

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**H. B. No. 336**

**Representatives Barnes, Greenspan**

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**A BILL**

To amend sections 2151.354, 2152.19, 2152.21, 1  
4507.1614, 4509.101, 4510.037, 4510.05, 4510.06, 2  
4510.10, 4510.22, 4510.31, and 4510.32 of the 3  
Revised Code to prohibit the imposition of 4  
driver's license and temporary instruction 5  
permit reinstatement fees in specified 6  
circumstances and to name this act the 7  
Reinstatement Fee Amnesty Initiative. 8

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

**Section 1.** That sections 2151.354, 2152.19, 2152.21, 9  
4507.1614, 4509.101, 4510.037, 4510.05, 4510.06, 4510.10, 10  
4510.22, 4510.31, and 4510.32 of the Revised Code be amended to 11  
read as follows: 12

**Sec. 2151.354.** (A) If the child is adjudicated an unruly 13  
child, the court may: 14

(1) Make any of the dispositions authorized under section 15  
2151.353 of the Revised Code; 16

(2) Place the child on community control under any 17  
sanctions, services, and conditions that the court prescribes, 18  
as described in division (A) (4) of section 2152.19 of the 19

Revised Code, provided that, if the court imposes a period of  
community service upon the child, the period of community  
service shall not exceed one hundred seventy-five hours;

(3) Suspend the driver's license, probationary driver's  
license, or temporary instruction permit issued to the child for  
a period of time prescribed by the court and suspend the  
registration of all motor vehicles registered in the name of the  
child for a period of time prescribed by the court. A child  
whose license or permit is so suspended is ineligible for  
issuance of a license or permit during the period of suspension.  
At The following restrictions apply to the reinstatement of a  
license or permit suspended under this division:

(a) If the child was adjudicated an unruly child for an  
offense that is not alcohol, drug, or weapon related, at the end  
of the period of suspension, the child shall not be reissued a  
license or permit until the child has ~~paid any applicable~~  
~~reinstatement fee and~~ complied with all requirements governing  
license reinstatement, except that the child shall not be  
required to pay any reinstatement fee.

(b) If the child was adjudicated an unruly child for an  
offense that is alcohol, drug, or weapon related, at the end of  
the period of suspension, the child shall not be reissued a  
license or permit until the child has complied with all  
requirements governing license reinstatement, including paying  
any applicable reinstatement fee.

(c) If a child was adjudicated an unruly child due to  
habitual absence from school, at the end of the period of  
suspension, the child shall not be reissued a license or permit  
until the child has complied with all requirements governing  
license reinstatement. Notwithstanding division (A) (3) (a) of

this section, the child shall be required to pay any applicable 50  
reinstatement fee unless the child provides to the registrar of 51  
motor vehicles proof of a valid high school diploma or 52  
certificate of high school equivalence awarded by the department 53  
of education under section 3301.80 of the Revised Code. 54

(4) Commit the child to the temporary or permanent custody 55  
of the court; 56

(5) Make any further disposition the court finds proper 57  
that is consistent with sections 2151.312 and 2151.56 to 2151.59 58  
of the Revised Code; 59

(6) If, after making a disposition under division (A) (1), 60  
(2), or (3) of this section, the court finds upon further 61  
hearing that the child is not amenable to treatment or 62  
rehabilitation under that disposition, make a disposition 63  
otherwise authorized under divisions (A) (1), (4), (5), and (8) 64  
of section 2152.19 of the Revised Code that is consistent with 65  
sections 2151.312 and 2151.56 to 2151.59 of the Revised Code. 66

(B) If a child is adjudicated an unruly child for 67  
committing any act that, if committed by an adult, would be a 68  
drug abuse offense, as defined in section 2925.01 of the Revised 69  
Code, or a violation of division (B) of section 2917.11 of the 70  
Revised Code, in addition to imposing, in its discretion, any 71  
other order of disposition authorized by this section, the court 72  
shall do both of the following: 73

(1) Require the child to participate in a drug abuse or 74  
alcohol abuse counseling program; 75

(2) Suspend the temporary instruction permit, probationary 76  
driver's license, or driver's license issued to the child for a 77  
period of time prescribed by the court. The court, in its 78

discretion, may terminate the suspension if the child attends 79  
and satisfactorily completes a drug abuse or alcohol abuse 80  
education, intervention, or treatment program specified by the 81  
court. During the time the child is attending a program as 82  
described in this division, the court shall retain the child's 83  
temporary instruction permit, probationary driver's license, or 84  
driver's license, and the court shall return the permit or 85  
license if it terminates the suspension. 86

(C) (1) If a child is adjudicated an unruly child for being 87  
an habitual truant, in addition to or in lieu of imposing any 88  
other order of disposition authorized by this section, the court 89  
may do any of the following: 90

(a) Order the board of education of the child's school 91  
district or the governing board of the educational service 92  
center in the child's school district to require the child to 93  
attend an alternative school if an alternative school has been 94  
established pursuant to section 3313.533 of the Revised Code in 95  
the school district in which the child is entitled to attend 96  
school; 97

(b) Require the child to participate in any academic 98  
program or community service program; 99

(c) Require the child to participate in a drug abuse or 100  
alcohol abuse counseling program; 101

(d) Require that the child receive appropriate medical or 102  
psychological treatment or counseling; 103

(e) Make any other order that the court finds proper to 104  
address the child's habitual truancy, including an order 105  
requiring the child to not be absent without legitimate excuse 106  
from the public school the child is supposed to attend for 107

thirty or more consecutive hours, forty-two or more hours in one 108  
school month, or seventy-two or more hours in a school year and 109  
including an order requiring the child to participate in a 110  
truancy prevention mediation program. 111

(2) If a child is adjudicated an unruly child for being an 112  
habitual truant and the court determines that the parent, 113  
guardian, or other person having care of the child has failed to 114  
cause the child's attendance at school in violation of section 115  
3321.38 of the Revised Code, in addition to any order of 116  
disposition authorized by this section, all of the following 117  
apply: 118

(a) The court may require the parent, guardian, or other 119  
person having care of the child to participate in any community 120  
service program, preferably a community service program that 121  
requires the involvement of the parent, guardian, or other 122  
person having care of the child in the school attended by the 123  
child. 124

(b) The court may require the parent, guardian, or other 125  
person having care of the child to participate in a truancy 126  
prevention mediation program. 127

(c) The court shall warn the parent, guardian, or other 128  
person having care of the child that any subsequent adjudication 129  
of the child as an unruly or delinquent child for being an 130  
habitual truant or for violating a court order regarding the 131  
child's prior adjudication as an unruly child for being an 132  
habitual truant, may result in a criminal charge against the 133  
parent, guardian, or other person having care of the child for a 134  
violation of division (C) of section 2919.21 or section 2919.24 135  
of the Revised Code. 136

(d) Not later than ten days after a child is adjudicated 137  
an unruly child for being an habitual truant, the court shall 138  
provide notice of that fact to the school district in which the 139  
child is entitled to attend school and to the school in which 140  
the child was enrolled at the time of the filing of the 141  
complaint. 142

**Sec. 2152.19.** (A) If a child is adjudicated a delinquent 143  
child, the court may make any of the following orders of 144  
disposition, in addition to any other disposition authorized or 145  
required by this chapter: 146

(1) Any order that is authorized by section 2151.353 of 147  
the Revised Code for the care and protection of an abused, 148  
neglected, or dependent child; 149

(2) Commit the child to the temporary custody of any 150  
school, camp, institution, or other facility operated for the 151  
care of delinquent children by the county, by a district 152  
organized under section ~~2152.41-2151.65~~ or ~~2151.65-2152.41~~ of 153  
the Revised Code, or by a private agency or organization, within 154  
or without the state, that is authorized and qualified to 155  
provide the care, treatment, or placement required, including, 156  
but not limited to, a school, camp, or facility operated under 157  
section 2151.65 of the Revised Code; 158

(3) Place the child in a detention facility or district 159  
detention facility operated under section 2152.41 of the Revised 160  
Code, for up to ninety days; 161

(4) Place the child on community control under any 162  
sanctions, services, and conditions that the court prescribes. 163  
As a condition of community control in every case and in 164  
addition to any other condition that it imposes upon the child, 165

the court shall require the child to abide by the law during the 166  
period of community control. As referred to in this division, 167  
community control includes, but is not limited to, the following 168  
sanctions and conditions: 169

(a) A period of basic probation supervision in which the 170  
child is required to maintain contact with a person appointed to 171  
supervise the child in accordance with sanctions imposed by the 172  
court; 173

(b) A period of intensive probation supervision in which 174  
the child is required to maintain frequent contact with a person 175  
appointed by the court to supervise the child while the child is 176  
seeking or maintaining employment and participating in training, 177  
education, and treatment programs as the order of disposition; 178

(c) A period of day reporting in which the child is 179  
required each day to report to and leave a center or another 180  
approved reporting location at specified times in order to 181  
participate in work, education or training, treatment, and other 182  
approved programs at the center or outside the center; 183

(d) A period of community service of up to five hundred 184  
hours for an act that would be a felony or a misdemeanor of the 185  
first degree if committed by an adult, up to two hundred hours 186  
for an act that would be a misdemeanor of the second, third, or 187  
fourth degree if committed by an adult, or up to thirty hours 188  
for an act that would be a minor misdemeanor if committed by an 189  
adult; 190

(e) A requirement that the child obtain a high school 191  
diploma, a certificate of high school equivalence, vocational 192  
training, or employment; 193

(f) A period of drug and alcohol use monitoring; 194

(g) A requirement of alcohol or drug assessment or 195  
counseling, or a period in an alcohol or drug treatment program 196  
with a level of security for the child as determined necessary 197  
by the court; 198

(h) A period in which the court orders the child to 199  
observe a curfew that may involve daytime or evening hours; 200

(i) A requirement that the child serve monitored time; 201

(j) A period of house arrest without electronic monitoring 202  
or continuous alcohol monitoring; 203

(k) A period of electronic monitoring or continuous 204  
alcohol monitoring without house arrest, or house arrest with 205  
electronic monitoring or continuous alcohol monitoring or both 206  
electronic monitoring and continuous alcohol monitoring, that 207  
does not exceed the maximum sentence of imprisonment that could 208  
be imposed upon an adult who commits the same act. 209

A period of house arrest with electronic monitoring or 210  
continuous alcohol monitoring or both electronic monitoring and 211  
continuous alcohol monitoring, imposed under this division shall 212  
not extend beyond the child's twenty-first birthday. If a court 213  
imposes a period of house arrest with electronic monitoring or 214  
continuous alcohol monitoring or both electronic monitoring and 215  
continuous alcohol monitoring, upon a child under this division, 216  
it shall require the child: to remain in the child's home or 217  
other specified premises for the entire period of house arrest 218  
with electronic monitoring or continuous alcohol monitoring or 219  
both except when the court permits the child to leave those 220  
premises to go to school or to other specified premises. 221  
Regarding electronic monitoring, the court also shall require 222  
the child to be monitored by a central system that can determine 223



the child's location at designated times; to report periodically 224  
to a person designated by the court; and to enter into a written 225  
contract with the court agreeing to comply with all requirements 226  
imposed by the court, agreeing to pay any fee imposed by the 227  
court for the costs of the house arrest with electronic 228  
monitoring, and agreeing to waive the right to receive credit 229  
for any time served on house arrest with electronic monitoring 230  
toward the period of any other dispositional order imposed upon 231  
the child if the child violates any of the requirements of the 232  
dispositional order of house arrest with electronic monitoring. 233  
The court also may impose other reasonable requirements upon the 234  
child. 235

Unless ordered by the court, a child shall not receive 236  
credit for any time served on house arrest with electronic 237  
monitoring or continuous alcohol monitoring or both toward any 238  
other dispositional order imposed upon the child for the act for 239  
which was imposed the dispositional order of house arrest with 240  
electronic monitoring or continuous alcohol monitoring. As used 241  
in this division and division (A) (4) (1) of this section, 242  
"continuous alcohol monitoring" has the same meaning as in 243  
section 2929.01 of the Revised Code. 244

(1) A suspension of the driver's license, probationary 245  
driver's license, or temporary instruction permit issued to the 246  
child for a period of time prescribed by the court, or a 247  
suspension of the registration of all motor vehicles registered 248  
in the name of the child for a period of time prescribed by the 249  
court. A child whose license or permit is so suspended is 250  
ineligible for issuance of a license or permit during the period 251  
of suspension. ~~At~~ The following restrictions apply to the 252  
reinstatement of a license or permit suspended under this 253  
division: 254

(i) If the child was adjudicated a delinquent child for an 255  
offense that is not alcohol, drug, or weapon related, at the end 256  
of the period of suspension, the child shall not be reissued a 257  
license or permit until the child has ~~paid any applicable~~ 258  
~~reinstatement fee and~~ complied with all requirements governing 259  
license reinstatement, except that the child shall not be 260  
required to pay any reinstatement fee. 261

(ii) If the child was adjudicated a delinquent child for 262  
an offense that is alcohol, drug, or weapon related, at the end 263  
of the period of suspension the child shall not be reissued a 264  
license or permit until the child has complied with all 265  
requirements governing license reinstatement, including paying 266  
any applicable reinstatement fee. 267

(iii) If a child was adjudicated a delinquent child due to 268  
habitual absence from school, at the end of the period of 269  
suspension, the child shall not be reissued a license or permit 270  
until the child has complied with all requirements governing 271  
license reinstatement. Notwithstanding division (A) (4) (1) (i) of 272  
this section, the child shall be required to pay any applicable 273  
reinstatement fee unless the child provides to the registrar of 274  
motor vehicles proof of a valid high school diploma or 275  
certificate of high school equivalence awarded by the department 276  
of education under section 3301.80 of the Revised Code. 277

(5) Commit the child to the custody of the court; 278

(6) Require the child to not be absent without legitimate 279  
excuse from the public school the child is supposed to attend 280  
for thirty or more consecutive hours, forty-two or more hours in 281  
one school month, or seventy-two or more hours in a school year; 282

(7) (a) If a child is adjudicated a delinquent child for 283

violating a court order regarding the child's prior adjudication 284  
as an unruly child for being a habitual truant, do either or 285  
both of the following: 286

    (i) Require the child to participate in a truancy 287  
prevention mediation program; 288

    (ii) Make any order of disposition as authorized by this 289  
section, except that the court shall not commit the child to a 290  
facility described in division (A)(2) or (3) of this section 291  
unless the court determines that the child violated a lawful 292  
court order made pursuant to division (C)(1)(e) of section 293  
2151.354 of the Revised Code or division (A)(6) of this section. 294

    (b) If a child is adjudicated a delinquent child for 295  
violating a court order regarding the child's prior adjudication 296  
as an unruly child for being a habitual truant and the court 297  
determines that the parent, guardian, or other person having 298  
care of the child has failed to cause the child's attendance at 299  
school in violation of section 3321.38 of the Revised Code, do 300  
either or both of the following: 301

        (i) Require the parent, guardian, or other person having 302  
care of the child to participate in a truancy prevention 303  
mediation program; 304

        (ii) Require the parent, guardian, or other person having 305  
care of the child to participate in any community service 306  
program, preferably a community service program that requires 307  
the involvement of the parent, guardian, or other person having 308  
care of the child in the school attended by the child. 309

    (8) Make any further disposition that the court finds 310  
proper, except that the child shall not be placed in a state 311  
correctional institution, a county, multicounty, or municipal 312

jail or workhouse, or another place in which an adult convicted 313  
of a crime, under arrest, or charged with a crime is held. 314

(B) If a child is adjudicated a delinquent child, in 315  
addition to any order of disposition made under division (A) of 316  
this section, the court, in the following situations and for the 317  
specified periods of time, shall suspend the child's temporary 318  
instruction permit, restricted license, probationary driver's 319  
license, or nonresident operating privilege, or suspend the 320  
child's ability to obtain such a permit: 321

(1) If the child is adjudicated a delinquent child for 322  
violating section 2923.122 of the Revised Code, impose a class 323  
four suspension of the child's license, permit, or privilege 324  
from the range specified in division (A) (4) of section 4510.02 325  
of the Revised Code or deny the child the issuance of a license 326  
or permit in accordance with division (F) (1) of section 2923.122 327  
of the Revised Code. 328

(2) If the child is adjudicated a delinquent child for 329  
committing an act that if committed by an adult would be a drug 330  
abuse offense or for violating division (B) of section 2917.11 331  
of the Revised Code, suspend the child's license, permit, or 332  
privilege for a period of time prescribed by the court. The 333  
court, in its discretion, may terminate the suspension if the 334  
child attends and satisfactorily completes a drug abuse or 335  
alcohol abuse education, intervention, or treatment program 336  
specified by the court. During the time the child is attending a 337  
program described in this division, the court shall retain the 338  
child's temporary instruction permit, probationary driver's 339  
license, or driver's license, and the court shall return the 340  
permit or license if it terminates the suspension as described 341  
in this division. 342

(C) The court may establish a victim-offender mediation 343  
program in which victims and their offenders meet to discuss the 344  
offense and suggest possible restitution. If the court obtains 345  
the assent of the victim of the delinquent act committed by the 346  
child, the court may require the child to participate in the 347  
program. 348

(D) (1) If a child is adjudicated a delinquent child for 349  
committing an act that would be a felony if committed by an 350  
adult and if the child caused, attempted to cause, threatened to 351  
cause, or created a risk of physical harm to the victim of the 352  
act, the court, prior to issuing an order of disposition under 353  
this section, shall order the preparation of a victim impact 354  
statement by the probation department of the county in which the 355  
victim of the act resides, by the court's own probation 356  
department, or by a victim assistance program that is operated 357  
by the state, a county, a municipal corporation, or another 358  
governmental entity. The court shall consider the victim impact 359  
statement in determining the order of disposition to issue for 360  
the child. 361

(2) Each victim impact statement shall identify the victim 362  
of the act for which the child was adjudicated a delinquent 363  
child, itemize any economic loss suffered by the victim as a 364  
result of the act, identify any physical injury suffered by the 365  
victim as a result of the act and the seriousness and permanence 366  
of the injury, identify any change in the victim's personal 367  
welfare or familial relationships as a result of the act and any 368  
psychological impact experienced by the victim or the victim's 369  
family as a result of the act, and contain any other information 370  
related to the impact of the act upon the victim that the court 371  
requires. 372

(3) A victim impact statement shall be kept confidential 373  
and is not a public record. However, the court may furnish 374  
copies of the statement to the department of youth services if 375  
the delinquent child is committed to the department or to both 376  
the adjudicated delinquent child or the adjudicated delinquent 377  
child's counsel and the prosecuting attorney. The copy of a 378  
victim impact statement furnished by the court to the department 379  
pursuant to this section shall be kept confidential and is not a 380  
public record. If an officer is preparing pursuant to section 381  
2947.06 or 2951.03 of the Revised Code or Criminal Rule 32.2 a 382  
presentence investigation report pertaining to a person, the 383  
court shall make available to the officer, for use in preparing 384  
the report, a copy of any victim impact statement regarding that 385  
person. The copies of a victim impact statement that are made 386  
available to the adjudicated delinquent child or the adjudicated 387  
delinquent child's counsel and the prosecuting attorney pursuant 388  
to this division shall be returned to the court by the person to 389  
whom they were made available immediately following the 390  
imposition of an order of disposition for the child under this 391  
chapter. 392

The copy of a victim impact statement that is made 393  
available pursuant to this division to an officer preparing a 394  
criminal presentence investigation report shall be returned to 395  
the court by the officer immediately following its use in 396  
preparing the report. 397

(4) The department of youth services shall work with local 398  
probation departments and victim assistance programs to develop 399  
a standard victim impact statement. 400

(E) (1) If a child is adjudicated a delinquent child for 401  
violating a court order regarding the child's prior adjudication 402

as an unruly child for being a habitual truant and the court 403  
determines that the parent, guardian, or other person having 404  
care of the child has failed to cause the child's attendance at 405  
school in violation of section 3321.38 of the Revised Code, in 406  
addition to any order of disposition it makes under this 407  
section, the court shall warn the parent, guardian, or other 408  
person having care of the child that any subsequent adjudication 409  
with regard to truancy may result in a criminal charge against 410  
the parent, guardian, or other person having care of the child 411  
for a violation of division (C) of section 2919.21 or section 412  
2919.24 of the Revised Code. 413

(2) Not later than ten days after a child is adjudicated a 414  
delinquent child for violating a court order regarding the 415  
child's prior adjudication as an unruly child for being an 416  
habitual truant, the court shall provide notice of that fact to 417  
the school district in which the child is entitled to attend 418  
school and to the school in which the child was enrolled at the 419  
time of the filing of the complaint. 420

(F)(1) During the period of a delinquent child's community 421  
control granted under this section, authorized probation 422  
officers who are engaged within the scope of their supervisory 423  
duties or responsibilities may search, with or without a 424  
warrant, the person of the delinquent child, the place of 425  
residence of the delinquent child, and a motor vehicle, another 426  
item of tangible or intangible personal property, or other real 427  
property in which the delinquent child has a right, title, or 428  
interest or for which the delinquent child has the express or 429  
implied permission of a person with a right, title, or interest 430  
to use, occupy, or possess if the probation officers have 431  
reasonable grounds to believe that the delinquent child is not 432  
abiding by the law or otherwise is not complying with the 433

conditions of the delinquent child's community control. The 434  
court that places a delinquent child on community control under 435  
this section shall provide the delinquent child with a written 436  
notice that informs the delinquent child that authorized 437  
probation officers who are engaged within the scope of their 438  
supervisory duties or responsibilities may conduct those types 439  
of searches during the period of community control if they have 440  
reasonable grounds to believe that the delinquent child is not 441  
abiding by the law or otherwise is not complying with the 442  
conditions of the delinquent child's community control. The 443  
court also shall provide the written notice described in 444  
division (E) (2) of this section to each parent, guardian, or 445  
custodian of the delinquent child who is described in that 446  
division. 447

(2) The court that places a child on community control 448  
under this section shall provide the child's parent, guardian, 449  
or other custodian with a written notice that informs them that 450  
authorized probation officers may conduct searches pursuant to 451  
division (E) (1) of this section. The notice shall specifically 452  
state that a permissible search might extend to a motor vehicle, 453  
another item of tangible or intangible personal property, or a 454  
place of residence or other real property in which a notified 455  
parent, guardian, or custodian has a right, title, or interest 456  
and that the parent, guardian, or custodian expressly or 457  
impliedly permits the child to use, occupy, or possess. 458

(G) If a juvenile court commits a delinquent child to the 459  
custody of any person, organization, or entity pursuant to this 460  
section and if the delinquent act for which the child is so 461  
committed is a sexually oriented offense or is a child-victim 462  
oriented offense, the court in the order of disposition shall do 463  
one of the following: 464



(1) Require that the child be provided treatment as 465  
described in division (A) (2) of section 5139.13 of the Revised 466  
Code; 467

(2) Inform the person, organization, or entity that it is 468  
the preferred course of action in this state that the child be 469  
provided treatment as described in division (A) (2) of section 470  
5139.13 of the Revised Code and encourage the person, 471  
organization, or entity to provide that treatment. 472

**Sec. 2152.21.** (A) Unless division (C) of this section 473  
applies, if a child is adjudicated a juvenile traffic offender, 474  
the court may make any of the following orders of disposition: 475

(1) Impose costs and one or more financial sanctions in 476  
accordance with section 2152.20 of the Revised Code; 477

(2) Suspend the child's driver's license, probationary 478  
driver's license, or temporary instruction permit for a definite 479  
period not exceeding two years or suspend the registration of 480  
all motor vehicles registered in the name of the child for a 481  
definite period not exceeding two years. A child whose license 482  
or permit is so suspended is ineligible for issuance of a 483  
license or permit during the period of suspension. ~~At~~ 484

(a) If the child was adjudicated a juvenile traffic 485  
offender for an offense that is not alcohol, drug, or weapon 486  
related, at the end of the period of suspension, the child shall 487  
not be reissued a license or permit until the child has ~~paid any~~ 488  
~~applicable reinstatement fee and~~ complied with all requirements 489  
governing license reinstatement, except that the child shall not 490  
be required to pay any reinstatement fee. 491

(b) If the child was adjudicated a juvenile traffic 492  
offender for an offense that is alcohol, drug, or weapon 493

related, at the end of the period of suspension, the child shall 494  
not be reissued a license or permit until the child has complied 495  
with all requirements governing license reinstatement, including 496  
paying any applicable reinstatement fee. 497

(3) Place the child on community control; 498

(4) If the child is adjudicated a juvenile traffic 499  
offender for an act other than an act that would be a minor 500  
misdemeanor if committed by an adult and other than an act that 501  
could be disposed of by the juvenile traffic violations bureau 502  
serving the court under Traffic Rule 13.1 if the court has 503  
established a juvenile traffic violations bureau, require the 504  
child to make restitution pursuant to division (A)(3) of section 505  
2152.20 of the Revised Code; 506

(5)(a) If the child is adjudicated a juvenile traffic 507  
offender for committing a violation of division (A) of section 508  
4511.19 of the Revised Code or of a municipal ordinance that is 509  
substantially equivalent to that division, commit the child, for 510  
not longer than five days, to either of the following: 511

(i) The temporary custody of a detention facility or 512  
district detention facility established under section 2152.41 of 513  
the Revised Code; 514

(ii) The temporary custody of any school, camp, 515  
institution, or other facility for children operated in whole or 516  
in part for the care of juvenile traffic offenders of that 517  
nature by the county, by a district organized under section 518  
2151.65 or 2152.41 of the Revised Code, or by a private agency 519  
or organization within the state that is authorized and 520  
qualified to provide the care, treatment, or placement required. 521

(b) If an order of disposition committing a child to the 522

temporary custody of a home, school, camp, institution, or other 523  
facility of that nature is made under division (A) (5) (a) of this 524  
section, the length of the commitment shall not be reduced or 525  
diminished as a credit for any time that the child was held in a 526  
place of detention or shelter care, or otherwise was detained, 527  
prior to entry of the order of disposition. 528

(6) If, after making a disposition under divisions (A) (1) 529  
to (5) of this section, the court finds upon further hearing 530  
that the child has failed to comply with the orders of the court 531  
and the child's operation of a motor vehicle constitutes the 532  
child a danger to the child and to others, the court may make 533  
any disposition authorized by divisions (A) (1), (4), (5), and 534  
(8) of section 2152.19 of the Revised Code, except that the 535  
child may not be committed to or placed in a secure correctional 536  
facility unless authorized by division (A) (5) of this section, 537  
and commitment to or placement in a detention facility may not 538  
exceed twenty-four hours. 539

(B) If a child is adjudicated a juvenile traffic offender 540  
for violating division (A) or (B) of section 4511.19 of the 541  
Revised Code, in addition to any order of disposition made under 542  
division (A) of this section, the court shall impose a class six 543  
suspension of the temporary instruction permit, probationary 544  
driver's license, or driver's license issued to the child from 545  
the range specified in division (A) (6) of section 4510.02 of the 546  
Revised Code. The court, in its discretion, may terminate the 547  
suspension if the child attends and satisfactorily completes a 548  
drug abuse or alcohol abuse education, intervention, or 549  
treatment program specified by the court. During the time the 550  
child is attending a program as described in this division, the 551  
court shall retain the child's temporary instruction permit, 552  
probationary driver's license, or driver's license issued, and 553

the court shall return the permit or license if it terminates 554  
the suspension as described in this division. 555

(C) If a child is adjudicated a juvenile traffic offender 556  
for violating division (B) (1) of section 4513.263 of the Revised 557  
Code, the court shall impose the appropriate fine set forth in 558  
division (G) of that section. If a child is adjudicated a 559  
juvenile traffic offender for violating division (B) (3) of 560  
section 4513.263 of the Revised Code and if the child is sixteen 561  
years of age or older, the court shall impose the fine set forth 562  
in division (G) (2) of that section. If a child is adjudicated a 563  
juvenile traffic offender for violating division (B) (3) of 564  
section 4513.263 of the Revised Code and if the child is under 565  
sixteen years of age, the court shall not impose a fine but may 566  
place the child on probation or community control. 567

(D) A juvenile traffic offender is subject to sections 568  
4509.01 to 4509.78 of the Revised Code. 569

**Sec. 4507.1614.** The registrar shall suspend the person's 570  
license or permit under division (A) of section ~~4507.162~~ 4510.31 571  
of the Revised Code regardless of whether the disposition of the 572  
case in juvenile court occurred after the person's eighteenth 573  
birthday. 574

**Sec. 4509.101.** (A) (1) No person shall operate, or permit 575  
the operation of, a motor vehicle in this state, unless proof of 576  
financial responsibility is maintained continuously throughout 577  
the registration period with respect to that vehicle, or, in the 578  
case of a driver who is not the owner, with respect to that 579  
driver's operation of that vehicle. 580

(2) Whoever violates division (A) (1) of this section shall 581  
be subject to the following civil penalties: 582

(a) Subject to divisions (A) (2) (b) and (c) of this 583  
section, a class (F) suspension of the person's driver's 584  
license, commercial driver's license, temporary instruction 585  
permit, probationary license, or nonresident operating privilege 586  
for the period of time specified in division (B) (6) of section 587  
4510.02 of the Revised Code and impoundment of the person's 588  
license. 589

(b) If, within five years of the violation, the person's 590  
operating privileges are again suspended and the person's 591  
license again is impounded for a violation of division (A) (1) of 592  
this section, a class C suspension of the person's driver's 593  
license, commercial driver's license, temporary instruction 594  
permit, probationary license, or nonresident operating privilege 595  
for the period of time specified in division (B) (3) of section 596  
4510.02 of the Revised Code. The court may grant limited driving 597  
privileges to the person only if the person presents proof of 598  
financial responsibility and has complied with division (A) (5) 599  
of this section, and no court may grant limited driving 600  
privileges for the first fifteen days of the suspension. 601

(c) If, within five years of the violation, the person's 602  
operating privileges are suspended and the person's license is 603  
impounded two or more times for a violation of division (A) (1) 604  
of this section, a class B suspension of the person's driver's 605  
license, commercial driver's license, temporary instruction 606  
permit, probationary license, or nonresident operating privilege 607  
for the period of time specified in division (B) (2) of section 608  
4510.02 of the Revised Code. The court may grant limited driving 609  
privileges to the person only if the person presents proof of 610  
financial responsibility and has complied with division (A) (5) 611  
of this section, except that no court may grant limited driving 612  
privileges for the first thirty days of the suspension. 613

(d) In addition to the suspension of an owner's license 614  
under division (A) (2) (a), (b), or (c) of this section, the 615  
suspension of the rights of the owner to register the motor 616  
vehicle and the impoundment of the owner's certificate of 617  
registration and license plates until the owner complies with 618  
division (A) (5) of this section. 619

(3) A person to whom this state has issued a certificate 620  
of registration for a motor vehicle or a license to operate a 621  
motor vehicle or who is determined to have operated any motor 622  
vehicle or permitted the operation in this state of a motor 623  
vehicle owned by the person shall be required to verify the 624  
existence of proof of financial responsibility covering the 625  
operation of the motor vehicle or the person's operation of the 626  
motor vehicle under any of the following circumstances: 627

(a) The person or a motor vehicle owned by the person is 628  
involved in a traffic accident that requires the filing of an 629  
accident report under section 4509.06 of the Revised Code. 630

(b) The person receives a traffic ticket indicating that 631  
proof of the maintenance of financial responsibility was not 632  
produced upon the request of a peace officer or state highway 633  
patrol trooper made in accordance with division (D) (2) of this 634  
section. 635

(c) Whenever, in accordance with rules adopted by the 636  
registrar, the person is randomly selected by the registrar and 637  
requested to provide such verification. 638

(4) An order of the registrar that suspends and impounds a 639  
license or registration, or both, shall state the date on or 640  
before which the person is required to surrender the person's 641  
license or certificate of registration and license plates. The 642

person is deemed to have surrendered the license or certificate 643  
of registration and license plates, in compliance with the 644  
order, if the person does either of the following: 645

(a) On or before the date specified in the order, 646  
personally delivers the license or certificate of registration 647  
and license plates, or causes the delivery of the items, to the 648  
registrar; 649

(b) Mails the license or certificate of registration and 650  
license plates to the registrar in an envelope or container 651  
bearing a postmark showing a date no later than the date 652  
specified in the order. 653

(5) Except as provided in division (A) (6) or (L) of this 654  
section, the registrar shall not restore any operating 655  
privileges or registration rights suspended under this section, 656  
return any license, certificate of registration, or license 657  
plates impounded under this section, or reissue license plates 658  
under section 4503.232 of the Revised Code, if the registrar 659  
destroyed the impounded license plates under that section, or 660  
reissue a license under section 4510.52 of the Revised Code, if 661  
the registrar destroyed the suspended license under that 662  
section, unless the rights are not subject to suspension or 663  
revocation under any other law and unless the person, in 664  
addition to complying with all other conditions required by law 665  
for reinstatement of the operating privileges or registration 666  
rights, complies with all of the following: 667

(a) ~~Pays~~ If the license or permit is a commercial driver's 668  
license or permit, pays to the registrar or an eligible deputy 669  
registrar a financial responsibility reinstatement fee of one 670  
hundred dollars for the first violation of division (A) (1) of 671  
this section, three hundred dollars for a second violation of 672

that division, and six hundred dollars for a third or subsequent 673  
violation of that division; 674

(b) If the person has not voluntarily surrendered the 675  
license, certificate, or license plates in compliance with the 676  
order, pays to the registrar or an eligible deputy registrar a 677  
financial responsibility nonvoluntary compliance fee in an 678  
amount, not to exceed fifty dollars, determined by the 679  
registrar; 680

(c) Files and continuously maintains proof of financial 681  
responsibility under sections 4509.44 to 4509.65 of the Revised 682  
Code; 683

(d) Pays a deputy registrar a service fee of ten dollars 684  
to compensate the deputy registrar for services performed under 685  
this section. The deputy registrar shall retain eight dollars of 686  
the service fee and shall transmit the reinstatement fee, any 687  
nonvoluntary compliance fee, and two dollars of the service fee 688  
to the registrar in the manner the registrar shall determine. 689

(6) If the registrar issues an order under division (A) (2) 690  
of this section resulting from the failure of a person to 691  
respond to a financial responsibility random verification 692  
request under division (A) (3) (c) of this section and the person 693  
successfully maintains an affirmative defense to a violation of 694  
section 4510.16 of the Revised Code or is determined by the 695  
registrar or a deputy registrar to have been in compliance with 696  
division (A) (1) of this section at the time of the initial 697  
financial responsibility random verification request, the 698  
registrar shall do both of the following: 699

(a) Terminate the order of suspension or impoundment; 700

(b) Restore the operating privileges and registration 701



rights of the person without payment of the fees established in 702  
divisions (A) (5) (a) and (b) of this section and without a 703  
requirement to file proof of financial responsibility. 704

(B) (1) Every party required to file an accident report 705  
under section 4509.06 of the Revised Code also shall include 706  
with the report a document described in division (G) (1) (a) of 707  
this section or shall present proof of financial responsibility 708  
through use of an electronic wireless communications device as 709  
permitted by division (G) (1) (b) of this section. 710

If the registrar determines, within forty-five days after 711  
the report is filed, that an operator or owner has violated 712  
division (A) (1) of this section, the registrar shall do all of 713  
the following: 714

(a) Order the impoundment, with respect to the motor 715  
vehicle involved, required under division (A) (2) (d) of this 716  
section, of the certificate of registration and license plates 717  
of any owner who has violated division (A) (1) of this section; 718

(b) Order the suspension required under division (A) (2) 719  
(a), (b), or (c) of this section of the license of any operator 720  
or owner who has violated division (A) (1) of this section; 721

(c) Record the name and address of the person whose 722  
certificate of registration and license plates have been 723  
impounded or are under an order of impoundment, or whose license 724  
has been suspended or is under an order of suspension; the 725  
serial number of the person's license; the serial numbers of the 726  
person's certificate of registration and license plates; and the 727  
person's social security account number, if assigned, or, where 728  
the motor vehicle is used for hire or principally in connection 729  
with any established business, the person's federal taxpayer 730

identification number. The information shall be recorded in such 731  
a manner that it becomes a part of the person's permanent 732  
record, and assists the registrar in monitoring compliance with 733  
the orders of suspension or impoundment. 734

(d) Send written notification to every person to whom the 735  
order pertains, at the person's last known address as shown on 736  
the records of the bureau. The person, within ten days after the 737  
date of the mailing of the notification, shall surrender to the 738  
registrar, in a manner set forth in division (A) (4) of this 739  
section, any certificate of registration and registration plates 740  
under an order of impoundment, or any license under an order of 741  
suspension. 742

(2) The registrar shall issue any order under division (B) 743  
(1) of this section without a hearing. Any person adversely 744  
affected by the order, within ten days after the issuance of the 745  
order, may request an administrative hearing before the 746  
registrar, who shall provide the person with an opportunity for 747  
a hearing in accordance with this paragraph. A request for a 748  
hearing does not operate as a suspension of the order. The scope 749  
of the hearing shall be limited to whether the person in fact 750  
demonstrated to the registrar proof of financial responsibility 751  
in accordance with this section. The registrar shall determine 752  
the date, time, and place of any hearing, provided that the 753  
hearing shall be held, and an order issued or findings made, 754  
within thirty days after the registrar receives a request for a 755  
hearing. If requested by the person in writing, the registrar 756  
may designate as the place of hearing the county seat of the 757  
county in which the person resides or a place within fifty miles 758  
of the person's residence. The person shall pay the cost of the 759  
hearing before the registrar, if the registrar's order of 760  
suspension or impoundment is upheld. 761

(C) Any order of suspension or impoundment issued under 762  
this section or division (B) of section 4509.37 of the Revised 763  
Code may be terminated at any time if the registrar determines 764  
upon a showing of proof of financial responsibility that the 765  
operator or owner of the motor vehicle was in compliance with 766  
division (A)(1) of this section at the time of the traffic 767  
offense, motor vehicle inspection, or accident that resulted in 768  
the order against the person. A determination may be made 769  
without a hearing. This division does not apply unless the 770  
person shows good cause for the person's failure to present 771  
satisfactory proof of financial responsibility to the registrar 772  
prior to the issuance of the order. 773

(D)(1) For the purpose of enforcing this section, every 774  
peace officer is deemed an agent of the registrar. 775

(a) Except as provided in division (D)(1)(b) of this 776  
section, any peace officer who, in the performance of the peace 777  
officer's duties as authorized by law, becomes aware of a person 778  
whose license is under an order of suspension, or whose 779  
certificate of registration and license plates are under an 780  
order of impoundment, pursuant to this section, may confiscate 781  
the license, certificate of registration, and license plates, 782  
and return them to the registrar. 783

(b) Any peace officer who, in the performance of the peace 784  
officer's duties as authorized by law, becomes aware of a person 785  
whose license is under an order of suspension, or whose 786  
certificate of registration and license plates are under an 787  
order of impoundment resulting from failure to respond to a 788  
financial responsibility random verification, shall not, for 789  
that reason, arrest the owner or operator or seize the vehicle 790  
or license plates. Instead, the peace officer shall issue a 791

citation for a violation of section 4510.16 of the Revised Code 792  
specifying the circumstances as failure to respond to a 793  
financial responsibility random verification. 794

(2) A peace officer shall request the owner or operator of 795  
a motor vehicle to produce proof of financial responsibility in 796  
a manner described in division (G) of this section at the time 797  
the peace officer acts to enforce the traffic laws of this state 798  
and during motor vehicle inspections conducted pursuant to 799  
section 4513.02 of the Revised Code. 800

(3) A peace officer shall indicate on every traffic ticket 801  
whether the person receiving the traffic ticket produced proof 802  
of the maintenance of financial responsibility in response to 803  
the officer's request under division (D) (2) of this section. The 804  
peace officer shall inform every person who receives a traffic 805  
ticket and who has failed to produce proof of the maintenance of 806  
financial responsibility that the person must submit proof to 807  
the traffic violations bureau with any payment of a fine and 808  
costs for the ticketed violation or, if the person is to appear 809  
in court for the violation, the person must submit proof to the 810  
court. 811

(4) (a) If a person who has failed to produce proof of the 812  
maintenance of financial responsibility appears in court for a 813  
ticketed violation, the court may permit the defendant to 814  
present evidence of proof of financial responsibility to the 815  
court at such time and in such manner as the court determines to 816  
be necessary or appropriate. In a manner prescribed by the 817  
registrar, the clerk of courts shall provide the registrar with 818  
the identity of any person who fails to submit proof of the 819  
maintenance of financial responsibility pursuant to division (D) 820  
(3) of this section. 821

(b) If a person who has failed to produce proof of the 822  
maintenance of financial responsibility also fails to submit 823  
that proof to the traffic violations bureau with payment of a 824  
fine and costs for the ticketed violation, the traffic 825  
violations bureau, in a manner prescribed by the registrar, 826  
shall notify the registrar of the identity of that person. 827

(5) (a) Upon receiving notice from a clerk of courts or 828  
traffic violations bureau pursuant to division (D) (4) of this 829  
section, the registrar shall order the suspension of the license 830  
of the person required under division (A) (2) (a), (b), or (c) of 831  
this section and the impoundment of the person's certificate of 832  
registration and license plates required under division (A) (2) 833  
(d) of this section, effective thirty days after the date of the 834  
mailing of notification. The registrar also shall notify the 835  
person that the person must present the registrar with proof of 836  
financial responsibility in accordance with this section, 837  
surrender to the registrar the person's certificate of 838  
registration, license plates, and license, or submit a statement 839  
subject to section 2921.13 of the Revised Code that the person 840  
did not operate or permit the operation of the motor vehicle at 841  
the time of the offense. Notification shall be in writing and 842  
shall be sent to the person at the person's last known address 843  
as shown on the records of the bureau of motor vehicles. The 844  
person, within fifteen days after the date of the mailing of 845  
notification, shall present proof of financial responsibility, 846  
surrender the certificate of registration, license plates, and 847  
license to the registrar in a manner set forth in division (A) 848  
(4) of this section, or submit the statement required under this 849  
section together with other information the person considers 850  
appropriate. 851

If the registrar does not receive proof or the person does 852

not surrender the certificate of registration, license plates, 853  
and license, in accordance with this division, the registrar 854  
shall permit the order for the suspension of the license of the 855  
person and the impoundment of the person's certificate of 856  
registration and license plates to take effect. 857

(b) In the case of a person who presents, within the 858  
fifteen-day period, proof of financial responsibility, the 859  
registrar shall terminate the order of suspension and the 860  
impoundment of the registration and license plates required 861  
under division (A) (2) (d) of this section and shall send written 862  
notification to the person, at the person's last known address 863  
as shown on the records of the bureau. 864

(c) Any person adversely affected by the order of the 865  
registrar under division (D) (5) (a) or (b) of this section, 866  
within ten days after the issuance of the order, may request an 867  
administrative hearing before the registrar, who shall provide 868  
the person with an opportunity for a hearing in accordance with 869  
this paragraph. A request for a hearing does not operate as a 870  
suspension of the order. The scope of the hearing shall be 871  
limited to whether, at the time of the hearing, the person 872  
presents proof of financial responsibility covering the vehicle 873  
and whether the person is eligible for an exemption in 874  
accordance with this section or any rule adopted under it. The 875  
registrar shall determine the date, time, and place of any 876  
hearing; provided, that the hearing shall be held, and an order 877  
issued or findings made, within thirty days after the registrar 878  
receives a request for a hearing. If requested by the person in 879  
writing, the registrar may designate as the place of hearing the 880  
county seat of the county in which the person resides or a place 881  
within fifty miles of the person's residence. Such person shall 882  
pay the cost of the hearing before the registrar, if the 883

registrar's order of suspension or impoundment under division 884  
(D) (5) (a) or (b) of this section is upheld. 885

(6) A peace officer may charge an owner or operator of a 886  
motor vehicle with a violation of section 4510.16 of the Revised 887  
Code when the owner or operator fails to show proof of the 888  
maintenance of financial responsibility pursuant to a peace 889  
officer's request under division (D) (2) of this section, if a 890  
check of the owner or operator's driving record indicates that 891  
the owner or operator, at the time of the operation of the motor 892  
vehicle, is required to file and maintain proof of financial 893  
responsibility under section 4509.45 of the Revised Code for a 894  
previous violation of this chapter. 895

(7) Any forms used by law enforcement agencies in 896  
administering this section shall be prescribed, supplied, and 897  
paid for by the registrar. 898

(8) No peace officer, law enforcement agency employing a 899  
peace officer, or political subdivision or governmental agency 900  
that employs a peace officer shall be liable in a civil action 901  
for damages or loss to persons arising out of the performance of 902  
any duty required or authorized by this section. 903

(9) As used in this section, "peace officer" has the 904  
meaning set forth in section 2935.01 of the Revised Code. 905

(E) All fees, except court costs, fees paid to a deputy 906  
registrar, and those portions of the financial responsibility 907  
reinstatement fees as otherwise specified in this division, 908  
collected under this section shall be paid into the state 909  
treasury to the credit of the public safety - highway purposes 910  
fund established in section 4501.06 of the Revised Code and used 911  
to cover costs incurred by the bureau in the administration of 912

this section and sections 4503.20, 4507.212, and 4509.81 of the Revised Code, and by any law enforcement agency employing any peace officer who returns any license, certificate of registration, and license plates to the registrar pursuant to division (C) of this section.

Of each financial responsibility reinstatement fee the registrar collects pursuant to division (A) (5) (a) of this section or receives from a deputy registrar under division (A) (5) (d) of this section, the registrar shall deposit twenty-five dollars of each one-hundred-dollar reinstatement fee, fifty dollars of each three-hundred-dollar reinstatement fee, and one hundred dollars of each six-hundred-dollar reinstatement fee into the state treasury to the credit of the indigent defense support fund created by section 120.08 of the Revised Code.

(F) Chapter 119. of the Revised Code applies to this section only to the extent that any provision in that chapter is not clearly inconsistent with this section.

(G) (1) (a) The registrar, court, traffic violations bureau, or peace officer may require proof of financial responsibility to be demonstrated by use of a standard form prescribed by the registrar. If the use of a standard form is not required, a person may demonstrate proof of financial responsibility under this section by presenting to the traffic violations bureau, court, registrar, or peace officer any of the following documents or a copy of the documents:

(i) A financial responsibility identification card as provided in section 4509.103 of the Revised Code;

(ii) A certificate of proof of financial responsibility on a form provided and approved by the registrar for the filing of



an accident report required to be filed under section 4509.06 of 942  
the Revised Code; 943

(iii) A policy of liability insurance, a declaration page 944  
of a policy of liability insurance, or liability bond, if the 945  
policy or bond complies with section 4509.20 or sections 4509.49 946  
to 4509.61 of the Revised Code; 947

(iv) A bond or certification of the issuance of a bond as 948  
provided in section 4509.59 of the Revised Code; 949

(v) A certificate of deposit of money or securities as 950  
provided in section 4509.62 of the Revised Code; 951

(vi) A certificate of self-insurance as provided in 952  
section 4509.72 of the Revised Code. 953

(b) A person also may present proof of financial 954  
responsibility under this section to the traffic violations 955  
bureau, court, registrar, or peace officer through use of an 956  
electronic wireless communications device as specified under 957  
section 4509.103 of the Revised Code. 958

(2) If a person fails to demonstrate proof of financial 959  
responsibility in a manner described in division (G)(1) of this 960  
section, the person may demonstrate proof of financial 961  
responsibility under this section by any other method that the 962  
court or the bureau, by reason of circumstances in a particular 963  
case, may consider appropriate. 964

(3) A motor carrier certificated by the interstate 965  
commerce commission or by the public utilities commission may 966  
demonstrate proof of financial responsibility by providing a 967  
statement designating the motor carrier's operating authority 968  
and averring that the insurance coverage required by the 969  
certificating authority is in full force and effect. 970

(4) (a) A finding by the registrar or court that a person 971  
is covered by proof of financial responsibility in the form of 972  
an insurance policy or surety bond is not binding upon the named 973  
insurer or surety or any of its officers, employees, agents, or 974  
representatives and has no legal effect except for the purpose 975  
of administering this section. 976

(b) The preparation and delivery of a financial 977  
responsibility identification card or any other document 978  
authorized to be used as proof of financial responsibility and 979  
the generation and delivery of proof of financial responsibility 980  
to an electronic wireless communications device that is 981  
displayed on the device as text or images does not do any of the 982  
following: 983

(i) Create any liability or estoppel against an insurer or 984  
surety, or any of its officers, employees, agents, or 985  
representatives; 986

(ii) Constitute an admission of the existence of, or of 987  
any liability or coverage under, any policy or bond; 988

(iii) Waive any defenses or counterclaims available to an 989  
insurer, surety, agent, employee, or representative in an action 990  
commenced by an insured or third-party claimant upon a cause of 991  
action alleged to have arisen under an insurance policy or 992  
surety bond or by reason of the preparation and delivery of a 993  
document for use as proof of financial responsibility or the 994  
generation and delivery of proof of financial responsibility to 995  
an electronic wireless communications device. 996

(c) Whenever it is determined by a final judgment in a 997  
judicial proceeding that an insurer or surety, which has been 998  
named on a document or displayed on an electronic wireless 999

communications device accepted by a court or the registrar as 1000  
proof of financial responsibility covering the operation of a 1001  
motor vehicle at the time of an accident or offense, is not 1002  
liable to pay a judgment for injuries or damages resulting from 1003  
such operation, the registrar, notwithstanding any previous 1004  
contrary finding, shall forthwith suspend the operating 1005  
privileges and registration rights of the person against whom 1006  
the judgment was rendered as provided in division (A) (2) of this 1007  
section. 1008

(H) In order for any document or display of text or images 1009  
on an electronic wireless communications device described in 1010  
division (G) (1) of this section to be used for the demonstration 1011  
of proof of financial responsibility under this section, the 1012  
document or words or images shall state the name of the insured 1013  
or obligor, the name of the insurer or surety company, and the 1014  
effective and expiration dates of the financial responsibility, 1015  
and designate by explicit description or by appropriate 1016  
reference all motor vehicles covered which may include a 1017  
reference to fleet insurance coverage. 1018

(I) For purposes of this section, "owner" does not include 1019  
a licensed motor vehicle leasing dealer as defined in section 1020  
4517.01 of the Revised Code, but does include a motor vehicle 1021  
renting dealer as defined in section 4549.65 of the Revised 1022  
Code. Nothing in this section or in section 4509.51 of the 1023  
Revised Code shall be construed to prohibit a motor vehicle 1024  
renting dealer from entering into a contractual agreement with a 1025  
person whereby the person renting the motor vehicle agrees to be 1026  
solely responsible for maintaining proof of financial 1027  
responsibility, in accordance with this section, with respect to 1028  
the operation, maintenance, or use of the motor vehicle during 1029  
the period of the motor vehicle's rental. 1030

(J) The purpose of this section is to require the maintenance of proof of financial responsibility with respect to the operation of motor vehicles on the highways of this state, so as to minimize those situations in which persons are not compensated for injuries and damages sustained in motor vehicle accidents. The general assembly finds that this section contains reasonable civil penalties and procedures for achieving this purpose.

(K) Nothing in this section shall be construed to be subject to section 4509.78 of the Revised Code.

(L) (1) The registrar may terminate any suspension imposed under this section and not require the owner to comply with divisions (A) (5) (a), (b), and (c) of this section if the registrar with or without a hearing determines that the owner of the vehicle has established by clear and convincing evidence that all of the following apply:

(a) The owner customarily maintains proof of financial responsibility.

(b) Proof of financial responsibility was not in effect for the vehicle on the date in question for one of the following reasons:

(i) The vehicle was inoperable.

(ii) The vehicle is operated only seasonally, and the date in question was outside the season of operation.

(iii) A person other than the vehicle owner or driver was at fault for the lapse of proof of financial responsibility through no fault of the owner or driver.

(iv) The lapse of proof of financial responsibility was

caused by excusable neglect under circumstances that are not 1059  
likely to recur and do not suggest a purpose to evade the 1060  
requirements of this chapter. 1061

(2) The registrar may grant an owner or driver relief for 1062  
a reason specified in division (L)(1)(b)(i) or (ii) of this 1063  
section whenever the owner or driver is randomly selected to 1064  
verify the existence of proof of financial responsibility for 1065  
such a vehicle. However, the registrar may grant an owner or 1066  
driver relief for a reason specified in division (L)(1)(b)(iii) 1067  
or (iv) of this section only if the owner or driver has not 1068  
previously been granted relief under division (L)(1)(b)(iii) or 1069  
(iv) of this section. 1070

(M) The registrar shall adopt rules in accordance with 1071  
Chapter 119. of the Revised Code that are necessary to 1072  
administer and enforce this section. The rules shall include 1073  
procedures for the surrender of license plates upon failure to 1074  
maintain proof of financial responsibility and provisions 1075  
relating to reinstatement of registration rights, acceptable 1076  
forms of proof of financial responsibility, the use of an 1077  
electronic wireless communications device to present proof of 1078  
financial responsibility, and verification of the existence of 1079  
financial responsibility during the period of registration. 1080

(N)(1) When a person utilizes an electronic wireless 1081  
communications device to present proof of financial 1082  
responsibility, only the evidence of financial responsibility 1083  
displayed on the device shall be viewed by the registrar, peace 1084  
officer, employee or official of the traffic violations bureau, 1085  
or the court. No other content of the device shall be viewed for 1086  
purposes of obtaining proof of financial responsibility. 1087

(2) When a person provides an electronic wireless 1088

communications device to the registrar, a peace officer, an 1089  
employee or official of a traffic violations bureau, or the 1090  
court, the person assumes the risk of any resulting damage to 1091  
the device unless the registrar, peace officer, employee, or 1092  
official, or court personnel purposely, knowingly, or recklessly 1093  
commits an action that results in damage to the device. 1094

**Sec. 4510.037.** (A) When the registrar of motor vehicles 1095  
determines that the total points charged against any person 1096  
under section 4510.036 of the Revised Code exceed five, the 1097  
registrar shall send a warning letter to the person at the 1098  
person's last known address by regular mail. The warning letter 1099  
shall list the reported violations that are the basis of the 1100  
points charged, list the number of points charged for each 1101  
violation, and outline the suspension provisions of this 1102  
section. 1103

(B) When the registrar determines that the total points 1104  
charged against any person under section 4510.036 of the Revised 1105  
Code within any two-year period beginning on the date of the 1106  
first conviction within the two-year period is equal to twelve 1107  
or more, the registrar shall send a written notice to the person 1108  
at the person's last known address by regular mail. The notice 1109  
shall list the reported violations that are the basis of the 1110  
points charged, list the number of points charged for each 1111  
violation, and state that, because the total number of points 1112  
charged against the person within the applicable two-year period 1113  
is equal to twelve or more, the registrar is imposing a class D 1114  
suspension of the person's driver's or commercial driver's 1115  
license or permit or nonresident operating privileges for the 1116  
period of time specified in division (B)(4) of section 4510.02 1117  
of the Revised Code. The notice also shall state that the 1118  
suspension is effective on the twentieth day after the mailing 1119

of the notice, unless the person files a petition appealing the 1120  
determination and suspension in the municipal court, county 1121  
court, or, if the person is under the age of eighteen, the 1122  
juvenile division of the court of common pleas in whose 1123  
jurisdiction the person resides or, if the person is not a 1124  
resident of this state, in the Franklin county municipal court 1125  
or juvenile division of the Franklin county court of common 1126  
pleas. By filing the appeal of the determination and suspension, 1127  
the person agrees to pay the cost of the proceedings in the 1128  
appeal of the determination and suspension and alleges that the 1129  
person can show cause why the person's driver's or commercial 1130  
driver's license or permit or nonresident operating privileges 1131  
should not be suspended. 1132

(C) (1) Any person against whom at least two but less than 1133  
twelve points have been charged under section 4510.036 of the 1134  
Revised Code may enroll in a course of remedial driving 1135  
instruction that is approved by the director of public safety. 1136  
Upon the person's completion of an approved course of remedial 1137  
driving instruction, the person may apply to the registrar on a 1138  
form prescribed by the registrar for a credit of two points on 1139  
the person's driving record. Upon receipt of the application and 1140  
proof of completion of the approved remedial driving course, the 1141  
registrar shall approve the two-point credit. The registrar 1142  
shall not approve any credits for a person who completes an 1143  
approved course of remedial driving instruction pursuant to a 1144  
judge's order under section 4510.02 of the Revised Code. 1145

(2) In any three-year period, the registrar shall approve 1146  
only one two-point credit on a person's driving record under 1147  
division (C) (1) of this section. The registrar shall approve not 1148  
more than five two-point credits on a person's driving record 1149  
under division (C) (1) of this section during that person's 1150

lifetime. 1151

(D) When a judge of a court of record suspends a person's 1152  
driver's or commercial driver's license or permit or nonresident 1153  
operating privilege and charges points against the person under 1154  
section 4510.036 of the Revised Code for the offense that 1155  
resulted in the suspension, the registrar shall credit that 1156  
period of suspension against the time of any subsequent 1157  
suspension imposed under this section for which those points 1158  
were used to impose the subsequent suspension. When a United 1159  
States district court that has jurisdiction within this state 1160  
suspends a person's driver's or commercial driver's license or 1161  
permit or nonresident operating privileges pursuant to the 1162  
"Assimilative Crimes Act," 102 Stat. 4381 (1988), 18 U.S.C.A. 1163  
13, as amended, the district court prepares an abstract pursuant 1164  
to section 4510.031 of the Revised Code, and the district court 1165  
charges points against the person under section 4510.036 of the 1166  
Revised Code for the offense that resulted in the suspension, 1167  
the registrar shall credit the period of suspension imposed by 1168  
the district court against the time of any subsequent suspension 1169  
imposed under this section for which the points were used to 1170  
impose the subsequent suspension. 1171

(E) The registrar, upon the written request of a licensee 1172  
who files a petition under division (B) of this section, shall 1173  
furnish the licensee a certified copy of the registrar's record 1174  
of the convictions and bond forfeitures of the person. This 1175  
record shall include the name, address, and date of birth of the 1176  
licensee; the name of the court in which each conviction or bail 1177  
forfeiture took place; the nature of the offense that was the 1178  
basis of the conviction or bond forfeiture; and any other 1179  
information that the registrar considers necessary. If the 1180  
record indicates that twelve points or more have been charged 1181



against the person within a two-year period, it is prima-facie 1182  
evidence that the person is a repeat traffic offender, and the 1183  
registrar shall suspend the person's driver's or commercial 1184  
driver's license or permit or nonresident operating privilege 1185  
pursuant to division (B) of this section. 1186

In hearing the petition and determining whether the person 1187  
filing the petition has shown cause why the person's driver's or 1188  
commercial driver's license or permit or nonresident operating 1189  
privilege should not be suspended, the court shall decide the 1190  
issue on the record certified by the registrar and any 1191  
additional relevant, competent, and material evidence that 1192  
either the registrar or the person whose license is sought to be 1193  
suspended submits. 1194

(F) If a petition is filed under division (B) of this 1195  
section in a county court, the prosecuting attorney of the 1196  
county in which the case is pending shall represent the 1197  
registrar in the proceedings, except that, if the petitioner 1198  
resides in a municipal corporation within the jurisdiction of 1199  
the county court, the city director of law, village solicitor, 1200  
or other chief legal officer of the municipal corporation shall 1201  
represent the registrar in the proceedings. If a petition is 1202  
filed under division (B) of this section in a municipal court, 1203  
the registrar shall be represented in the resulting proceedings 1204  
as provided in section 1901.34 of the Revised Code. 1205

(G) If the court determines from the evidence submitted 1206  
that a person who filed a petition under division (B) of this 1207  
section has failed to show cause why the person's driver's or 1208  
commercial driver's license or permit or nonresident operating 1209  
privileges should not be suspended, the court shall assess 1210  
against the person the cost of the proceedings in the appeal of 1211

the determination and suspension and shall impose the applicable 1212  
suspension under this section or suspend all or a portion of the 1213  
suspension and impose any conditions upon the person that the 1214  
court considers proper or impose upon the person a community 1215  
control sanction pursuant to section 2929.15 or 2929.25 of the 1216  
Revised Code. If the court determines from the evidence 1217  
submitted that a person who filed a petition under division (B) 1218  
of this section has shown cause why the person's driver's or 1219  
commercial driver's license or permit or nonresident operating 1220  
privileges should not be suspended, the costs of the appeal 1221  
proceeding shall be paid out of the county treasury of the 1222  
county in which the proceedings were held. 1223

(H) Any person whose driver's or commercial driver's 1224  
license or permit or nonresident operating privileges are 1225  
suspended under this section is not entitled to apply for or 1226  
receive a new driver's or commercial driver's license or permit 1227  
or to request or be granted nonresident operating privileges 1228  
during the effective period of the suspension. 1229

(I) Upon the termination of any suspension or other 1230  
penalty imposed under this section involving the surrender of 1231  
license or permit and upon the request of the person whose 1232  
license or permit was suspended or surrendered, the registrar 1233  
shall return the license or permit to the person upon 1234  
determining that the person has complied with all provisions of 1235  
section 4510.038 of the Revised Code or, if the registrar 1236  
destroyed the license or permit pursuant to section 4510.52 of 1237  
the Revised Code, shall reissue the person's license or permit. 1238

(J) Any person whose driver's or commercial driver's 1239  
license or permit or nonresident operating privileges are 1240  
suspended as a repeat traffic offender under this section and 1241

who, during the suspension, operates any motor vehicle upon any public roads and highways is guilty of driving under a twelve-point suspension, a misdemeanor of the first degree. The court shall sentence the offender to a minimum term of three days in jail. No court shall suspend the first three days of jail time imposed pursuant to this division.

(K) The registrar, in accordance with specific statutory authority, may suspend the privilege of driving a motor vehicle on the public roads and highways of this state that is granted to nonresidents by section 4507.04 of the Revised Code.

(L) (1) Except as provided in division (L) (2) of this section, any course of remedial driving instruction the director of public safety approves under this section shall require its students to attend at least fifty per cent of the course in person and the director shall not approve any course of remedial driving instruction that permits its students to take more than fifty per cent of the course in any other manner, including via video teleconferencing or the internet.

(2) The director may approve a course of remedial instruction that permits students to take the entire course via video teleconferencing or the internet. In accordance with division (C) of this section, upon receiving an application with a certificate or other proof of completion of a course approved under this division, the registrar shall approve the two-point reduction.

(M) The registrar shall not impose any reinstatement fee for the reinstatement of a driver's license or permit, other than a commercial driver's license or permit, suspended under this section if both of the following apply:

(1) The person demonstrates valid proof of financial 1271  
responsibility; 1272

(2) The offense for which the license was suspended was 1273  
not alcohol, drug, or weapon related and did not involve 1274  
physical harm or serious property damage. 1275

**Sec. 4510.05. (A)** Except as otherwise provided in section 1276  
4510.07 or in any other provision of the Revised Code, whenever 1277  
an offender is convicted of or pleads guilty to a violation of a 1278  
municipal ordinance that is substantially similar to a provision 1279  
of the Revised Code, and a court is permitted or required to 1280  
suspend a person's driver's or commercial driver's license or 1281  
permit for a violation of that provision, a court, in addition 1282  
to any other penalties authorized by law, may suspend the 1283  
offender's driver's or commercial driver's license or permit or 1284  
nonresident operating privileges for the period of time the 1285  
court determines appropriate, but the period of suspension 1286  
imposed for the violation of the municipal ordinance shall not 1287  
exceed the period of suspension that is permitted or required to 1288  
be imposed for the violation of the provision of the Revised 1289  
Code to which the municipal ordinance is substantially similar. 1290

(B) The registrar of motor vehicles shall not impose any 1291  
reinstatement fee for the reinstatement of a driver's license or 1292  
permit, other than a commercial driver's license or permit, 1293  
suspended under this section if both of the following apply: 1294

(1) The person demonstrates valid proof of financial 1295  
responsibility; 1296

(2) The offense for which the license was suspended was 1297  
not alcohol, drug, or weapon related and did not involve 1298  
physical harm or serious property damage. 1299

**Sec. 4510.06.** (A) If a United States district court whose jurisdiction lies within this state suspends or cancels the driver's or commercial driver's license, permit, or nonresident operating privileges of any person pursuant to the "Assimilative Crimes Act," 102 Stat. 4381 (1988), 18 U.S.C.A. 13, as amended, that suspension or cancellation is deemed to have the same effect throughout this state as if it were imposed under the laws of this state. In that type of case, if the United States district court observes the procedures prescribed by the Revised Code and utilizes the forms prescribed by the registrar of motor vehicles, the bureau of motor vehicles shall make the appropriate notation or record and shall take any other action that is prescribed or permitted by the Revised Code.

(B) The registrar of motor vehicles shall not impose any reinstatement fee for the reinstatement of a driver's license or permit, other than a commercial driver's license or permit, suspended under this section if both of the following apply:

(1) The person demonstrates valid proof of financial responsibility;

(2) The offense for which the license was suspended was not alcohol, drug, or weapon related and did not involve physical harm or serious property damage.

**Sec. 4510.10.** (A) As used in this section, "reinstatement fees" means the fees that are required under section 4507.1612, 4507.45, 4509.101, 4509.81, 4511.191, 4511.951, or any other provision of the Revised Code, or under a schedule established by the bureau of motor vehicles, in order to reinstate a driver's or commercial driver's license or permit or nonresident operating privilege of an offender under a suspension.

(B) Reinstatement fees are those fees that compensate the bureau of motor vehicles for suspensions, cancellations, or disqualifications of a person's driving privileges and to compensate the bureau and other agencies in their administration of programs intended to reduce and eliminate threats to public safety through education, treatment, and other activities. The registrar of motor vehicles shall not reinstate a driver's or commercial driver's license or permit or nonresident operating privilege of a person until the person has paid all reinstatement fees and has complied with all conditions for each suspension, cancellation, or disqualification incurred by that person.

(C) When a municipal court or county court determines in a pending case involving an offender that the offender cannot reasonably pay reinstatement fees due and owing by the offender relative to one or more suspensions that have been or will be imposed by the bureau of motor vehicles or by a court of this state, the court, by order, may undertake an installment payment plan or a payment extension plan for the payment of reinstatement fees due and owing to the bureau in that pending case. The court shall establish an installment payment plan or a payment extension plan under this division in accordance with the requirements of divisions (D) (1) and (2) of this section.

(D) Independent of the provisions of division (C) of this section, an offender who cannot reasonably pay reinstatement fees due and owing by the offender relative to a suspension that has been imposed on the offender may file a petition in the municipal court, county court, or, if the person is under the age of eighteen, the juvenile division of the court of common pleas in whose jurisdiction the person resides or, if the person is not a resident of this state, in the Franklin county

municipal court or juvenile division of the Franklin county 1360  
court of common pleas for an order that does either of the 1361  
following, in order of preference: 1362

(1) Establishes a reasonable payment plan of not less than 1363  
fifty dollars per month, to be paid by the offender to the 1364  
registrar of motor vehicles or an eligible deputy registrar, in 1365  
all succeeding months until all reinstatement fees required of 1366  
the offender are paid in full. If the person is making payments 1367  
to a deputy registrar, the deputy registrar shall collect a 1368  
service fee of ten dollars each time the deputy registrar 1369  
collects a payment to compensate the deputy registrar for 1370  
services performed under this section. The deputy registrar 1371  
shall retain eight dollars of the service fee and shall transmit 1372  
the reinstatement payments, plus two dollars of each service 1373  
fee, to the registrar in the manner the registrar shall 1374  
determine. 1375

(2) If the offender, but for the payment of the 1376  
reinstatement fees, otherwise would be entitled to operate a 1377  
vehicle in this state or to obtain reinstatement of the 1378  
offender's operating privileges, permits the offender to operate 1379  
a motor vehicle, as authorized by the court, until a future date 1380  
upon which date all reinstatement fees must be paid in full. A 1381  
payment extension granted under this division shall not exceed 1382  
one hundred eighty days, and any operating privileges granted 1383  
under this division shall be solely for the purpose of 1384  
permitting the offender occupational or "family necessity" 1385  
privileges in order to enable the offender to reasonably acquire 1386  
the delinquent reinstatement fees due and owing. 1387

(E) If a municipal court, county court, or juvenile 1388  
division enters an order of the type described in division (C) 1389

or division (D) (1) or (2) of this section, the court, at any 1390  
time after the issuance of the order, may determine that a 1391  
change of circumstances has occurred and may amend the order as 1392  
justice requires, provided that the amended order also shall be 1393  
an order that is permitted under division (C) or division (D) (1) 1394  
or (2) of this section. 1395

(F) If a court enters an order of the type described in 1396  
division (C), (D) (1), (D) (2), or (E) of this section, during the 1397  
pendency of the order, the offender in relation to whom it 1398  
applies is not subject to prosecution for failing to pay the 1399  
reinstatement fees covered by the order. 1400

(G) In addition to divisions (A) to (F) of this section, 1401  
the registrar, with the approval of the director of public 1402  
safety and in accordance with Chapter 119. of the Revised Code, 1403  
may adopt rules that permit a person to pay reinstatement fees 1404  
in installments in accordance with this division. The rules may 1405  
contain any of the following provisions: 1406

(1) A schedule establishing a minimum monthly payment 1407  
amount; 1408

(2) If the person otherwise would have valid driving 1409  
privileges but for the payment of the reinstatement fees, the 1410  
registrar may record the person's driving privileges as "valid" 1411  
so long as the person's installments are current. 1412

(3) If the person's installments are not current, the 1413  
registrar may record the person's driving privileges as 1414  
"suspended" or "failure to reinstate," as appropriate. 1415

(4) Any other provision the registrar reasonably may 1416  
prescribe. 1417

(H) Reinstatement fees are debts that may be discharged in 1418



bankruptcy. 1419

(I) (1) No reinstatement fee shall be imposed to reinstate 1420  
a temporary instruction permit or driver's license, not 1421  
including a commercial driver's license or permit, suspended 1422  
under section 2151.354, 2152.19, 2152.21, 2907.24, 2913.02, 1423  
4507.20, 4509.101, 4509.17, 4509.24, 4509.40, 4510.037, 4510.05, 1424  
4510.06, 4510.15, 4510.22, 4510.23, 4510.31, 4510.32, 4511.203, 1425  
4511.205, 4511.251, 4511.75, 4549.02, 4549.021, or 5743.99 of 1426  
the Revised Code, except as otherwise provided in those 1427  
sections. 1428

(2) The registrar shall conduct a public service 1429  
announcement regarding the categories of offenses for which no 1430  
reinstatement fee may be imposed to reinstate a suspended permit 1431  
or license as provided in division (I) (1) of this section. In 1432  
addition, the registrar shall make available on the registrar's 1433  
web site a list of those categories of offenses. 1434

**Sec. 4510.22.** (A) If a person who has a current valid Ohio 1435  
driver's, commercial driver's license, or temporary instruction 1436  
permit is charged with a violation of any provision in sections 1437  
4503.11, 4503.12, 4503.182, 4503.21, 4507.02, 4507.05, 4507.35, 1438  
4510.11, 4510.111, 4510.12, 4510.16, 4510.21, 4511.01 to 1439  
4511.76, 4511.81, 4511.82, 4511.84, 4513.01 to 4513.65, or 1440  
4549.01 to 4549.65 of the Revised Code or with a violation of 1441  
any substantially equivalent municipal ordinance and if the 1442  
person either fails to appear in court at the required time and 1443  
place to answer the charge or pleads guilty to or is found 1444  
guilty of the violation and fails within the time allowed by the 1445  
court to pay the fine imposed by the court, the court may 1446  
declare the forfeiture of the person's license. Thirty days 1447  
after such a declaration of forfeiture, the court shall inform 1448

the registrar of motor vehicles of the forfeiture by entering 1449  
information relative to the forfeiture on a form approved and 1450  
furnished by the registrar and sending the form to the 1451  
registrar. The court also shall forward the person's license, if 1452  
it is in the possession of the court, to the registrar. 1453

The registrar shall impose a class F suspension of the 1454  
person's driver's or commercial driver's license, or temporary 1455  
instruction permit for the period of time specified in division 1456  
(B) (6) of section 4510.02 of the Revised Code on any person who 1457  
is named in a declaration received by the registrar under this 1458  
section. The registrar shall send written notification of the 1459  
suspension to the person at the person's last known address and, 1460  
if the person is in possession of the license, order the person 1461  
to surrender the person's license or permit to the registrar 1462  
within forty-eight hours. 1463

No valid driver's or commercial driver's license shall be 1464  
granted to the person after the suspension, unless the court 1465  
having jurisdiction of the offense that led to the suspension 1466  
orders that the forfeiture be terminated. The court shall order 1467  
the termination of the forfeiture if the person thereafter 1468  
appears to answer the charge and pays any fine imposed by the 1469  
court or pays the fine originally imposed by the court. The 1470  
court shall inform the registrar of the termination of the 1471  
forfeiture by entering information relative to the termination 1472  
on a form approved and furnished by the registrar and sending 1473  
the form to the registrar. ~~The~~ A person seeking to reinstate a 1474  
commercial driver's license or permit shall pay to the registrar 1475  
of motor vehicles or an eligible deputy registrar a twenty-five- 1476  
dollar reinstatement fee. In addition, each deputy registrar 1477  
shall collect a service fee of ten dollars to compensate the 1478  
deputy registrar for services performed under this section. The 1479

deputy registrar shall retain eight dollars of the service fee 1480  
and shall transmit the reinstatement fee, plus two dollars of 1481  
the service fee, to the registrar in the manner the registrar 1482  
shall determine. The registrar shall deposit fifteen dollars of 1483  
the reinstatement fee into the state treasury to the credit of 1484  
the public safety - highway purposes fund created by section 1485  
4501.06 of the Revised Code to cover the costs of the bureau in 1486  
administering this section and shall deposit ten dollars of the 1487  
fee into the state treasury to the credit of the indigent 1488  
defense support fund created by section 120.08 of the Revised 1489  
Code. 1490

(B) In addition to suspending the driver's or commercial 1491  
driver's license or permit of the person named in a declaration 1492  
of forfeiture, the registrar, upon receipt from the court of the 1493  
copy of the declaration of forfeiture, shall take any measures 1494  
that may be necessary to ensure that neither the registrar nor 1495  
any deputy registrar accepts any application for the 1496  
registration or transfer of registration of any motor vehicle 1497  
owned or leased by the person named in the declaration of 1498  
forfeiture. However, for a motor vehicle leased by a person 1499  
named in a declaration of forfeiture, the registrar shall not 1500  
implement the preceding sentence until the registrar adopts 1501  
procedures for that implementation under section 4503.39 of the 1502  
Revised Code. The period of denial of registration or transfer 1503  
shall continue until such time as the court having jurisdiction 1504  
of the offense that led to the suspension orders the forfeiture 1505  
be terminated. Upon receipt by the registrar of an order 1506  
terminating the forfeiture, the registrar also shall take any 1507  
measures that may be necessary to permit the person to register 1508  
a motor vehicle owned or leased by the person or to transfer the 1509  
registration of such a motor vehicle, if the person later makes 1510

application to take such action and otherwise is eligible to 1511  
register the motor vehicle or to transfer its registration. 1512

The registrar shall not be required to give effect to any 1513  
declaration of forfeiture or order terminating a forfeiture 1514  
provided by a court under this section unless the information 1515  
contained in the declaration or order is transmitted to the 1516  
registrar by means of an electronic transfer system. The 1517  
registrar shall not restore the person's driving or vehicle 1518  
registration privileges until the person pays the reinstatement 1519  
fee as provided in this section. 1520

The period of denial relating to the issuance or transfer 1521  
of a certificate of registration for a motor vehicle imposed 1522  
pursuant to this division remains in effect until the person 1523  
pays any fine imposed by the court relative to the offense. 1524

**Sec. 4510.31.** (A) (1) Except as provided in division (C) (1) 1525  
or (2) of this section, the registrar of motor vehicles shall 1526  
suspend the probationary driver's license, restricted license, 1527  
or temporary instruction permit issued to any person when the 1528  
person has been convicted of, pleaded guilty to, or been 1529  
adjudicated in juvenile court of having committed, prior to the 1530  
person's eighteenth birthday, any of the following: 1531

(a) Three separate violations of section 2903.06, 2903.08, 1532  
2921.331, 4511.12, 4511.13, 4511.191, 4511.20, 4511.201, 1533  
4511.202, 4511.21, 4511.22, 4511.23, 4511.25 to 4511.48, 4511.57 1534  
to 4511.65, 4511.75, 4549.02, 4549.021, or 4549.03 of the 1535  
Revised Code, section 4510.14 of the Revised Code involving a 1536  
suspension imposed under section 4511.191 or 4511.196 of the 1537  
Revised Code, section 2903.04 of the Revised Code in a case in 1538  
which the person would have been subject to the sanctions 1539  
described in division (D) of that section had the person been 1540

convicted of the violation of that section, former section 1541  
2903.07 of the Revised Code, or any municipal ordinances 1542  
similarly relating to the offenses referred to in those 1543  
sections; 1544

(b) One violation of section 4511.19 of the Revised Code 1545  
or a substantially similar municipal ordinance; 1546

(c) Two separate violations of any of the Revised Code 1547  
sections referred to in division (A)(1)(a) of this section, or 1548  
any municipal ordinance that is substantially similar to any of 1549  
those sections. 1550

(2) Any person whose license or permit is suspended under 1551  
division (A)(1)(a), (b), or (c) of this section shall mail or 1552  
deliver the person's probationary driver's license, restricted 1553  
license, or temporary instruction permit to the registrar within 1554  
fourteen days of notification of the suspension. The registrar 1555  
shall retain the license or permit during the period of the 1556  
suspension. A suspension pursuant to division (A)(1)(a) of this 1557  
section shall be a class C suspension, a suspension pursuant to 1558  
division (A)(1)(b) of this section shall be a class D 1559  
suspension, and a suspension pursuant to division (A)(1)(c) of 1560  
this section shall be a class E suspension, all for the periods 1561  
of time specified in division (B) of section 4510.02 of the 1562  
Revised Code. If the person's probationary driver's license, 1563  
restricted license, or temporary instruction permit is under 1564  
suspension on the date the court imposes sentence upon the 1565  
person for a violation described in division (A)(1)(b) of this 1566  
section, the suspension shall take effect on the next day 1567  
immediately following the end of that period of suspension. If 1568  
the person is sixteen years of age or older and pleads guilty to 1569  
or is convicted of a violation described in division (A)(1)(b) 1570

of this section and the person does not have a current, valid 1571  
probationary driver's license, restricted license, or temporary 1572  
instruction permit, the registrar shall deny the issuance to the 1573  
person of a probationary driver's license, restricted license, 1574  
driver's license, commercial driver's license, or temporary 1575  
instruction permit, as the case may be, for six months beginning 1576  
on the date the court imposes sentence upon the person for the 1577  
violation. If the person has not attained the age of sixteen 1578  
years on the date the court imposes sentence upon the person for 1579  
the violation, the period of denial shall commence on the date 1580  
the person attains the age of sixteen years. 1581

(3) The registrar shall suspend the person's license or 1582  
permit under division (A) of this section regardless of whether 1583  
the disposition of the case in juvenile court occurred after the 1584  
person's eighteenth birthday. 1585

(B) The registrar also shall impose a class D suspension 1586  
for the period of time specified in division (B) (4) of section 1587  
4510.02 of the Revised Code of the temporary instruction permit 1588  
or probationary driver's license of any person under the age of 1589  
eighteen who has been adjudicated an unruly child, delinquent 1590  
child, or juvenile traffic offender for having committed any act 1591  
that if committed by an adult would be a drug abuse offense or a 1592  
violation of division (B) of section 2917.11 of the Revised 1593  
Code. The registrar, in the registrar's discretion, may 1594  
terminate the suspension if the child, at the discretion of the 1595  
court, attends and satisfactorily completes a drug abuse or 1596  
alcohol abuse education, intervention, or treatment program 1597  
specified by the court. Any person whose temporary instruction 1598  
permit or probationary driver's license is suspended under this 1599  
division shall mail or deliver the person's permit or license to 1600  
the registrar within fourteen days of notification of the 1601

suspension. The registrar shall retain the permit or license 1602  
during the period of the suspension. 1603

(C) (1) (a) Except as provided in division (C) (1) (c) of this 1604  
section, for any person who is convicted of, pleads guilty to, 1605  
or is adjudicated in juvenile court of having committed a second 1606  
or third violation of section 4511.12, 4511.13, 4511.20 to 1607  
4511.23, 4511.25, 4511.26 to 4511.48, 4511.57 to 4511.65, or 1608  
4511.75 of the Revised Code or any similar municipal ordinances 1609  
and whose license or permit is suspended under division (A) (1) 1610  
(a) or (c) of this section, the court in which the second or 1611  
third conviction, finding, plea, or adjudication resulting in 1612  
the suspension was made, upon petition of the person, may grant 1613  
the person limited driving privileges during the period during 1614  
which the suspension otherwise would be imposed under division 1615  
(A) (1) (a) or (c) of this section for any of the purposes set 1616  
forth in division (A) of section 4510.021 of the Revised Code. 1617  
In granting the limited driving privileges, the court shall 1618  
specify the purposes, times, and places of the privileges and 1619  
may impose any other conditions upon the person's driving a 1620  
motor vehicle that the court considers reasonable and necessary. 1621

A court that grants limited driving privileges to a person 1622  
under this division shall retain the person's probationary 1623  
driver's license, restricted license, or temporary instruction 1624  
permit during the period the license or permit is suspended and 1625  
also during the period for which limited driving privileges are 1626  
granted, and shall deliver to the person a permit card, in a 1627  
form to be prescribed by the court, setting forth the date on 1628  
which the limited driving privileges will become effective, the 1629  
purposes for which the person may drive, the times and places at 1630  
which the person may drive, and any other conditions imposed 1631  
upon the person's use of a motor vehicle. 1632

The court immediately shall notify the registrar, in 1633  
writing, of a grant of limited driving privileges under this 1634  
division. The notification shall specify the date on which the 1635  
limited driving privileges will become effective, the purposes 1636  
for which the person may drive, the times and places at which 1637  
the person may drive, and any other conditions imposed upon the 1638  
person's use of a motor vehicle. The registrar shall not suspend 1639  
the probationary driver's license, restricted license, or 1640  
temporary instruction permit of any person pursuant to division 1641  
(A) of this section during any period for which the person has 1642  
been granted limited driving privileges as provided in this 1643  
division, if the registrar has received the notification 1644  
described in this division from the court. 1645

(b) Except as provided in division (C) (1) (c) of this 1646  
section, in any case in which the temporary instruction permit 1647  
or probationary driver's license of a person under eighteen 1648  
years of age has been suspended under division (A) or (B) of 1649  
this section or any other provision of law, the court may grant 1650  
the person limited driving privileges for the purpose of the 1651  
person's practicing of driving with the person's parent, 1652  
guardian, or other custodian during the period of the 1653  
suspension. Any grant of limited driving privileges under this 1654  
division shall comply with division (D) of section 4510.021 of 1655  
the Revised Code. 1656

(c) A court shall not grant limited driving privileges to 1657  
a person identified in division (C) (1) (a) or (b) of this section 1658  
if the person, within the preceding six years, has been 1659  
convicted of, pleaded guilty to, or adjudicated in juvenile 1660  
court of having committed three or more violations of one or 1661  
more of the divisions or sections set forth in divisions (G) (2) 1662  
(b) to (g) of section 2919.22 of the Revised Code. 1663



(2) (a) In a case in which a person is convicted of, pleads 1664  
guilty to, or is adjudicated in juvenile court of having 1665  
committed, prior to the person's eighteenth birthday, a second 1666  
or third violation of section 4511.12, 4511.13, 4511.20 to 1667  
4511.23, 4511.25, 4511.26 to 4511.48, 4511.57 to 4511.65, or 1668  
4511.75 of the Revised Code or any similar municipal ordinances 1669  
and division (A) (1) (a) or (c) of this section requires the 1670  
registrar of motor vehicles to suspend the person's license or 1671  
permit, the court in which the person is convicted of, pleads 1672  
guilty to, or is adjudicated of having committed the second or 1673  
third violation may elect to order the registrar of motor 1674  
vehicles to waive the suspension if all of the following apply: 1675

(i) Prior to the date on which the court imposes sentence 1676  
upon, or makes an order of disposition for, the person for the 1677  
second or third violation, the person submits to the court a 1678  
petition requesting the court to order the registrar to waive 1679  
the prescribed suspension and describing the reasons why the 1680  
person believes the suspension, if imposed, would seriously 1681  
affect the person's ability to continue in employment, 1682  
educational training, vocational training, or treatment. 1683

(ii) Prior to the date specified in division (C) (2) (a) (i) 1684  
of this section, the person submits to the court satisfactory 1685  
proof showing that the person successfully completed an advanced 1686  
juvenile driver improvement program approved by the director of 1687  
public safety under division (B) of section 4510.311 of the 1688  
Revised Code after the date the person committed that second or 1689  
third violation. 1690

(iii) Prior to imposing sentence upon, or making an order 1691  
of disposition for, the person for the second or third 1692  
violation, the court finds reasonable cause to believe that the 1693

suspension, if imposed, would seriously affect the person's 1694  
ability to continue in employment, educational training, 1695  
vocational training, or treatment. 1696

(iv) If the court is imposing sentence upon, or making an 1697  
order of disposition for, the person for a third violation, the 1698  
person did not submit to the court that imposed sentence upon, 1699  
or made an order of disposition for, the person for the second 1700  
violation a petition of the type described in division (C) (2) (a) 1701  
(i) of this section, and the court that imposed sentence upon, 1702  
or made an order of disposition for, the person for that second 1703  
violation did not order the registrar of motor vehicles to waive 1704  
the suspension of the person's license or permit required under 1705  
division (A) (1) (c) of this section for the conviction of, plea 1706  
of guilty to, or adjudication in juvenile court of having 1707  
committed that second violation. 1708

(b) If a court elects pursuant to division (C) (2) (a) of 1709  
this section to order the registrar of motor vehicles to waive a 1710  
suspension that otherwise is required under division (A) (1) (a) 1711  
or (c) of this section, the court immediately shall send a 1712  
written copy of the order to the registrar. Upon receipt of the 1713  
written copy of the order, the registrar shall not suspend 1714  
pursuant to division (A) (1) (a) or (c) of this section the 1715  
probationary driver's license, restricted license, or temporary 1716  
instruction permit of the person who is the subject of the order 1717  
for the second or third violation for which the suspension 1718  
otherwise would be imposed under that division. 1719

(D) If a person who has been granted limited driving 1720  
privileges under division (C) (1) of this section is convicted 1721  
of, pleads guilty to, or is adjudicated in juvenile court of 1722  
having committed, a violation of Chapter 4510. of the Revised 1723

Code, or a subsequent violation of any of the sections of the 1724  
Revised Code listed in division (A) (1) (a) of this section or any 1725  
similar municipal ordinance during the period for which the 1726  
person was granted limited driving privileges, the court that 1727  
granted the limited driving privileges shall suspend the 1728  
person's permit card. The court or the clerk of the court 1729  
immediately shall forward the person's probationary driver's 1730  
license, restricted license, or temporary instruction permit 1731  
together with written notification of the court's action to the 1732  
registrar. Upon receipt of the license or permit and 1733  
notification, the registrar shall impose a class C suspension of 1734  
the person's probationary driver's license, restricted license, 1735  
or temporary instruction permit for the period of time specified 1736  
in division (B) (3) of section 4510.02 of the Revised Code. The 1737  
registrar shall retain the license or permit during the period 1738  
of suspension, and no further limited driving privileges shall 1739  
be granted during that period. 1740

(E) No application for a driver's or commercial driver's 1741  
license shall be received from any person whose probationary 1742  
driver's license, restricted license, or temporary instruction 1743  
permit has been suspended under this section until each of the 1744  
following has occurred: 1745

(1) The suspension period has expired; 1746

(2) A temporary instruction permit or commercial driver's 1747  
license temporary instruction permit has been issued; 1748

(3) The person successfully completes a juvenile driver 1749  
improvement program approved by the director of public safety 1750  
under division (A) of section 4510.311 of the Revised Code; 1751

(4) The applicant has submitted to the examination for a 1752

driver's license as provided for in section 4507.11 or a 1753  
commercial driver's license as provided in Chapter 4506. of the 1754  
Revised Code. 1755

(F) The registrar shall only impose a reinstatement fee 1756  
for the reinstatement of a license or permit suspended under 1757  
division (A) of this section if the offense for which the 1758  
suspension was imposed was drug, alcohol, or weapon related. 1759

**Sec. 4510.32.** (A) The registrar of motor vehicles shall 1760  
record within ten days of receipt and keep at the main office of 1761  
the bureau of motor vehicles all information provided to the 1762  
registrar by the superintendent of a school district in 1763  
accordance with division (B) of section 3321.13 of the Revised 1764  
Code. 1765

(B) Whenever the registrar receives a notice under 1766  
division (B) of section 3321.13 of the Revised Code, the 1767  
registrar shall impose a class F suspension of the temporary 1768  
instruction permit or driver's license of the person who is the 1769  
subject of the notice for the period of time specified in 1770  
division (B)(6) of section 4510.02 of the Revised Code, or, if 1771  
the person has not been issued a temporary instruction permit or 1772  
driver's license, the registrar shall deny to the person the 1773  
issuance of a permit or license. The requirements of the second 1774  
paragraph of section 119.06 of the Revised Code do not apply to 1775  
a suspension of a person's temporary instruction permit or 1776  
driver's license or a denial of a person's opportunity to obtain 1777  
a temporary instruction permit or driver's license by the 1778  
registrar under this division. 1779

(C) Upon suspending the temporary instruction permit or 1780  
driver's license of any person or denying any person the 1781  
opportunity to be issued such a license or permit as provided in 1782

division (B) of this section, the registrar immediately shall 1783  
notify the person in writing of the suspension or denial and 1784  
inform the person that the person may petition for a hearing as 1785  
provided in division (E) of this section. 1786

(D) Any person whose permit or license is suspended under 1787  
this section shall mail or deliver the person's permit or 1788  
license to the registrar of motor vehicles within twenty days of 1789  
notification of the suspension; however, the person's permit or 1790  
license and the person's driving privileges shall be suspended 1791  
immediately upon receipt of the notification. The registrar may 1792  
retain the permit or license during the period of the suspension 1793  
or the registrar may destroy it under section 4510.52 of the 1794  
Revised Code. 1795

(E) Any person whose temporary instruction permit or 1796  
driver's license has been suspended, or whose opportunity to 1797  
obtain such a permit or license has been denied pursuant to this 1798  
section, may file a petition in the juvenile court in whose 1799  
jurisdiction the person resides alleging error in the action 1800  
taken by the registrar under division (B) of this section or 1801  
alleging one or more of the matters within the scope of the 1802  
hearing, as described in this division, or both. The petitioner 1803  
shall notify the registrar and the superintendent of the school 1804  
district who gave the notice to the registrar and juvenile judge 1805  
under division (B) of section 3321.13 of the Revised Code of the 1806  
filing of the petition and send them copies of the petition. The 1807  
scope of the hearing is limited to the issues of whether the 1808  
notice given by the superintendent to the registrar was in error 1809  
and whether the suspension or denial of driving privileges will 1810  
result in substantial hardship to the petitioner. 1811

The registrar shall furnish the court a copy of the record 1812

created in accordance with division (A) of this section. The 1813  
registrar and the superintendent shall furnish the court with 1814  
any other relevant information required by the court. 1815

In hearing the matter and determining whether the 1816  
petitioner has shown that the petitioner's temporary instruction 1817  
permit or driver's license should not be suspended or that the 1818  
petitioner's opportunity to obtain such a permit or license 1819  
should not be denied, the court shall decide the issue upon the 1820  
information furnished by the registrar and the superintendent 1821  
and any such additional evidence that the registrar, the 1822  
superintendent, or the petitioner submits. 1823

If the court finds from the evidence submitted that the 1824  
petitioner has failed to show error in the action taken by the 1825  
registrar under division (B) of this section and has failed to 1826  
prove any of the matters within the scope of the hearing, then 1827  
the court may assess the cost of the proceeding against the 1828  
petitioner and shall uphold the suspension of the petitioner's 1829  
permit or license or the denial of the petitioner's opportunity 1830  
to obtain a permit or license. If the court finds that the 1831  
petitioner has shown error in the action taken by the registrar 1832  
under division (B) of this section or has proved one or more of 1833  
the matters within the scope of the hearing, or both, the cost 1834  
of the proceeding shall be paid out of the county treasury of 1835  
the county in which the proceedings were held, and the 1836  
suspension of the petitioner's permit or license or the denial 1837  
of the person's opportunity to obtain a permit or license shall 1838  
be terminated. 1839

(F) The registrar shall cancel the record created under 1840  
this section of any person who is the subject of a notice given 1841  
under division (B) of section 3321.13 of the Revised Code and 1842

shall terminate the suspension of the person's permit or license 1843  
or the denial of the person's opportunity to obtain a permit or 1844  
license, if any of the following applies: 1845

(1) The person is at least eighteen years of age. 1846

(2) The person provides evidence, as the registrar shall 1847  
require by rule, of receipt of a high school diploma or a 1848  
certificate of high school equivalence. 1849

(3) The superintendent of a school district informs the 1850  
registrar that the notification of withdrawal, habitual absence 1851  
without legitimate excuse, suspension, or expulsion concerning 1852  
the person was in error. 1853

(4) The suspension or denial was imposed subsequent to a 1854  
notification given under division (B)(3) or (4) of section 1855  
3321.13 of the Revised Code, and the superintendent of a school 1856  
district informs the registrar that the person in question has 1857  
satisfied any terms or conditions established by the school as 1858  
necessary to terminate the suspension or denial of driving 1859  
privileges. 1860

(5) The suspension or denial was imposed subsequent to a 1861  
notification given under division (B)(1) of section 3321.13 of 1862  
the Revised Code, and the superintendent of a school district 1863  
informs the registrar that the person in question is now 1864  
attending school or enrolled in and attending an approved 1865  
program to obtain a diploma or its equivalent to the 1866  
satisfaction of the school superintendent. 1867

(6) The suspension or denial was imposed subsequent to a 1868  
notification given under division (B)(2) of section 3321.13 of 1869  
the Revised Code, the person has completed at least one semester 1870  
or term of school after the one in which the notification was 1871

given, the person requests the superintendent of the school 1872  
district to notify the registrar that the person no longer is 1873  
habitually absent without legitimate excuse, the superintendent 1874  
determines that the person has not been absent from school 1875  
without legitimate excuse in the current semester or term, as 1876  
determined under that division, for more than sixty consecutive 1877  
hours or for more than ninety total hours, and the 1878  
superintendent informs the registrar of that fact. If a person 1879  
described in division (F) (6) of this section requests the 1880  
superintendent of the school district to notify the registrar 1881  
that the person no longer is habitually absent without 1882  
legitimate excuse and the superintendent makes the determination 1883  
described in this division, the superintendent shall provide the 1884  
information described in division (F) (6) of this section to the 1885  
registrar within five days after receiving the request. 1886

(7) The suspension or denial was imposed subsequent to a 1887  
notification given under division (B) (2) of section 3321.13 of 1888  
the Revised Code, and the superintendent of a school district 1889  
informs the registrar that the person in question has received 1890  
an age and schooling certificate in accordance with section 1891  
3331.01 of the Revised Code. 1892

(8) The person filed a petition in court under division 1893  
(E) of this section and the court found that the person showed 1894  
error in the action taken by the registrar under division (B) of 1895  
this section or proved one or more of the matters within the 1896  
scope of the hearing on the petition, as set forth in division 1897  
(E) of this section, or both. 1898

(G) At the end of the suspension period under this section 1899  
and upon the request of the person whose temporary instruction 1900  
permit or driver's license was suspended, the registrar shall 1901



return the driver's license or permit to the person or reissue 1902  
the person's license or permit under section 4510.52 of the 1903  
Revised Code, if the registrar destroyed the suspended license 1904  
or permit under that section. The person is required to pay any 1905  
applicable reinstatement fee unless the person provides to the 1906  
registrar of motor vehicles proof of a valid high school diploma 1907  
or certificate of high school equivalence. 1908

**Section 2.** That existing sections 2151.354, 2152.19, 1909  
2152.21, 4507.1614, 4509.101, 4510.037, 4510.05, 4510.06, 1910  
4510.10, 4510.22, 4510.31, and 4510.32 of the Revised Code are 1911  
hereby repealed. 1912

**Section 3.** This act shall be known as the Reinstatement 1913  
Fee Amnesty Initiative. 1914