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Representatives Hambley, Rogers

Cosponsors: Representatives Seitz, Sheehy, Becker, Retherford, Thompson, Stein, Green, Antonio, Arndt, Ashford, Barnes, Boyd, Craig, Dever, Gavarone, Greenspan, Holmes, Kick, Koehler, Landis, Leland, Lepore-Hagan, Manning, O'Brien, Patterson, Patton, Perales, Ramos, Rezabek, Roegner, Smith, K., Sprague, Sweeney, West, Wiggam

A BILL

To amend sections 4506.01, 4506.11, 4507.01,
4507.13, and 4507.52 and to enact sections
4506.072, 4507.021, 4507.061, and 4507.511 of
the Revised Code to authorize the issuance of an
enhanced driver's license, enhanced commercial
driver's license, and enhanced identification
card to facilitate land and sea border crossings
between the United States and Canada and Mexico,
pursuant to an agreement with the United States
Department of Homeland Security.

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

Section 1. That sections 4506.01, 4506.11, 4507.01,
4507.13, and 4507.52 be amended and sections 4506.072, 4507.021,
4507.061, and 4507.511 of the Revised Code be enacted to read as
follows:

Sec. 4506.01. As used in this chapter:

(A) "Alcohol concentration" means the concentration of 16
alcohol in a person's blood, breath, or urine. When expressed as 17
a percentage, it means grams of alcohol per the following: 18

(1) One hundred milliliters of whole blood, blood serum, 19
or blood plasma; 20

(2) Two hundred ten liters of breath; 21

(3) One hundred milliliters of urine. 22

(B) (1) "Commercial driver's license" means a license 23
issued in accordance with this chapter that authorizes an 24
individual to drive a commercial motor vehicle. Except as 25
otherwise specifically provided, "commercial driver's license" 26
includes "enhanced commercial driver's license." 27

(2) "Enhanced commercial driver's license" means a 28
commercial driver's license issued in accordance with section 29
4506.072 of the Revised Code that denotes citizenship and 30
identity and is approved by the United States secretary of 31
homeland security for purposes of entering the United States and 32
that contains technology and security features approved by the 33
secretary of homeland security. 34

(C) "Commercial driver's license information system" means 35
the information system established pursuant to the requirements 36
of the "Commercial Motor Vehicle Safety Act of 1986," 100 Stat. 37
3207-171, 49 U.S.C.A. App. 2701. 38

(D) Except when used in section 4506.25 of the Revised 39
Code, "commercial motor vehicle" means any motor vehicle 40
designed or used to transport persons or property that meets any 41
of the following qualifications: 42

(1) Any combination of vehicles with a gross vehicle 43

weight or combined gross vehicle weight rating of twenty-six 44
thousand one pounds or more, provided the gross vehicle weight 45
or gross vehicle weight rating of the vehicle or vehicles being 46
towed is in excess of ten thousand pounds; 47

(2) Any single vehicle with a gross vehicle weight or 48
gross vehicle weight rating of twenty-six thousand one pounds or 49
more; 50

(3) Any single vehicle or combination of vehicles that is 51
not a class A or class B vehicle, but is designed to transport 52
sixteen or more passengers including the driver; 53

(4) Any school bus with a gross vehicle weight or gross 54
vehicle weight rating of less than twenty-six thousand one 55
pounds that is designed to transport fewer than sixteen 56
passengers including the driver; 57

(5) Is transporting hazardous materials for which 58
placarding is required under subpart F of 49 C.F.R. part 172, as 59
amended; 60

(6) Any single vehicle or combination of vehicles that is 61
designed to be operated and to travel on a public street or 62
highway and is considered by the federal motor carrier safety 63
administration to be a commercial motor vehicle, including, but 64
not limited to, a motorized crane, a vehicle whose function is 65
to pump cement, a rig for drilling wells, and a portable crane. 66

(E) "Controlled substance" means all of the following: 67

(1) Any substance classified as a controlled substance 68
under the "Controlled Substances Act," 80 Stat. 1242 (1970), 21 69
U.S.C.A. 802(6), as amended; 70

(2) Any substance included in schedules I through V of 21 71

C.F.R. part 1308, as amended;	72
(3) Any drug of abuse.	73
(F) "Conviction" means an unvacated adjudication of guilt	74
or a determination that a person has violated or failed to	75
comply with the law in a court of original jurisdiction or an	76
authorized administrative tribunal, an unvacated forfeiture of	77
bail or collateral deposited to secure the person's appearance	78
in court, a plea of guilty or nolo contendere accepted by the	79
court, the payment of a fine or court cost, or violation of a	80
condition of release without bail, regardless of whether or not	81
the penalty is rebated, suspended, or probated.	82
(G) "Disqualification" means any of the following:	83
(1) The suspension, revocation, or cancellation of a	84
person's privileges to operate a commercial motor vehicle;	85
(2) Any withdrawal of a person's privileges to operate a	86
commercial motor vehicle as the result of a violation of state	87
or local law relating to motor vehicle traffic control other	88
than parking, vehicle weight, or vehicle defect violations;	89
(3) A determination by the federal motor carrier safety	90
administration that a person is not qualified to operate a	91
commercial motor vehicle under 49 C.F.R. 391.	92
(H) "Domiciled" means having a true, fixed, principal, and	93
permanent residence to which an individual intends to return.	94
(I) "Downgrade" means any of the following, as applicable:	95
(1) A change in the commercial driver's license, or	96
commercial driver's license temporary instruction permit,	97
holder's self-certified status as described in division (A) (1)	98
of section 4506.10 of the Revised Code;	99

(2) A change to a lesser class of vehicle;	100
(3) Removal of commercial driver's license privileges from the individual's driver's license.	101 102
(J) "Drive" means to drive, operate, or be in physical control of a motor vehicle.	103 104
(K) "Driver" means any person who drives, operates, or is in physical control of a commercial motor vehicle or is required to have a commercial driver's license.	105 106 107
(L) "Driver's license" means a license issued by the bureau of motor vehicles that authorizes an individual to drive.	108 109
(M) "Drug of abuse" means any controlled substance, dangerous drug as defined in section 4729.01 of the Revised Code, or over-the-counter medication that, when taken in quantities exceeding the recommended dosage, can result in impairment of judgment or reflexes.	110 111 112 113 114
(N) "Electronic device" includes a cellular telephone, a personal digital assistant, a pager, a computer, and any other device used to input, write, send, receive, or read text.	115 116 117
(O) "Eligible unit of local government" means a village, township, or county that has a population of not more than three thousand persons according to the most recent federal census.	118 119 120
(P) "Employer" means any person, including the federal government, any state, and a political subdivision of any state, that owns or leases a commercial motor vehicle or assigns a person to drive such a motor vehicle.	121 122 123 124
(Q) "Endorsement" means an authorization on a person's commercial driver's license that is required to permit the person to operate a specified type of commercial motor vehicle.	125 126 127

(R) "Farm truck" means a truck controlled and operated by 128
a farmer for use in the transportation to or from a farm, for a 129
distance of not more than one hundred fifty miles, of products 130
of the farm, including livestock and its products, poultry and 131
its products, floricultural and horticultural products, and in 132
the transportation to the farm, from a distance of not more than 133
one hundred fifty miles, of supplies for the farm, including 134
tile, fence, and every other thing or commodity used in 135
agricultural, floricultural, horticultural, livestock, and 136
poultry production, and livestock, poultry, and other animals 137
and things used for breeding, feeding, or other purposes 138
connected with the operation of the farm, when the truck is 139
operated in accordance with this division and is not used in the 140
operations of a motor carrier, as defined in section 4923.01 of 141
the Revised Code. 142

(S) "Fatality" means the death of a person as the result 143
of a motor vehicle accident occurring not more than three 144
hundred sixty-five days prior to the date of death. 145

(T) "Felony" means any offense under federal or state law 146
that is punishable by death or specifically classified as a 147
felony under the law of this state, regardless of the penalty 148
that may be imposed. 149

(U) "Foreign jurisdiction" means any jurisdiction other 150
than a state. 151

(V) "Gross vehicle weight rating" means the value 152
specified by the manufacturer as the maximum loaded weight of a 153
single or a combination vehicle. The gross vehicle weight rating 154
of a combination vehicle is the gross vehicle weight rating of 155
the power unit plus the gross vehicle weight rating of each 156
towed unit. 157

(W) "Hazardous materials" means any material that has been 158
designated as hazardous under 49 U.S.C. 5103 and is required to 159
be placarded under subpart F of 49 C.F.R. part 172 or any 160
quantity of a material listed as a select agent or toxin in 42 161
C.F.R. part 73, as amended. 162

(X) "Imminent hazard" means the existence of a condition 163
that presents a substantial likelihood that death, serious 164
illness, severe personal injury, or a substantial endangerment 165
to health, property, or the environment may occur before the 166
reasonably foreseeable completion date of a formal proceeding 167
begun to lessen the risk of that death, illness, injury, or 168
endangerment. 169

(Y) "Medical variance" means one of the following received 170
by a driver from the federal motor carrier safety administration 171
that allows the driver to be issued a medical certificate: 172

(1) An exemption letter permitting operation of a 173
commercial motor vehicle under 49 C.F.R. 381, subpart C or 49 174
C.F.R. 391.64; 175

(2) A skill performance evaluation certificate permitting 176
operation of a commercial motor vehicle pursuant to 49 C.F.R. 177
391.49. 178

(Z) "Mobile telephone" means a mobile communication device 179
that falls under or uses any commercial mobile radio service as 180
defined in 47 C.F.R. 20, except that mobile telephone does not 181
include two-way or citizens band radio services. 182

(AA) "Motor vehicle" means a vehicle, machine, tractor, 183
trailer, or semitrailer propelled or drawn by mechanical power 184
used on highways, except that such term does not include a 185
vehicle, machine, tractor, trailer, or semitrailer operated 186

exclusively on a rail. 187

(BB) "Out-of-service order" means a declaration by an 188
authorized enforcement officer of a federal, state, local, 189
Canadian, or Mexican jurisdiction declaring that a driver, 190
commercial motor vehicle, or commercial motor carrier operation 191
is out of service as defined in 49 C.F.R. 390.5. 192

(CC) "Peace officer" has the same meaning as in section 193
2935.01 of the Revised Code. 194

(DD) "Portable tank" means a liquid or gaseous packaging 195
designed primarily to be loaded onto or temporarily attached to 196
a vehicle and equipped with skids, mountings, or accessories to 197
facilitate handling of the tank by mechanical means. 198

(EE) "Public safety vehicle" has the same meaning as in 199
divisions (E) (1) and (3) of section 4511.01 of the Revised Code. 200

(FF) "Recreational vehicle" includes every vehicle that is 201
defined as a recreational vehicle in section 4501.01 of the 202
Revised Code and is used exclusively for purposes other than 203
engaging in business for profit. 204

(GG) "Residence" means any person's residence determined 205
in accordance with standards prescribed in rules adopted by the 206
registrar. 207

(HH) "School bus" has the same meaning as in section 208
4511.01 of the Revised Code. 209

(II) "Serious traffic violation" means any of the 210
following: 211

(1) A conviction arising from a single charge of operating 212
a commercial motor vehicle in violation of any provision of 213
section 4506.03 of the Revised Code; 214

(2) (a) Except as provided in division (II) (2) (b) of this 215
section, a violation while operating a commercial motor vehicle 216
of a law of this state, or any municipal ordinance or county or 217
township resolution, or any other substantially similar law of 218
another state or political subdivision of another state 219
prohibiting either of the following: 220

(i) Texting while driving; 221

(ii) Using a handheld mobile telephone. 222

(b) It is not a serious traffic violation if the person 223
was texting or using a handheld mobile telephone to contact law 224
enforcement or other emergency services. 225

(3) A conviction arising from the operation of any motor 226
vehicle that involves any of the following: 227

(a) A single charge of any speed in excess of the posted 228
speed limit by fifteen miles per hour or more; 229

(b) Violation of section 4511.20 or 4511.201 of the 230
Revised Code or any similar ordinance or resolution, or of any 231
similar law of another state or political subdivision of another 232
state; 233

(c) Violation of a law of this state or an ordinance or 234
resolution relating to traffic control, other than a parking 235
violation, or of any similar law of another state or political 236
subdivision of another state, that results in a fatal accident; 237

(d) Violation of section 4506.03 of the Revised Code or a 238
substantially similar municipal ordinance or county or township 239
resolution, or of any similar law of another state or political 240
subdivision of another state, that involves the operation of a 241
commercial motor vehicle without a valid commercial driver's 242

license with the proper class or endorsement for the specific 243
vehicle group being operated or for the passengers or type of 244
cargo being transported; 245

(e) Violation of section 4506.03 of the Revised Code or a 246
substantially similar municipal ordinance or county or township 247
resolution, or of any similar law of another state or political 248
subdivision of another state, that involves the operation of a 249
commercial motor vehicle without a valid commercial driver's 250
license being in the person's possession; 251

(f) Violation of section 4511.33 or 4511.34 of the Revised 252
Code, or any municipal ordinance or county or township 253
resolution substantially similar to either of those sections, or 254
any substantially similar law of another state or political 255
subdivision of another state; 256

(g) Violation of any other law of this state, any law of 257
another state, or any ordinance or resolution of a political 258
subdivision of this state or another state that meets both of 259
the following requirements: 260

(i) It relates to traffic control, other than a parking 261
violation; 262

(ii) It is determined to be a serious traffic violation by 263
the United States secretary of transportation and is designated 264
by the director as such by rule. 265

(JJ) "State" means a state of the United States and 266
includes the District of Columbia. 267

(KK) "Tank vehicle" means any commercial motor vehicle 268
that is designed to transport any liquid or gaseous materials 269
within a tank or tanks that are either permanently or 270
temporarily attached to the vehicle or its chassis and have an 271

individual rated capacity of more than one hundred nineteen 272
gallons and an aggregate rated capacity of one thousand gallons 273
or more. "Tank vehicle" does not include a commercial motor 274
vehicle transporting an empty storage container tank that is not 275
designed for transportation, has a rated capacity of one 276
thousand gallons or more, and is temporarily attached to a 277
flatbed trailer. 278

(LL) "Tester" means a person or entity acting pursuant to 279
a valid agreement entered into pursuant to division (B) of 280
section 4506.09 of the Revised Code. 281

(MM) "Texting" means manually entering alphanumeric text 282
into, or reading text from, an electronic device. Texting 283
includes short message service, e-mail, instant messaging, a 284
command or request to access a world wide web page, pressing 285
more than a single button to initiate or terminate a voice 286
communication using a mobile telephone, or engaging in any other 287
form of electronic text retrieval or entry, for present or 288
future communication. Texting does not include the following: 289

(1) Using voice commands to initiate, receive, or 290
terminate a voice communication using a mobile telephone; 291

(2) Inputting, selecting, or reading information on a 292
global positioning system or navigation system; 293

(3) Pressing a single button to initiate or terminate a 294
voice communication using a mobile telephone; or 295

(4) Using, for a purpose that is not otherwise prohibited 296
by law, a device capable of performing multiple functions, such 297
as a fleet management system, a dispatching device, a mobile 298
telephone, a citizens band radio, or a music player. 299

(NN) "Texting while driving" means texting while operating 300

a commercial motor vehicle, with the motor running, including 301
while temporarily stationary because of traffic, a traffic 302
control device, or other momentary delays. Texting while driving 303
does not include operating a commercial motor vehicle with or 304
without the motor running when the driver has moved the vehicle 305
to the side of, or off, a highway and is stopped in a location 306
where the vehicle can safely remain stationary. 307

(OO) "United States" means the fifty states and the 308
District of Columbia. 309

(PP) "Upgrade" means a change in the class of vehicles, 310
endorsements, or self-certified status as described in division 311
(A) (1) of section 4506.10 of the Revised Code, that expands the 312
ability of a current commercial driver's license holder to 313
operate commercial motor vehicles under this chapter; 314

(QQ) "Use of a handheld mobile telephone" means: 315

(1) Using at least one hand to hold a mobile telephone to 316
conduct a voice communication; 317

(2) Dialing or answering a mobile telephone by pressing 318
more than a single button; or 319

(3) Reaching for a mobile telephone in a manner that 320
requires a driver to maneuver so that the driver is no longer in 321
a seated driving position, or restrained by a seat belt that is 322
installed in accordance with 49 C.F.R. 393.93 and adjusted in 323
accordance with the vehicle manufacturer's instructions. 324

(RR) "Vehicle" has the same meaning as in section 4511.01 325
of the Revised Code. 326

Sec. 4506.072. (A) Pursuant to the memorandum of 327
understanding agreement between the director of public safety 328

and the United States department of homeland security or other 329
designated federal agency authorized by section 4507.021 of the 330
Revised Code, and in accordance with rules adopted by the 331
registrar of motor vehicles under that section, the registrar or 332
a deputy registrar shall issue an enhanced commercial driver's 333
license to an eligible applicant for such a license who does all 334
of the following: 335

(1) Provides satisfactory proof of the applicant's 336
identity and citizenship; 337

(2) Submits a biometric identifier as required by rule; 338

(3) Signs a declaration on a form prescribed by the 339
registrar acknowledging the use of the one-to-many biometric 340
match and radio frequency identification or other security 341
features of the license; 342

(4) Pays a fee of twenty-five dollars, in addition to 343
applicable fees in section 4506.08 of the Revised Code for 344
issuance of a commercial driver's license, which shall be paid 345
into the state treasury to the credit of the state bureau of 346
motor vehicles fund created in section 4501.25 of the Revised 347
Code; 348

(5) Complies with all other conditions, qualifications, 349
and requirements for issuance of a commercial driver's license. 350

(B) All provisions in the Revised Code relating to 351
commercial drivers' licenses include and apply to an enhanced 352
commercial driver's license. An enhanced commercial driver's 353
license may be used in the same manner as a commercial driver's 354
license and additionally is approved by the United States 355
secretary of homeland security for purposes of entering the 356
United States at authorized land and sea ports. 357

Sec. 4506.11. (A) Every commercial driver's license shall 358
be marked "commercial driver's license" or "CDL" and shall be of 359
such material and so designed as to prevent its reproduction or 360
alteration without ready detection, and, to this end, shall be 361
laminated with a transparent plastic material. The commercial 362
driver's license for licensees under twenty-one years of age 363
shall have characteristics prescribed by the registrar of motor 364
vehicles distinguishing it from that issued to a licensee who is 365
twenty-one years of age or older. Every commercial driver's 366
license shall display all of the following information: 367

(1) The name and residence address of the licensee; 368

(2) A color photograph of the licensee showing the 369
licensee's uncovered face; 370

(3) A physical description of the licensee, including sex, 371
height, weight, and color of eyes and hair; 372

(4) The licensee's date of birth; 373

(5) The licensee's social security number if the person 374
has requested that the number be displayed in accordance with 375
section 4501.31 of the Revised Code or if federal law requires 376
the social security number to be displayed and any number or 377
other identifier the director of public safety considers 378
appropriate and establishes by rules adopted under Chapter 119. 379
of the Revised Code and in compliance with federal law; 380

(6) The licensee's signature; 381

(7) The classes of commercial motor vehicles the licensee 382
is authorized to drive and any endorsements or restrictions 383
relating to the licensee's driving of those vehicles; 384

(8) The name of this state; 385

(9) The dates of issuance and of expiration of the 386
license; 387

(10) If the licensee has certified willingness to make an 388
anatomical gift under section 2108.05 of the Revised Code, any 389
symbol chosen by the registrar of motor vehicles to indicate 390
that the licensee has certified that willingness; 391

(11) If the licensee has executed a durable power of 392
attorney for health care or a declaration governing the use or 393
continuation, or the withholding or withdrawal, of life- 394
sustaining treatment and has specified that the licensee wishes 395
the license to indicate that the licensee has executed either 396
type of instrument, any symbol chosen by the registrar to 397
indicate that the licensee has executed either type of 398
instrument; 399

(12) On and after October 7, 2009, if the licensee has 400
specified that the licensee wishes the license to indicate that 401
the licensee is a veteran, active duty, or reservist of the 402
armed forces of the United States and has presented a copy of 403
the licensee's DD-214 form or an equivalent document, any symbol 404
chosen by the registrar to indicate that the licensee is a 405
veteran, active duty, or reservist of the armed forces of the 406
United States; 407

(13) Any other information the registrar considers 408
advisable and requires by rule. 409

(B) Every enhanced driver's license shall have any 410
additional characteristics established by rule adopted under 411
section 4507.021 of the Revised Code. 412

(C) The registrar may establish and maintain a file of 413
negatives of photographs taken for the purposes of this section. 414

~~(C)~~—(D) Neither the registrar nor any deputy registrar 415
shall issue a commercial driver's license to anyone under 416
twenty-one years of age that does not have the characteristics 417
prescribed by the registrar distinguishing it from the 418
commercial driver's license issued to persons who are twenty-one 419
years of age or older. 420

~~(D)~~—(E) Whoever violates division ~~(C)~~—(D) of this section 421
is guilty of a minor misdemeanor. 422

Sec. 4507.01. (A) As used in this chapter, "motor 423
vehicle," "motorized bicycle," "state," "owner," "operator," 424
"chauffeur," and "highways" have the same meanings as in section 425
4501.01 of the Revised Code. 426

"Driver's license" means a class D license issued to any 427
person to operate a motor vehicle or motor-driven cycle, other 428
than a commercial motor vehicle, and includes "probationary 429
license," "restricted license," and any operator's or 430
chauffeur's license issued before January 1, 1990. Except as 431
otherwise specifically provided, "driver's license" includes 432
"enhanced driver's license." 433

"Enhanced driver's license" means a driver's license 434
issued in accordance with sections 4507.021 and 4507.061 of the 435
Revised Code that denotes citizenship and identity and is 436
approved by the United States secretary of homeland security for 437
purposes of entering the United States and that contains 438
technology and security features approved by the secretary of 439
homeland security. 440

"Probationary license" means the license issued to any 441
person between sixteen and eighteen years of age to operate a 442
motor vehicle. 443

"Restricted license" means the license issued to any 444
person to operate a motor vehicle subject to conditions or 445
restrictions imposed by the registrar of motor vehicles. 446

"Commercial driver's license" means the license issued to 447
a person under Chapter 4506. of the Revised Code to operate a 448
commercial motor vehicle. 449

"Commercial motor vehicle" has the same meaning as in 450
section 4506.01 of the Revised Code. 451

"Motorcycle operator's temporary instruction permit,
license, or endorsement" includes a temporary instruction 452
permit, license, or endorsement for a motor-driven cycle or 453
motor scooter unless otherwise specified. 454
455

"Motorized bicycle license" means the license issued under 456
section 4511.521 of the Revised Code to any person to operate a 457
motorized bicycle including a "probationary motorized bicycle 458
license." 459

"Probationary motorized bicycle license" means the license 460
issued under section 4511.521 of the Revised Code to any person 461
between fourteen and sixteen years of age to operate a motorized 462
bicycle. 463

"Identification card" means a card issued under sections 464
4507.50 and 4507.51 of the Revised Code. Except as otherwise 465
specifically provided, "identification card" includes "enhanced 466
identification card." 467

"Enhanced identification card" means an identification 468
card issued in accordance with section 4507.511 of the Revised 469
Code that denotes citizenship and identity and contains 470
technology and security features approved by the secretary of 471
homeland security and is approved by the secretary for purposes 472

of entering the United States. 473

"Resident" means a person who, in accordance with 474
standards prescribed in rules adopted by the registrar, resides 475
in this state on a permanent basis. 476

"Temporary resident" means a person who, in accordance 477
with standards prescribed in rules adopted by the registrar, 478
resides in this state on a temporary basis. 479

(B) In the administration of this chapter and Chapter 480
4506. of the Revised Code, the registrar has the same authority 481
as is conferred on the registrar by section 4501.02 of the 482
Revised Code. Any act of an authorized deputy registrar of motor 483
vehicles under direction of the registrar is deemed the act of 484
the registrar. 485

To carry out this chapter, the registrar shall appoint 486
such deputy registrars in each county as are necessary. 487

The registrar also shall provide at each place where an 488
application for a driver's or commercial driver's license or 489
identification card may be made the necessary equipment to take 490
a color photograph of the applicant for such license or card as 491
required under section 4506.11 or 4507.06 of the Revised Code, 492
and to conduct the vision screenings required by section 4507.12 493
of the Revised Code, and equipment to laminate licenses, 494
motorized bicycle licenses, and identification cards as required 495
by sections 4507.13, 4507.52, and 4511.521 of the Revised Code. 496

The registrar shall assign one or more deputy registrars 497
to any driver's license examining station operated under the 498
supervision of the director of public safety, whenever the 499
registrar considers such assignment possible. Space shall be 500
provided in the driver's license examining station for any such 501

deputy registrar so assigned. The deputy registrars shall not 502
exercise the powers conferred by such sections upon the 503
registrar, unless they are specifically authorized to exercise 504
such powers by such sections. 505

(C) No agent for any insurance company, writing automobile 506
insurance, shall be appointed deputy registrar, and any such 507
appointment is void. No deputy registrar shall in any manner 508
solicit any form of automobile insurance, nor in any manner 509
advise, suggest, or influence any licensee or applicant for 510
license for or against any kind or type of automobile insurance, 511
insurance company, or agent, nor have the deputy registrar's 512
office directly connected with the office of any automobile 513
insurance agent, nor impart any information furnished by any 514
applicant for a license or identification card to any person, 515
except the registrar. This division shall not apply to any 516
nonprofit corporation appointed deputy registrar. 517

(D) The registrar shall immediately remove a deputy 518
registrar who violates the requirements of this chapter. 519

(E) The registrar shall periodically solicit bids and 520
enter into a contract for the provision of laminating equipment 521
and laminating materials to the registrar and all deputy 522
registrars. The registrar shall not consider any bid that does 523
not provide for the supplying of both laminating equipment and 524
laminating materials. The laminating materials selected shall 525
contain a security feature so that any tampering with the 526
laminating material covering a license or identification card is 527
readily apparent. In soliciting bids and entering into a 528
contract for the provision of laminating equipment and 529
laminating materials, the registrar shall observe all procedures 530
required by law. 531

Sec. 4507.021. (A) (1) The director of public safety shall 532
enter into a memorandum of understanding agreement with the 533
United States department of homeland security or other 534
designated federal agency for the purpose of obtaining approval 535
to issue an enhanced driver's license, enhanced commercial 536
driver's license, and enhanced identification card acceptable as 537
proof of identity and citizenship for Ohio residents entering 538
the United States at authorized land and sea ports. 539

(2) In conjunction with the United States department of 540
homeland security or other designated federal agency, the 541
director of public safety may enter into an agreement with the 542
United Mexican States, Canada, or a Canadian province for the 543
purpose of implementing a border-crossing initiative. 544

(B) Pursuant to an agreement under division (A) (1) of this 545
section, the registrar of motor vehicles, subject to approval of 546
the director of public safety, shall adopt rules in accordance 547
with Chapter 119. of the Revised Code governing issuance of an 548
enhanced driver's license, enhanced commercial driver's license, 549
and enhanced identification card. The rules shall establish 550
acceptable proof of citizenship for issuance of an enhanced 551
license or identification card. The rules shall establish 552
reasonable security measures to prevent counterfeiting and to 553
protect against unauthorized disclosure of personal information 554
that is contained in an enhanced license or identification card. 555

The rules may require a one-to-many biometric matching 556
system for identification purposes and may require use of radio 557
frequency identification technology or other secure technology 558
acceptable to the United States department of homeland security 559
that is encrypted or otherwise secure from unauthorized data 560
access. The rules may establish additional characteristics for 561

an enhanced license or identification card. The registrar may 562
adopt any other rules necessary to implement issuance of an 563
enhanced driver's license, enhanced commercial driver's license, 564
and enhanced identification card. 565

Sec. 4507.061. (A) Pursuant to the memorandum of 566
understanding agreement between the director of public safety 567
and the United States department of homeland security or other 568
designated federal agency authorized by section 4507.021 of the 569
Revised Code, and in accordance with rules adopted by the 570
registrar of motor vehicles under that section, the registrar or 571
a deputy registrar shall issue an enhanced driver's license to 572
an eligible applicant for such a license who does all of the 573
following: 574

(1) Provides satisfactory proof of the applicant's 575
identity and citizenship; 576

(2) Submits a biometric identifier as required by rule; 577

(3) Signs a declaration on a form prescribed by the 578
registrar acknowledging the use of the one-to-many biometric 579
match and radio frequency identification or other security 580
features of the license; 581

(4) Pays a fee of twenty-five dollars, in addition to 582
applicable fees in sections 4507.23 and 4507.24 of the Revised 583
Code for issuance of a driver's license, which shall be paid 584
into the state treasury to the credit of the state bureau of 585
motor vehicles fund created in section 4501.25 of the Revised 586
Code; 587

(5) Complies with all other conditions, qualifications, 588
and requirements for issuance of a driver's license. 589

(B) All provisions in the Revised Code relating to 590

drivers' licenses include and apply to an enhanced driver's 591
license. An enhanced driver's license may be used in the same 592
manner as a driver's license and additionally is approved by the 593
United States secretary of homeland security for purposes of 594
entering the United States at authorized land and sea ports. 595

Sec. 4507.13. (A) The registrar of motor vehicles shall 596
issue a driver's license to every person licensed as an operator 597
of motor vehicles other than commercial motor vehicles. No 598
person licensed as a commercial motor vehicle driver under 599
Chapter 4506. of the Revised Code need procure a driver's 600
license, but no person shall drive any commercial motor vehicle 601
unless licensed as a commercial motor vehicle driver. 602

Every driver's license shall display on it the 603
distinguishing number assigned to the licensee and shall display 604
the licensee's name and date of birth; the licensee's residence 605
address and county of residence; a color photograph of the 606
licensee; a brief description of the licensee for the purpose of 607
identification; a facsimile of the signature of the licensee as 608
it appears on the application for the license; a notation, in a 609
manner prescribed by the registrar, indicating any condition 610
described in division (D) (3) of section 4507.08 of the Revised 611
Code to which the licensee is subject; if the licensee has 612
executed a durable power of attorney for health care or a 613
declaration governing the use or continuation, or the 614
withholding or withdrawal, of life-sustaining treatment and has 615
specified that the licensee wishes the license to indicate that 616
the licensee has executed either type of instrument, any symbol 617
chosen by the registrar to indicate that the licensee has 618
executed either type of instrument; on and after October 7, 619
2009, if the licensee has specified that the licensee wishes the 620
license to indicate that the licensee is a veteran, active duty, 621

or reservist of the armed forces of the United States and has 622
presented a copy of the licensee's DD-214 form or an equivalent 623
document, any symbol chosen by the registrar to indicate that 624
the licensee is a veteran, active duty, or reservist of the 625
armed forces of the United States; and any additional 626
information that the registrar requires by rule. No license 627
shall display the licensee's social security number unless the 628
licensee specifically requests that the licensee's social 629
security number be displayed on the license. If federal law 630
requires the licensee's social security number to be displayed 631
on the license, the social security number shall be displayed on 632
the license notwithstanding this section. 633

The driver's license for licensees under twenty-one years 634
of age shall have characteristics prescribed by the registrar 635
distinguishing it from that issued to a licensee who is twenty- 636
one years of age or older, except that a driver's license issued 637
to a person who applies no more than thirty days before the 638
applicant's twenty-first birthday shall have the characteristics 639
of a license issued to a person who is twenty-one years of age 640
or older. 641

The driver's license issued to a temporary resident shall 642
contain the word "nonrenewable" and shall have any additional 643
characteristics prescribed by the registrar distinguishing it 644
from a license issued to a resident. 645

Every enhanced driver's license shall have any additional 646
characteristics established by rule adopted under section 647
4507.021 of the Revised Code. 648

Every driver's or commercial driver's license displaying a 649
motorcycle operator's endorsement and every restricted license 650
to operate a motor vehicle also shall display the designation 651

"novice," if the endorsement or license is issued to a person 652
who is eighteen years of age or older and previously has not 653
been licensed to operate a motorcycle by this state or another 654
jurisdiction recognized by this state. The "novice" designation 655
shall be effective for one year after the date of issuance of 656
the motorcycle operator's endorsement or license. 657

Each license issued under this section shall be of such 658
material and so designed as to prevent its reproduction or 659
alteration without ready detection and, to this end, shall be 660
laminated with a transparent plastic material. 661

(B) Except in regard to a driver's license issued to a 662
person who applies no more than thirty days before the 663
applicant's twenty-first birthday, neither the registrar nor any 664
deputy registrar shall issue a driver's license to anyone under 665
twenty-one years of age that does not have the characteristics 666
prescribed by the registrar distinguishing it from the driver's 667
license issued to persons who are twenty-one years of age or 668
older. 669

(C) Whoever violates division (B) of this section is 670
guilty of a minor misdemeanor. 671

Sec. 4507.511. (A) Pursuant to the memorandum of 672
understanding agreement between the director of public safety 673
and the United States department of homeland security or other 674
designated federal agency authorized by section 4507.021 of the 675
Revised Code, and in accordance with rules adopted by the 676
registrar of motor vehicles under that section, the registrar or 677
a deputy registrar shall issue an enhanced identification card 678
to an eligible applicant for such a card who does all of the 679
following: 680

(1) Provides satisfactory proof of the applicant's 681
identity and citizenship; 682

(2) Submits a biometric identifier as required by rule; 683

(3) Signs a declaration on a form prescribed by the 684
registrar acknowledging the use of the one-to-many biometric 685
match and radio frequency identification or other security 686
features of the card; 687

(4) Pays a fee of twenty-five dollars, in addition to 688
applicable fees in section 4507.50 of the Revised Code for 689
issuance of an identification card, which shall be paid into the 690
state treasury to the credit of the state bureau of motor 691
vehicles fund created in section 4501.25 of the Revised Code; 692

(5) Complies with all other requirements for issuance of 693
an identification card. 694

(B) All provisions in the Revised Code relating to 695
identification cards issued under sections 4507.50 to 4507.52 of 696
the Revised Code include and apply to an enhanced identification 697
card. An enhanced identification card may be used in the same 698
manner as an identification card issued under sections 4507.50 699
to 4507.52 of the Revised Code and additionally is approved by 700
the United States secretary of homeland security for purposes of 701
entering the United States at authorized land and sea ports. 702

Sec. 4507.52. (A) Each identification card issued by the 703
registrar of motor vehicles or a deputy registrar shall display 704
a distinguishing number assigned to the cardholder, and shall 705
display the following inscription: 706

"STATE OF OHIO IDENTIFICATION CARD 707

This card is not valid for the purpose of operating a 708

motor vehicle. It is provided solely for the purpose of 709
establishing the identity of the bearer described on the card, 710
who currently is not licensed to operate a motor vehicle in the 711
state of Ohio." 712

The identification card shall display substantially the 713
same information as contained in the application and as 714
described in division (A) (1) of section 4507.51 of the Revised 715
Code, but shall not display the cardholder's social security 716
number unless the cardholder specifically requests that the 717
cardholder's social security number be displayed on the card. If 718
federal law requires the cardholder's social security number to 719
be displayed on the identification card, the social security 720
number shall be displayed on the card notwithstanding this 721
section. The identification card also shall display the color 722
photograph of the cardholder. If the cardholder has executed a 723
durable power of attorney for health care or a declaration 724
governing the use or continuation, or the withholding or 725
withdrawal, of life-sustaining treatment and has specified that 726
the cardholder wishes the identification card to indicate that 727
the cardholder has executed either type of instrument, the card 728
also shall display any symbol chosen by the registrar to 729
indicate that the cardholder has executed either type of 730
instrument. On and after October 7, 2009, if the cardholder has 731
specified that the cardholder wishes the identification card to 732
indicate that the cardholder is a veteran, active duty, or 733
reservist of the armed forces of the United States and has 734
presented a copy of the cardholder's DD-214 form or an 735
equivalent document, the card also shall display any symbol 736
chosen by the registrar to indicate that the cardholder is a 737
veteran, active duty, or reservist of the armed forces of the 738
United States. The card shall be sealed in transparent plastic 739

or similar material and shall be so designed as to prevent its 740
reproduction or alteration without ready detection. 741

The identification card for persons under twenty-one years 742
of age shall have characteristics prescribed by the registrar 743
distinguishing it from that issued to a person who is twenty-one 744
years of age or older, except that an identification card issued 745
to a person who applies no more than thirty days before the 746
applicant's twenty-first birthday shall have the characteristics 747
of an identification card issued to a person who is twenty-one 748
years of age or older. 749

Every enhanced identification card shall have any 750
additional characteristics established by rule adopted under 751
section 4507.021 of the Revised Code. 752

Every identification card issued to a resident of this 753
state shall expire, unless canceled or surrendered earlier, on 754
the birthday of the cardholder in the fourth year after the date 755
on which it is issued. Every identification card issued to a 756
temporary resident shall expire in accordance with rules adopted 757
by the registrar and is nonrenewable, but may be replaced with a 758
new identification card upon the applicant's compliance with all 759
applicable requirements. A cardholder may renew the cardholder's 760
identification card within ninety days prior to the day on which 761
it expires by filing an application and paying the prescribed 762
fee in accordance with section 4507.50 of the Revised Code. 763

If a cardholder applies for a driver's or commercial 764
driver's license in this state or another licensing 765
jurisdiction, the cardholder shall surrender the cardholder's 766
identification card to the registrar or any deputy registrar 767
before the license is issued. 768

(B) If a card is lost, destroyed, or mutilated, the person 769
to whom the card was issued may obtain a duplicate by doing both 770
of the following: 771

(1) Furnishing suitable proof of the loss, destruction, or 772
mutilation to the registrar or a deputy registrar; 773

(2) Filing an application and presenting documentary 774
evidence under section 4507.51 of the Revised Code. 775

Any person who loses a card and, after obtaining a 776
duplicate, finds the original, immediately shall surrender the 777
original to the registrar or a deputy registrar. 778

A cardholder may obtain a replacement identification card 779
that reflects any change of the cardholder's name by furnishing 780
suitable proof of the change to the registrar or a deputy 781
registrar and surrendering the cardholder's existing card. 782

When a cardholder applies for a duplicate or obtains a 783
replacement identification card, the cardholder shall pay a fee 784
of two dollars and fifty cents. A deputy registrar shall be 785
allowed an additional fee of ~~two dollars and seventy five cents~~ 786
~~commencing on July 1, 2001, three dollars and twenty five cents~~ 787
~~commencing on January 1, 2003, and three dollars and fifty cents~~ 788
~~commencing on January 1, 2004,~~ for issuing a duplicate or 789
replacement identification card. A disabled veteran who is a 790
cardholder and has a service-connected disability rated at one 791
hundred per cent by the veterans' administration may apply to 792
the registrar or a deputy registrar for the issuance of a 793
duplicate or replacement identification card without payment of 794
any fee prescribed in this section, and without payment of any 795
lamination fee if the disabled veteran would not be required to 796
pay a lamination fee in connection with the issuance of an 797

identification card or temporary identification card as provided 798
in division (B) of section 4507.50 of the Revised Code. 799

A duplicate or replacement identification card shall 800
expire on the same date as the card it replaces. 801

(C) The registrar shall cancel any card upon determining 802
that the card was obtained unlawfully, issued in error, or was 803
altered. The registrar also shall cancel any card that is 804
surrendered to the registrar or to a deputy registrar after the 805
holder has obtained a duplicate, replacement, or driver's or 806
commercial driver's license. 807

(D) (1) No agent of the state or its political subdivisions 808
shall condition the granting of any benefit, service, right, or 809
privilege upon the possession by any person of an identification 810
card. Nothing in this section shall preclude any publicly 811
operated or franchised transit system from using an 812
identification card for the purpose of granting benefits or 813
services of the system. 814

(2) No person shall be required to apply for, carry, or 815
possess an identification card. 816

(E) Except in regard to an identification card issued to a 817
person who applies no more than thirty days before the 818
applicant's twenty-first birthday, neither the registrar nor any 819
deputy registrar shall issue an identification card to a person 820
under twenty-one years of age that does not have the 821
characteristics prescribed by the registrar distinguishing it 822
from the identification card issued to persons who are twenty- 823
one years of age or older. 824

(F) Whoever violates division (E) of this section is 825
guilty of a minor misdemeanor. 826

Section 2. That existing sections 4506.01, 4506.11,	827
4507.01, 4507.13, and 4507.52 of the Revised Code are hereby	828
repealed.	829