided by section 548  
4503.10 of the Revised Code, the deputy registrar shall transmit 549  
the fees collected under divisions (A), (B), (C), (D), and (E), 550  
those portions of the fees specified in and collected under 551  
division (F), and the additional fee under division (G) of this 552  
section to the registrar. The registrar shall deposit the fees 553  
into the public safety - highway purposes fund established in 554  
section 4501.06 of the Revised Code. 555

(I) A disabled veteran who has a service-connected 556  
disability rated at one hundred per cent by the veterans' 557  
administration may apply to the registrar or a deputy registrar 558  
for the issuance to that veteran, without the payment of any fee 559  
prescribed in this section, of any of the following items: 560

(1) A temporary instruction permit and examination; 561

(2) A new, renewal, or duplicate driver's or commercial 562  
driver's license; 563

(3) A motorcycle operator's endorsement; 564

(4) A motorized bicycle license or duplicate thereof; 565

(5) Lamination of a driver's license, motorized bicycle 566  
license, or temporary instruction permit identification card as 567  
provided in division (F) of this section. 568

An application made under division (I) of this section 569  
shall be accompanied by such documentary evidence of disability 570  
as the registrar may require by rule. 571

(J) (1) The registrar of motor vehicles shall adopt rules 572  
that establish a prorated fee schedule that specifies the fee to 573  
be charged by the registrar or a deputy registrar for the 574  
issuance of a duplicate driver's license. The rules shall 575  
require the base fee to be equal to the fee for a duplicate 576  
driver's license that existed immediately prior to July 1, 2015. 577  
In order to determine the prorated amount for a duplicate 578  
license under the rules, the registrar shall reduce the base fee 579  
by an amount determined by the registrar that is correlated with 580  
the number of months between the date a person applies for the 581  
duplicate and the date of expiration of the license. The 582  
registrar shall allocate the money received from a prorated 583  
duplicate driver's license fee to the same funds and in the same 584  
proportion as the allocation of the base fee. 585

(2) Notwithstanding any other provision of law, after the 586  
registrar has adopted rules under division (J) (1) of this 587  
section, an applicant for a duplicate driver's license shall be 588  
required to pay only the appropriate prorated fee established 589  
under those rules. 590

**Sec. 4510.17.** (A) The registrar of motor vehicles shall 591  
impose a class D suspension of the person's driver's license, 592  
commercial driver's license, temporary instruction permit, 593  
probationary license, or nonresident operating privilege for the 594  
period of time specified in division (B) (4) of section 4510.02 595  
of the Revised Code on any person who is a resident of this 596  
state and is convicted of or pleads guilty to a violation of a 597  
statute of any other state or any federal statute that is 598  
substantially similar to section 2925.02, 2925.03, 2925.04, 599  
2925.041, 2925.05, 2925.06, 2925.11, 2925.12, 2925.13, 2925.14, 600  
2925.141, 2925.22, 2925.23, 2925.31, 2925.32, 2925.36, or 601  
2925.37 of the Revised Code. Upon receipt of a report from a 602

court, court clerk, or other official of any other state or from 603  
any federal authority that a resident of this state was 604  
convicted of or pleaded guilty to an offense described in this 605  
division, the registrar shall send a notice by regular first 606  
class mail to the person, at the person's last known address as 607  
shown in the records of the bureau of motor vehicles, informing 608  
the person of the suspension, that the suspension will take 609  
effect twenty-one days from the date of the notice, and that, if 610  
the person wishes to appeal the suspension or denial, the person 611  
must file a notice of appeal within twenty-one days of the date 612  
of the notice requesting a hearing on the matter. If the person 613  
requests a hearing, the registrar shall hold the hearing not 614  
more than forty days after receipt by the registrar of the 615  
notice of appeal. The filing of a notice of appeal does not stay 616  
the operation of the suspension that must be imposed pursuant to 617  
this division. The scope of the hearing shall be limited to 618  
whether the person actually was convicted of or pleaded guilty 619  
to the offense for which the suspension is to be imposed. 620

The suspension the registrar is required to impose under 621  
this division shall end either on the last day of the class D 622  
suspension period or of the suspension of the person's 623  
nonresident operating privilege imposed by the state or federal 624  
court, whichever is earlier. 625

The registrar shall subscribe to or otherwise participate 626  
in any information system or register, or enter into reciprocal 627  
and mutual agreements with other states and federal authorities, 628  
in order to facilitate the exchange of information with other 629  
states and the United States government regarding persons who 630  
plead guilty to or are convicted of offenses described in this 631  
division and therefore are subject to the suspension or denial 632  
described in this division. 633

(B) The registrar shall impose a class D suspension of the 634  
person's driver's license, commercial driver's license, 635  
temporary instruction permit, probationary license, or 636  
nonresident operating privilege for the period of time specified 637  
in division (B) (4) of section 4510.02 of the Revised Code on any 638  
person who is a resident of this state and is convicted of or 639  
pleads guilty to a violation of a statute of any other state or 640  
a municipal ordinance of a municipal corporation located in any 641  
other state that is substantially similar to section 4511.19 of 642  
the Revised Code. Upon receipt of a report from another state 643  
made pursuant to section 4510.61 of the Revised Code indicating 644  
that a resident of this state was convicted of or pleaded guilty 645  
to an offense described in this division, the registrar shall 646  
send a notice by regular first class mail to the person, at the 647  
person's last known address as shown in the records of the 648  
bureau of motor vehicles, informing the person of the 649  
suspension, that the suspension or denial will take effect 650  
twenty-one days from the date of the notice, and that, if the 651  
person wishes to appeal the suspension, the person must file a 652  
notice of appeal within twenty-one days of the date of the 653  
notice requesting a hearing on the matter. If the person 654  
requests a hearing, the registrar shall hold the hearing not 655  
more than forty days after receipt by the registrar of the 656  
notice of appeal. The filing of a notice of appeal does not stay 657  
the operation of the suspension that must be imposed pursuant to 658  
this division. The scope of the hearing shall be limited to 659  
whether the person actually was convicted of or pleaded guilty 660  
to the offense for which the suspension is to be imposed. 661

The suspension the registrar is required to impose under 662  
this division shall end either on the last day of the class D 663  
suspension period or of the suspension of the person's 664

nonresident operating privilege imposed by the state or federal 665  
court, whichever is earlier. 666

(C) The registrar shall impose a class D suspension of the 667  
child's driver's license, commercial driver's license, temporary 668  
instruction permit, or nonresident operating privilege for the 669  
period of time specified in division (B) (4) of section 4510.02 670  
of the Revised Code on any child who is a resident of this state 671  
and is convicted of or pleads guilty to a violation of a statute 672  
of any other state or any federal statute that is substantially 673  
similar to section 2925.02, 2925.03, 2925.04, 2925.041, 2925.05, 674  
2925.06, 2925.11, 2925.12, 2925.13, 2925.14, 2925.141, 2925.22, 675  
2925.23, 2925.31, 2925.32, 2925.36, or 2925.37 of the Revised 676  
Code. Upon receipt of a report from a court, court clerk, or 677  
other official of any other state or from any federal authority 678  
that a child who is a resident of this state was convicted of or 679  
pleaded guilty to an offense described in this division, the 680  
registrar shall send a notice by regular first class mail to the 681  
child, at the child's last known address as shown in the records 682  
of the bureau of motor vehicles, informing the child of the 683  
suspension, that the suspension or denial will take effect 684  
twenty-one days from the date of the notice, and that, if the 685  
child wishes to appeal the suspension, the child must file a 686  
notice of appeal within twenty-one days of the date of the 687  
notice requesting a hearing on the matter. If the child requests 688  
a hearing, the registrar shall hold the hearing not more than 689  
forty days after receipt by the registrar of the notice of 690  
appeal. The filing of a notice of appeal does not stay the 691  
operation of the suspension that must be imposed pursuant to 692  
this division. The scope of the hearing shall be limited to 693  
whether the child actually was convicted of or pleaded guilty to 694  
the offense for which the suspension is to be imposed. 695

The suspension the registrar is required to impose under 696  
this division shall end either on the last day of the class D 697  
suspension period or of the suspension of the child's 698  
nonresident operating privilege imposed by the state or federal 699  
court, whichever is earlier. If the child is a resident of this 700  
state who ~~is sixteen years of age or older and~~ does not have a 701  
current, valid Ohio driver's or commercial driver's license or 702  
permit, the notice shall inform the child that the child will be 703  
denied issuance of a driver's or commercial driver's license or 704  
permit for six months beginning on the date of the notice or six 705  
months after the date on which the child is first eligible to 706  
obtain a temporary instruction permit, whichever is later. ~~If~~ 707  
~~the child has not attained the age of sixteen years on the date~~ 708  
~~of the notice, the notice shall inform the child that the period~~ 709  
~~of denial of six months shall commence on the date the child~~ 710  
~~attains the age of sixteen years.~~ 711

The registrar shall subscribe to or otherwise participate 712  
in any information system or register, or enter into reciprocal 713  
and mutual agreements with other states and federal authorities, 714  
in order to facilitate the exchange of information with other 715  
states and the United States government regarding children who 716  
are residents of this state and plead guilty to or are convicted 717  
of offenses described in this division and therefore are subject 718  
to the suspension or denial described in this division. 719

(D) The registrar shall impose a class D suspension of the 720  
child's driver's license, commercial driver's license, temporary 721  
instruction permit, probationary license, or nonresident 722  
operating privilege for the period of time specified in division 723  
(B) (4) of section 4510.02 of the Revised Code on any child who 724  
is a resident of this state and is convicted of or pleads guilty 725  
to a violation of a statute of any other state or a municipal 726

ordinance of a municipal corporation located in any other state 727  
that is substantially similar to section 4511.19 of the Revised 728  
Code. Upon receipt of a report from another state made pursuant 729  
to section 4510.61 of the Revised Code indicating that a child 730  
who is a resident of this state was convicted of or pleaded 731  
guilty to an offense described in this division, the registrar 732  
shall send a notice by regular first class mail to the child, at 733  
the child's last known address as shown in the records of the 734  
bureau of motor vehicles, informing the child of the suspension, 735  
that the suspension will take effect twenty-one days from the 736  
date of the notice, and that, if the child wishes to appeal the 737  
suspension, the child must file a notice of appeal within 738  
twenty-one days of the date of the notice requesting a hearing 739  
on the matter. If the child requests a hearing, the registrar 740  
shall hold the hearing not more than forty days after receipt by 741  
the registrar of the notice of appeal. The filing of a notice of 742  
appeal does not stay the operation of the suspension that must 743  
be imposed pursuant to this division. The scope of the hearing 744  
shall be limited to whether the child actually was convicted of 745  
or pleaded guilty to the offense for which the suspension is to 746  
be imposed. 747

The suspension the registrar is required to impose under 748  
this division shall end either on the last day of the class D 749  
suspension period or of the suspension of the child's 750  
nonresident operating privilege imposed by the state or federal 751  
court, whichever is earlier. If the child is a resident of this 752  
state who ~~is sixteen years of age or older and~~ does not have a 753  
current, valid Ohio driver's or commercial driver's license or 754  
permit, the notice shall inform the child that the child will be 755  
denied issuance of a driver's or commercial driver's license or 756  
permit for six months beginning on the date of the notice or six 757

months after the date on which the child is first eligible to 758  
obtain a temporary instruction permit, whichever is later. 759  
~~If the child has not attained the age of sixteen years on the date~~ 760  
~~of the notice, the notice shall inform the child that the period~~ 761  
~~of denial of six months shall commence on the date the child~~ 762  
~~attains the age of sixteen years.~~ 763

(E) (1) Any person whose license or permit has been 764  
suspended pursuant to this section may file a petition in the 765  
municipal or county court, or in case the person is under 766  
eighteen years of age, the juvenile court, in whose jurisdiction 767  
the person resides, requesting limited driving privileges and 768  
agreeing to pay the cost of the proceedings. Except as provided 769  
in division (E) (2) or (3) of this section, the judge may grant 770  
the person limited driving privileges during the period during 771  
which the suspension otherwise would be imposed for any of the 772  
purposes set forth in division (A) of section 4510.021 of the 773  
Revised Code. 774

(2) No judge shall grant limited driving privileges for 775  
employment as a driver of a commercial motor vehicle to any 776  
person who would be disqualified from operating a commercial 777  
motor vehicle under section 4506.16 of the Revised Code if the 778  
violation had occurred in this state. Further, no judge shall 779  
grant limited driving privileges during any of the following 780  
periods of time: 781

(a) The first fifteen days of a suspension under division 782  
(B) or (D) of this section, if the person has not been convicted 783  
within ten years of the date of the offense giving rise to the 784  
suspension under this section of a violation of any of the 785  
following: 786

(i) Section 4511.19 of the Revised Code, or a municipal 787

ordinance relating to operating a vehicle while under the 788  
influence of alcohol, a drug of abuse, or alcohol and a drug of 789  
abuse; 790

(ii) A municipal ordinance relating to operating a motor 791  
vehicle with a prohibited concentration of alcohol, a controlled 792  
substance, or a metabolite of a controlled substance in the 793  
whole blood, blood serum or plasma, breath, or urine; 794

(iii) Section 2903.04 of the Revised Code in a case in 795  
which the person was subject to the sanctions described in 796  
division (D) of that section; 797

(iv) Division (A) (1) of section 2903.06 or division (A) (1) 798  
of section 2903.08 of the Revised Code or a municipal ordinance 799  
that is substantially similar to either of those divisions; 800

(v) Division (A) (2), (3), or (4) of section 2903.06, 801  
division (A) (2) of section 2903.08, or as it existed prior to 802  
March 23, 2000, section 2903.07 of the Revised Code, or a 803  
municipal ordinance that is substantially similar to any of 804  
those divisions or that former section, in a case in which the 805  
jury or judge found that the person was under the influence of 806  
alcohol, a drug of abuse, or alcohol and a drug of abuse. 807

(b) The first thirty days of a suspension under division 808  
(B) or (D) of this section, if the person has been convicted one 809  
time within ten years of the date of the offense giving rise to 810  
the suspension under this section of any violation identified in 811  
division (E) (1) (a) of this section. 812

(c) The first one hundred eighty days of a suspension 813  
under division (B) or (D) of this section, if the person has 814  
been convicted two times within ten years of the date of the 815  
offense giving rise to the suspension under this section of any 816

violation identified in division (E) (1) (a) of this section. 817

(3) No limited driving privileges may be granted if the 818  
person has been convicted three or more times within five years 819  
of the date of the offense giving rise to a suspension under 820  
division (B) or (D) of this section of any violation identified 821  
in division (E) (1) (a) of this section. 822

(4) In accordance with section 4510.022 of the Revised 823  
Code, a person may petition for, and a judge may grant, 824  
unlimited driving privileges with a certified ignition interlock 825  
device during the period of suspension imposed under division 826  
(B) or (D) of this section to a person described in division (E) 827  
(2) (a) of this section. 828

(5) If a person petitions for limited driving privileges 829  
under division (E) (1) of this section or unlimited driving 830  
privileges with a certified ignition interlock device as 831  
provided in division (E) (4) of this section, the registrar shall 832  
be represented by the county prosecutor of the county in which 833  
the person resides if the petition is filed in a juvenile court 834  
or county court, except that if the person resides within a city 835  
or village that is located within the jurisdiction of the county 836  
in which the petition is filed, the city director of law or 837  
village solicitor of that city or village shall represent the 838  
registrar. If the petition is filed in a municipal court, the 839  
registrar shall be represented as provided in section 1901.34 of 840  
the Revised Code. 841

(6) (a) In issuing an order granting limited driving 842  
privileges under division (E) (1) of this section, the court may 843  
impose any condition it considers reasonable and necessary to 844  
limit the use of a vehicle by the person. The court shall 845  
deliver to the person a copy of the order setting forth the 846

time, place, and other conditions limiting the person's use of a 847  
motor vehicle. Unless division (E) (6) (b) of this section 848  
applies, the grant of limited driving privileges shall be 849  
conditioned upon the person's having the order in the person's 850  
possession at all times during which the person is operating a 851  
vehicle. 852

(b) If, under the order, the court requires the use of an 853  
immobilizing or disabling device as a condition of the grant of 854  
limited or unlimited driving privileges, the person shall 855  
present to the registrar or to a deputy registrar the copy of 856  
the order granting limited driving privileges and a certificate 857  
affirming the installation of an immobilizing or disabling 858  
device that is in a form established by the director of public 859  
safety and is signed by the person who installed the device. 860  
Upon presentation of the order and the certificate to the 861  
registrar or a deputy registrar, the registrar or deputy 862  
registrar shall issue to the offender a restricted license, 863  
unless the offender's driver's or commercial driver's license or 864  
permit is suspended under any other provision of law and limited 865  
driving privileges have not been granted with regard to that 866  
suspension. A restricted license issued under this division 867  
shall be identical to an Ohio driver's license, except that it 868  
shall have printed on its face a statement that the offender is 869  
prohibited from operating any motor vehicle that is not equipped 870  
with an immobilizing or disabling device in violation of the 871  
order. 872

(7) (a) Unless division (E) (7) (b) applies, a person granted 873  
limited driving privileges who operates a vehicle for other than 874  
limited purposes, in violation of any condition imposed by the 875  
court or without having the order in the person's possession, is 876  
guilty of a violation of section 4510.11 of the Revised Code. 877

(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 907  
to attaining eighteen years of age shall be deemed a "child" 908  
irrespective of the person's age at the time the complaint or 909  
other equivalent document is filed in the other state or a 910  
hearing, trial, or other proceeding is held in the other state 911  
on the complaint or other equivalent document, and irrespective 912  
of the person's age when the period of license suspension or 913  
denial prescribed in division (C) or (D) of this section is 914  
imposed. 915

(2) "Is convicted of or pleads guilty to" means, as it 916  
relates to a child who is a resident of this state, that in a 917  
proceeding conducted in a state or federal court located in 918  
another state for a violation of a statute or ordinance 919  
described in division (C) or (D) of this section, the result of 920  
the proceeding is any of the following: 921

(a) Under the laws that govern the proceedings of the 922  
court, the child is adjudicated to be or admits to being a 923  
delinquent child or a juvenile traffic offender for a violation 924  
described in division (C) or (D) of this section that would be a 925  
crime if committed by an adult; 926

(b) Under the laws that govern the proceedings of the 927  
court, the child is convicted of or pleads guilty to a violation 928  
described in division (C) or (D) of this section; 929

(c) Under the laws that govern the proceedings of the 930  
court, irrespective of the terminology utilized in those laws, 931  
the result of the court's proceedings is the functional 932  
equivalent of division (H) (2) (a) or (b) of this section. 933

**Sec. 4510.31.** (A) (1) Except as provided in division (C) (1) 934  
or (2) of this section, the registrar of motor vehicles shall 935

suspend the probationary driver's license, restricted license, 936  
or temporary instruction permit issued to any person when the 937  
person has been convicted of, pleaded guilty to, or been 938  
adjudicated in juvenile court of having committed, prior to the 939  
person's eighteenth birthday, any of the following: 940

(a) Three separate violations of section 2903.06, 2903.08, 941  
2921.331, 4511.12, 4511.13, 4511.191, 4511.20, 4511.201, 942  
4511.202, 4511.21, 4511.22, 4511.23, 4511.25 to 4511.48, 4511.57 943  
to 4511.65, 4511.75, 4549.02, 4549.021, or 4549.03 of the 944  
Revised Code, section 4510.14 of the Revised Code involving a 945  
suspension imposed under section 4511.191 or 4511.196 of the 946  
Revised Code, section 2903.04 of the Revised Code in a case in 947  
which the person would have been subject to the sanctions 948  
described in division (D) of that section had the person been 949  
convicted of the violation of that section, former section 950  
2903.07 of the Revised Code, or any municipal ordinances 951  
similarly relating to the offenses referred to in those 952  
sections; 953

(b) One violation of section 4511.19 of the Revised Code 954  
or a substantially similar municipal ordinance; 955

(c) Two separate violations of any of the Revised Code 956  
sections referred to in division (A)(1)(a) of this section, or 957  
any municipal ordinance that is substantially similar to any of 958  
those sections. 959

(2) Any person whose license or permit is suspended under 960  
division (A)(1)(a), (b), or (c) of this section shall mail or 961  
deliver the person's probationary driver's license, restricted 962  
license, or temporary instruction permit to the registrar within 963  
fourteen days of notification of the suspension. The registrar 964  
shall retain the license or permit during the period of the 965

suspension. A suspension pursuant to division (A)(1)(a) of this 966  
section shall be a class C suspension, a suspension pursuant to 967  
division (A)(1)(b) of this section shall be a class D 968  
suspension, and a suspension pursuant to division (A)(1)(c) of 969  
this section shall be a class E suspension, all for the periods 970  
of time specified in division (B) of section 4510.02 of the 971  
Revised Code. If the person's probationary driver's license, 972  
restricted license, or temporary instruction permit is under 973  
suspension on the date the court imposes sentence upon the 974  
person for a violation described in division (A)(1)(b) of this 975  
section, the suspension shall take effect on the next day 976  
immediately following the end of that period of suspension. If 977  
the person ~~is sixteen years of age or older and~~ pleads guilty to 978  
or is convicted of a violation described in division (A)(1)(b) 979  
of this section and the person does not have a current, valid 980  
probationary driver's license, restricted license, or temporary 981  
instruction permit, the registrar shall deny the issuance to the 982  
person of a probationary driver's license, restricted license, 983  
driver's license, commercial driver's license, or temporary 984  
instruction permit, as the case may be, for six months beginning 985  
on the date the court imposes sentence upon the person for the 986  
violation or six months after the date on which the person is 987  
first eligible to obtain a temporary instruction permit, 988  
whichever is later. ~~If the person has not attained the age of~~ 989  
~~sixteen years on the date the court imposes sentence upon the~~ 990  
~~person for the violation, the period of denial shall commence on~~ 991  
~~the date the person attains the age of sixteen years.~~ 992

(3) The registrar shall suspend the person's license or 993  
permit under division (A) of this section regardless of whether 994  
the disposition of the case in juvenile court occurred after the 995  
person's eighteenth birthday. 996

(B) The registrar also shall impose a class D suspension 997  
for the period of time specified in division (B) (4) of section 998  
4510.02 of the Revised Code of the temporary instruction permit 999  
or probationary driver's license of any person under the age of 1000  
eighteen who has been adjudicated an unruly child, delinquent 1001  
child, or juvenile traffic offender for having committed any act 1002  
that if committed by an adult would be a drug abuse offense or a 1003  
violation of division (B) of section 2917.11 of the Revised 1004  
Code. The registrar, in the registrar's discretion, may 1005  
terminate the suspension if the child, at the discretion of the 1006  
court, attends and satisfactorily completes a drug abuse or 1007  
alcohol abuse education, intervention, or treatment program 1008  
specified by the court. Any person whose temporary instruction 1009  
permit or probationary driver's license is suspended under this 1010  
division shall mail or deliver the person's permit or license to 1011  
the registrar within fourteen days of notification of the 1012  
suspension. The registrar shall retain the permit or license 1013  
during the period of the suspension. 1014

(C) (1) (a) Except as provided in division (C) (1) (c) of this 1015  
section, for any person who is convicted of, pleads guilty to, 1016  
or is adjudicated in juvenile court of having committed a second 1017  
or third violation of section 4511.12, 4511.13, 4511.20 to 1018  
4511.23, 4511.25, 4511.26 to 4511.48, 4511.57 to 4511.65, or 1019  
4511.75 of the Revised Code or any similar municipal ordinances 1020  
and whose license or permit is suspended under division (A) (1) 1021  
(a) or (c) of this section, the court in which the second or 1022  
third conviction, finding, plea, or adjudication resulting in 1023  
the suspension was made, upon petition of the person, may grant 1024  
the person limited driving privileges during the period during 1025  
which the suspension otherwise would be imposed under division 1026  
(A) (1) (a) or (c) of this section for any of the purposes set 1027

forth in division (A) of section 4510.021 of the Revised Code. 1028  
In granting the limited driving privileges, the court shall 1029  
specify the purposes, times, and places of the privileges and 1030  
may impose any other conditions upon the person's driving a 1031  
motor vehicle that the court considers reasonable and necessary. 1032

A court that grants limited driving privileges to a person 1033  
under this division shall retain the person's probationary 1034  
driver's license, restricted license, or temporary instruction 1035  
permit during the period the license or permit is suspended and 1036  
also during the period for which limited driving privileges are 1037  
granted, and shall deliver to the person a permit card, in a 1038  
form to be prescribed by the court, setting forth the date on 1039  
which the limited driving privileges will become effective, the 1040  
purposes for which the person may drive, the times and places at 1041  
which the person may drive, and any other conditions imposed 1042  
upon the person's use of a motor vehicle. 1043

The court immediately shall notify the registrar, in 1044  
writing, of a grant of limited driving privileges under this 1045  
division. The notification shall specify the date on which the 1046  
limited driving privileges will become effective, the purposes 1047  
for which the person may drive, the times and places at which 1048  
the person may drive, and any other conditions imposed upon the 1049  
person's use of a motor vehicle. The registrar shall not suspend 1050  
the probationary driver's license, restricted license, or 1051  
temporary instruction permit of any person pursuant to division 1052  
(A) of this section during any period for which the person has 1053  
been granted limited driving privileges as provided in this 1054  
division, if the registrar has received the notification 1055  
described in this division from the court. 1056

(b) Except as provided in division (C)(1)(c) of this 1057

section, in any case in which the temporary instruction permit 1058  
or probationary driver's license of a person under eighteen 1059  
years of age has been suspended under division (A) or (B) of 1060  
this section or any other provision of law, the court may grant 1061  
the person limited driving privileges for the purpose of the 1062  
person's practicing of driving with the person's parent, 1063  
guardian, or other custodian during the period of the 1064  
suspension. Any grant of limited driving privileges under this 1065  
division shall comply with division (D) of section 4510.021 of 1066  
the Revised Code. 1067

(c) A court shall not grant limited driving privileges to 1068  
a person identified in division (C) (1) (a) or (b) of this section 1069  
if the person, within the preceding six years, has been 1070  
convicted of, pleaded guilty to, or adjudicated in juvenile 1071  
court of having committed three or more violations of one or 1072  
more of the divisions or sections set forth in divisions (G) (2) 1073  
(b) to (g) of section 2919.22 of the Revised Code. 1074

(2) (a) In a case in which a person is convicted of, pleads 1075  
guilty to, or is adjudicated in juvenile court of having 1076  
committed, prior to the person's eighteenth birthday, a second 1077  
or third violation of section 4511.12, 4511.13, 4511.20 to 1078  
4511.23, 4511.25, 4511.26 to 4511.48, 4511.57 to 4511.65, or 1079  
4511.75 of the Revised Code or any similar municipal ordinances 1080  
and division (A) (1) (a) or (c) of this section requires the 1081  
registrar of motor vehicles to suspend the person's license or 1082  
permit, the court in which the person is convicted of, pleads 1083  
guilty to, or is adjudicated of having committed the second or 1084  
third violation may elect to order the registrar of motor 1085  
vehicles to waive the suspension if all of the following apply: 1086

(i) Prior to the date on which the court imposes sentence 1087

upon, or makes an order of disposition for, the person for the 1088  
second or third violation, the person submits to the court a 1089  
petition requesting the court to order the registrar to waive 1090  
the prescribed suspension and describing the reasons why the 1091  
person believes the suspension, if imposed, would seriously 1092  
affect the person's ability to continue in employment, 1093  
educational training, vocational training, or treatment. 1094

(ii) Prior to the date specified in division (C) (2) (a) (i) 1095  
of this section, the person submits to the court satisfactory 1096  
proof showing that the person successfully completed an advanced 1097  
juvenile driver improvement program approved by the director of 1098  
public safety under division (B) of section 4510.311 of the 1099  
Revised Code after the date the person committed that second or 1100  
third violation. 1101

(iii) Prior to imposing sentence upon, or making an order 1102  
of disposition for, the person for the second or third 1103  
violation, the court finds reasonable cause to believe that the 1104  
suspension, if imposed, would seriously affect the person's 1105  
ability to continue in employment, educational training, 1106  
vocational training, or treatment. 1107

(iv) If the court is imposing sentence upon, or making an 1108  
order of disposition for, the person for a third violation, the 1109  
person did not submit to the court that imposed sentence upon, 1110  
or made an order of disposition for, the person for the second 1111  
violation a petition of the type described in division (C) (2) (a) 1112  
(i) of this section, and the court that imposed sentence upon, 1113  
or made an order of disposition for, the person for that second 1114  
violation did not order the registrar of motor vehicles to waive 1115  
the suspension of the person's license or permit required under 1116  
division (A) (1) (c) of this section for the conviction of, plea 1117

of guilty to, or adjudication in juvenile court of having 1118  
committed that second violation. 1119

(b) If a court elects pursuant to division (C) (2) (a) of 1120  
this section to order the registrar of motor vehicles to waive a 1121  
suspension that otherwise is required under division (A) (1) (a) 1122  
or (c) of this section, the court immediately shall send a 1123  
written copy of the order to the registrar. Upon receipt of the 1124  
written copy of the order, the registrar shall not suspend 1125  
pursuant to division (A) (1) (a) or (c) of this section the 1126  
probationary driver's license, restricted license, or temporary 1127  
instruction permit of the person who is the subject of the order 1128  
for the second or third violation for which the suspension 1129  
otherwise would be imposed under that division. 1130

(D) If a person who has been granted limited driving 1131  
privileges under division (C) (1) of this section is convicted 1132  
of, pleads guilty to, or is adjudicated in juvenile court of 1133  
having committed, a violation of Chapter 4510. of the Revised 1134  
Code, or a subsequent violation of any of the sections of the 1135  
Revised Code listed in division (A) (1) (a) of this section or any 1136  
similar municipal ordinance during the period for which the 1137  
person was granted limited driving privileges, the court that 1138  
granted the limited driving privileges shall suspend the 1139  
person's permit card. The court or the clerk of the court 1140  
immediately shall forward the person's probationary driver's 1141  
license, restricted license, or temporary instruction permit 1142  
together with written notification of the court's action to the 1143  
registrar. Upon receipt of the license or permit and 1144  
notification, the registrar shall impose a class C suspension of 1145  
the person's probationary driver's license, restricted license, 1146  
or temporary instruction permit for the period of time specified 1147  
in division (B) (3) of section 4510.02 of the Revised Code. The 1148

registrar shall retain the license or permit during the period 1149  
of suspension, and no further limited driving privileges shall 1150  
be granted during that period. 1151

(E) No application for a driver's or commercial driver's 1152  
license shall be received from any person whose probationary 1153  
driver's license, restricted license, or temporary instruction 1154  
permit has been suspended under this section until each of the 1155  
following has occurred: 1156

(1) The suspension period has expired; 1157

(2) A temporary instruction permit or commercial driver's 1158  
license temporary instruction permit has been issued; 1159

(3) The person successfully completes a juvenile driver 1160  
improvement program approved by the director of public safety 1161  
under division (A) of section 4510.311 of the Revised Code; 1162

(4) The applicant has submitted to the examination for a 1163  
driver's license as provided for in section 4507.11 or a 1164  
commercial driver's license as provided in Chapter 4506. of the 1165  
Revised Code. 1166

**Sec. 4511.043.** (A) (1) No law enforcement officer who stops 1167  
the operator of a motor vehicle in the course of an authorized 1168  
sobriety or other motor vehicle checkpoint operation or a motor 1169  
vehicle safety inspection shall issue a ticket, citation, or 1170  
summons for a secondary traffic offense unless in the course of 1171  
the checkpoint operation or safety inspection the officer first 1172  
determines that an offense other than a secondary traffic 1173  
offense has occurred and either places the operator or a vehicle 1174  
occupant under arrest or issues a ticket, citation, or summons 1175  
to the operator or a vehicle occupant for an offense other than 1176  
a secondary offense. 1177

(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	1208
such a holder. The Registrar of Motor Vehicles may take	1209
appropriate actions necessary to implement this section.	1210