

## As Introduced

125th General Assembly  
Regular Session  
2003-2004

H. B. No. 230

Representative Reinhard

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### A BILL

To amend sections 109.801, 1548.06, 1548.09, 1548.13, 1  
2935.27, 2937.221, 3937.41, 3937.45, 4501.01, 2  
4501.02, 4501.021, 4503.01, 4503.03, 4503.034, 3  
4503.04, 4503.041, 4503.042, 4503.10, 4503.12, 4  
4503.24, 4503.44, 4505.06, 4505.08, 4505.09, 5  
4505.10, 4505.11, 4505.13, 4505.141, 4506.01, 6  
4506.08, 4506.11, 4506.12, 4507.13, 4507.141, 7  
4506.01, 4507.19, 4507.20, 4507.50, 4507.51, 8  
4507.53, 4507.99, 4509.05, 4509.101, 4509.79, 9  
4510.036, 4510.22, 4510.31, 4510.43, 4511.01, 10  
4513.61, 4513.63, 4517.10, 4517.14, 4519.03, 11  
4519.05, 4519.55, 4519.56, 4519.58, 4519.61, 12  
4519.631, 4519.68, 4549.08, 4738.05, 4738.18, 13  
4905.06, 4919.79, 4923.20, 5502.11, 5503.03, 14  
5503.34, 5577.05, and 5577.99 and to enact 15  
sections 4503.642, 4507.1614, 4511.121, 4549.081, 16  
and 5502.011 of the Revised Code to revise and 17  
clarify the laws governing the Department of 18  
Public Safety, including the Bureau of Motor 19  
Vehicles and the State Highway Patrol, to make 20  
changes and corrections to the motor vehicle 21  
certificate of title law, and to amend the 22  
versions of sections 4501.01, 4503.10, 4503.12, 23  
4503.44, 4505.11, 4506.01, 4506.11, 4506.12, 24  
4507.13, 4507.19, 4507.20, 4507.50, 4507.99, 25

4509.101, 4509.79, 4511.01, and 4519.05 of the 26  
Revised Code that are scheduled to take effect 27  
January 1, 2004, to continue the provisions of 28  
this act on and after that effective date. 29

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

**Section 1.** That sections 109.801, 1548.06, 1548.09, 1548.13, 30  
2935.27, 2937.221, 3937.41, 3937.45, 4501.01, 4501.02, 4501.021, 31  
4503.01, 4503.03, 4503.034, 4503.04, 4503.041, 4503.042, 4503.10, 32  
4503.12, 4503.24, 4503.44, 4505.06, 4505.08, 4505.09, 4505.10, 33  
4505.11, 4505.13, 4505.141, 4506.01, 4506.08, 4506.11, 4506.12, 34  
4507.13, 4507.141, 4507.19, 4507.20, 4507.50, 4507.51, 4507.53, 35  
4507.99, 4509.05, 4509.101, 4509.79, 4510.036, 4510.22, 4510.31, 36  
4510.43, 4511.01, 4513.61, 4513.63, 4517.10, 4517.14, 4519.03, 37  
4519.05, 4519.55, 4519.56, 4519.58, 4519.61, 4519.631, 4519.68, 38  
4549.08, 4738.05, 4738.18, 4905.06, 4919.79, 4923.20, 5502.11, 39  
5503.03, 5503.34, 5577.05, and 5577.99 be amended and sections 40  
4503.642, 4507.1614, 4511.121, 4549.081, and 5502.011 of the 41  
Revised Code be enacted to read as follows: 42

**Sec. 109.801.** (A)(1) Each year the following persons shall 43  
complete successfully a firearms requalification program approved 44  
by the executive director of the Ohio peace officer training 45  
commission in accordance with rules adopted by the attorney 46  
general pursuant to section 109.743 of the Revised Code: any 47  
sheriff, deputy sheriff, marshal, deputy marshal, township 48  
constable, chief of police or member of an organized police 49  
department of a municipal corporation or township, chief of police 50  
or member of a township police district police force, 51  
superintendent of the state highway patrol, state highway patrol 52  
trooper, special police officer of the state highway patrol 53  
designated under section 5503.09 of the Revised Code, enforcement 54

agent employed under section 5502.14 of the Revised Code, or chief 55  
of police of a university or college police department or state 56  
university law enforcement officer appointed under section 3345.04 57  
of the Revised Code; any parole or probation officer who carries a 58  
firearm in the course of official duties; any employee of the 59  
department of natural resources who is a natural resources law 60  
enforcement staff officer, park officer, forest officer, preserve 61  
officer, wildlife officer, or state watercraft officer who carries 62  
a firearm in the course of official duties; the house sergeant at 63  
arms if the house sergeant at arms has arrest authority pursuant 64  
to division (E)(1) of section 101.311 of the Revised Code; any 65  
assistant house sergeant at arms; any employee of the department 66  
of youth services who is designated pursuant to division (A)(2) of 67  
section 5139.53 of the Revised Code as being authorized to carry a 68  
firearm while on duty as described in that division; or a special 69  
police officer employed by a municipal corporation at a municipal 70  
airport or other municipal air navigation facility described in 71  
division (A)(19) of section 109.71 of the Revised Code. 72

(2) No person listed in division (A)(1) of this section shall 73  
carry a firearm during the course of official duties if the person 74  
does not comply with division (A)(1) of this section. 75

(B) The hours that a sheriff spends attending a firearms 76  
requalification program required by division (A) of this section 77  
are in addition to the sixteen hours of continuing education that 78  
are required by division (E) of section 311.01 of the Revised 79  
Code. 80

(C) As used in this section, "firearm" has the same meaning 81  
as in section 2923.11 of the Revised Code. 82

**Sec. 1548.06.** Application for a certificate of title for a 83  
watercraft or outboard motor shall be made upon a form prescribed 84  
by the chief of the division of watercraft and shall be sworn to 85

before a notary public or other officer empowered to administer 86  
oaths. The application shall be filed with the clerk of any court 87  
of common pleas. An application for a certificate of title may be 88  
filed electronically by any electronic means approved by the chief 89  
in any county with the clerk of the court of common pleas of that 90  
county. The application shall be accompanied by the fee prescribed 91  
in section 1548.10 of the Revised Code. The fee shall be retained 92  
by the clerk who issues the certificate of title and shall be 93  
distributed in accordance with that section. If a clerk of a court 94  
of common pleas, other than the clerk of the court of common pleas 95  
of an applicant's county of residence, issues a certificate of 96  
title to the applicant, the clerk shall transmit data related to 97  
the transaction to the automated title processing system. 98

If a certificate of title previously has been issued for the 99  
watercraft or outboard motor, the application for a certificate of 100  
title also shall be accompanied by the certificate of title duly 101  
assigned unless otherwise provided in this chapter. If a 102  
certificate of title previously has not been issued for the 103  
watercraft or outboard motor in this state, the application, 104  
unless otherwise provided in this chapter, shall be accompanied by 105  
a manufacturer's or importer's certificate; by a sworn statement 106  
of ownership if the watercraft or outboard motor was purchased by 107  
the applicant on or before October 9, 1963, or if the watercraft 108  
is less than fourteen feet long with a permanently affixed 109  
mechanical means of propulsion and was purchased by the applicant 110  
on or before January 1, 2000; or by a certificate of title, bill 111  
of sale, or other evidence of ownership required by the law of 112  
another state from which the watercraft or outboard motor was 113  
brought into this state. Evidence of ownership of a watercraft or 114  
outboard motor for which an Ohio certificate of title previously 115  
has not been issued and which watercraft or outboard motor does 116  
not have permanently affixed to it a manufacturer's serial number 117  
shall be accompanied by the certificate of assignment of a hull 118

identification number assigned by the chief as provided in section 119  
1548.07 of the Revised Code. 120

The clerk shall retain the evidence of title presented by the 121  
applicant and on which the certificate of title is issued, except 122  
that, if an application for a certificate of title is filed 123  
electronically, by a vendor on behalf of a purchaser of a 124  
watercraft or outboard motor, the clerk shall retain the completed 125  
electronic record to which the vendor converted the certificate of 126  
title application and other required documents. The vendor shall 127  
forward the actual application and all other documents relating to 128  
the sale of the watercraft or outboard motor to ~~any clerk~~ the 129  
location the chief designates within thirty days after the 130  
certificate of title is issued. The chief, after consultation with 131  
the attorney general, shall adopt rules that govern the location 132  
at which, and the manner in which, are stored the actual 133  
application and all other documents relating to the sale of a 134  
watercraft or outboard motor when a vendor files the application 135  
for a certificate of title electronically on behalf of a 136  
purchaser. 137

The clerk shall use reasonable diligence in ascertaining 138  
whether the facts in the application are true by checking the 139  
application and documents accompanying it or the electronic record 140  
to which a vendor converted the application and accompanying 141  
documents with the records of watercraft and outboard motors in 142  
the clerk's office. If the clerk is satisfied that the applicant 143  
is the owner of the watercraft or outboard motor and that the 144  
application is in the proper form, the clerk shall issue a 145  
physical certificate of title over the clerk's signature and 146  
sealed with the clerk's seal unless the applicant specifically 147  
requests the clerk not to issue a physical certificate of title 148  
and instead to issue an electronic certificate of title. However, 149  
if the evidence indicates and an investigation shows that one or 150

more Ohio titles already exist for the watercraft or outboard 151  
motor, the chief may cause the redundant title or titles to be 152  
canceled. 153

In the case of the sale of a watercraft or outboard motor by 154  
a vendor to a general purchaser or user, the certificate of title 155  
shall be obtained in the name of the purchaser by the vendor upon 156  
application signed by the purchaser. In all other cases, the 157  
certificate shall be obtained by the purchaser. In all cases of 158  
transfer of watercraft or outboard motors, the application for 159  
certificate of title shall be filed within thirty days after the 160  
later of the date of purchase or assignment of ownership of the 161  
watercraft or outboard motor. If the application for certificate 162  
of title is not filed within thirty days after the later of the 163  
date of purchase or assignment of ownership of the watercraft or 164  
outboard motor, the clerk shall charge a late penalty fee of five 165  
dollars in addition to the fee prescribed by section 1548.10 of 166  
the Revised Code. The clerk shall retain the entire amount of each 167  
late penalty fee. 168

The clerk shall refuse to accept an application for 169  
certificate of title unless the applicant either tenders with the 170  
application payment of all taxes levied by or pursuant to Chapter 171  
5739. or 5741. of the Revised Code based on the applicant's county 172  
of residence less, in the case of a sale by a vendor, any discount 173  
to which the vendor is entitled under section 5739.12 of the 174  
Revised Code, or submits any of the following: 175

(A) A receipt issued by the tax commissioner or a clerk of 176  
courts showing payment of the tax; 177

(B) A copy of the unit certificate of exemption completed by 178  
the purchaser at the time of sale as provided in section 5739.03 179  
of the Revised Code; 180

(C) An exemption certificate, in a form prescribed by the tax 181

commissioner, that specifies why the purchase is not subject to 182  
the tax imposed by Chapter 5739. or 5741. of the Revised Code. 183

Payment of the tax shall be in accordance with rules issued 184  
by the tax commissioner, and the clerk shall issue a receipt in 185  
the form prescribed by the tax commissioner to any applicant who 186  
tenders payment of the tax with the application for the 187  
certificate of title. 188

For receiving and disbursing the taxes paid to the clerk by a 189  
resident of the clerk's county, the clerk may retain a poundage 190  
fee of one and one one-hundredth per cent of the taxes collected, 191  
which shall be paid into the certificate of title administration 192  
fund created by section 325.33 of the Revised Code. The clerk 193  
shall not retain a poundage fee from payments of taxes by persons 194  
who do not reside in the clerk's county. 195

A clerk, however, may retain from the taxes paid to the clerk 196  
an amount equal to the poundage fees associated with certificates 197  
of title issued by other clerks of courts of common pleas to 198  
applicants who reside in the first clerk's county. The chief of 199  
the division of watercraft, in consultation with the tax 200  
commissioner and the clerks of the courts of common pleas, shall 201  
develop a report from the automated title processing system that 202  
informs each clerk of the amount of the poundage fees that the 203  
clerk is permitted to retain from those taxes because of 204  
certificates of title issued by the clerks of other counties to 205  
applicants who reside in the first clerk's county. 206

In the case of casual sales of watercraft or outboard motors 207  
that are subject to the tax imposed by Chapter 5739. or 5741. of 208  
the Revised Code, the purchase price for the purpose of 209  
determining the tax shall be the purchase price on an affidavit 210  
executed and filed with the clerk by the vendor on a form to be 211  
prescribed by the chief, which shall be prima-facie evidence of 212  
the price for the determination of the tax. In addition to the 213

information required by section 1548.08 of the Revised Code, each 214  
certificate of title shall contain in bold lettering the following 215  
notification and statements: "WARNING TO TRANSFEROR AND TRANSFEREE 216  
(SELLER AND BUYER). You are required by law to state the true 217  
selling price. A false statement is a violation of section 2921.13 218  
of the Revised Code and is punishable by six months imprisonment 219  
or a fine of up to one thousand dollars, or both. All transfers 220  
are audited by the department of taxation. The seller and buyer 221  
must provide any information requested by the department of 222  
taxation. The buyer may be assessed any additional tax found to be 223  
due." 224

The clerk shall forward all payments of taxes, less poundage 225  
fees, to the treasurer of state in a manner to be prescribed by 226  
the tax commissioner and shall furnish information to the 227  
commissioner as the commissioner may require. For purposes of a 228  
transfer of a certificate of title, if the clerk is satisfied that 229  
a secured party has discharged a lien but has not canceled the 230  
lien notation with a clerk, the clerk may cancel the lien notation 231  
on the automated title processing system and notify the clerk of 232  
the county of origin. 233

Every clerk shall have the capability to transact by 234  
electronic means all procedures and transactions relating to the 235  
issuance of watercraft or outboard motor certificates of title 236  
that are described in the Revised Code as being accomplished by 237  
electronic means. 238

**Sec. 1548.09.** When the clerk of a court of common pleas 239  
issues a physical certificate of title, the clerk shall issue the 240  
certificate of title on a form and in duplicate. ~~One copy shall be~~ 241  
~~retained and filed~~ a manner prescribed by the clerk in the clerk's 242  
~~office, and the~~ chief of the division of watercraft. The 243  
information contained in it shall be transmitted on the day it is 244



issued to the chief ~~of the division of watercraft~~. The clerk shall 245  
sign and affix the clerk's seal to the original certificate of 246  
title and, if there are no liens on the watercraft or outboard 247  
motor, shall deliver the certificate to the applicant. If there 248  
are one or more liens on the watercraft or outboard motor, the 249  
clerk shall deliver the certificate of title to the holder of the 250  
first lien. 251

The chief shall approve a uniform method of numbering 252  
certificates of title. The numbering shall be in such manner that 253  
the county of issuance is indicated. Numbers shall be assigned to 254  
certificates of title in the manner approved by the chief. The 255  
clerk shall file all certificates of title according to policies 256  
prescribed by the chief, and the clerk shall maintain in the 257  
clerk's office indexes for the certificates of title. 258

The clerk need not retain on file any certificate of title, 259  
duplicate certificate of title, or memorandum certificate of 260  
title, or supporting evidence of them, covering any watercraft or 261  
outboard motor for a period longer than seven years after the date 262  
of its filing; thereafter, the certificate and supporting 263  
information may be destroyed. The clerk shall issue a duplicate 264  
title, when duly applied for, of any title that has been destroyed 265  
as provided in this section. 266

The clerk shall issue a physical certificate of title to an 267  
applicant unless the applicant specifically requests the clerk not 268  
to issue a physical certificate of title and instead to issue an 269  
electronic certificate of title. The fact that a physical 270  
certificate of title is not issued for a watercraft or outboard 271  
motor does not affect ownership of the watercraft or outboard 272  
motor. In that case, when the clerk completes the process of 273  
entering certificate of title application information into the 274  
automated title processing system, the effect of the completion of 275  
the process is the same as if the clerk actually issued a physical 276

certificate of title for the watercraft or outboard motor. 277

**Sec. 1548.13.** In the event of a lost or destroyed certificate 278  
of title, application shall be made to a clerk of a court of 279  
common pleas by the owner of the watercraft or outboard motor, or 280  
the holder of a lien on it, for a certified copy of the 281  
certificate upon a form prescribed by the chief of the division of 282  
watercraft and accompanied by the fee prescribed by section 283  
1548.10 of the Revised Code. The application shall be signed and 284  
sworn to by the person making the application, and the clerk shall 285  
issue a certified copy of the certificate of title to the person 286  
entitled to receive it under this chapter. The certified copy 287  
shall be plainly marked across its face with the word "duplicate," 288  
and any subsequent purchaser of the watercraft or outboard motor 289  
in the chain of title originating through the certified copy 290  
acquires only such rights in the watercraft or outboard motor as 291  
the original holder of the certified copy had. Any purchaser of 292  
the watercraft or outboard motor, at the time of purchase, may 293  
require the seller to indemnify the purchaser and all subsequent 294  
purchasers of the watercraft or outboard motor against any loss 295  
that the purchaser or any subsequent purchaser may suffer by 296  
reason of any claim presented upon the original certificate. In 297  
the event of the recovery of the original certificate of title by 298  
the owner, the owner shall surrender it immediately to ~~the~~ a clerk 299  
for cancellation. 300

The holder of a certificate of title for a watercraft or 301  
outboard motor upon which is noted an existing lien, encumbrance, 302  
or mortgage may apply at any time to a clerk for a memorandum 303  
certificate, on a form prescribed by the chief, that is signed and 304  
sworn to by the applicant. Upon receipt of the application 305  
together with the fee prescribed by section 1548.10 of the Revised 306  
Code, and if the application appears to be regular, the clerk 307  
shall issue to the applicant a memorandum certificate for the 308

watercraft or outboard motor. If the memorandum certificate is 309  
lost or destroyed, the holder of it may obtain a certified copy of 310  
it by applying for the copy on a form prescribed by the chief, 311  
accompanied by the fee prescribed in section 1548.10 of the 312  
Revised Code. In the event of the recovery of the original 313  
memorandum certificate by the owner, the owner shall surrender it 314  
immediately to a clerk for cancellation. Such a memorandum 315  
certificate is not assignable and constitutes no evidence of title 316  
or of right to transfer or encumber the watercraft or outboard 317  
motor described in it. 318

~~If an electronic certificate of title previously has been~~ 319  
~~issued for a watercraft or outboard motor, the~~ The owner of the a 320  
watercraft or outboard motor may apply at any time to a clerk for 321  
a non-negotiable evidence of ownership for the watercraft or 322  
outboard motor. 323

**Sec. 2935.27.** (A)(1) If a law enforcement officer issues a 324  
citation to a person pursuant to section 2935.26 of the Revised 325  
Code and if the minor misdemeanor offense for which the citation 326  
is issued is an act prohibited by Chapter 4511., 4513., or 4549. 327  
of the Revised Code or an act prohibited by any municipal 328  
ordinance that is substantially similar to any section contained 329  
in Chapter 4511., 4513., or 4549. of the Revised Code, the officer 330  
shall inform the person, if the person has a current valid Ohio 331  
driver's or commercial driver's license, of the possible 332  
consequences of the person's actions as required under division 333  
(E) of this section, and also shall inform the person that the 334  
person is required either to appear at the time and place stated 335  
in the citation or to comply with division (C) of section 2935.26 336  
of the Revised Code. 337

(2) If the person is an Ohio resident but does not have a 338  
current valid Ohio driver's or commercial driver's license or if 339

the person is a resident of a state that is not a member of the 340  
nonresident violator compact of which this state is a member 341  
pursuant to section 4510.71 of the Revised Code, and if the court, 342  
by local rule, has prescribed a procedure for the setting of a 343  
reasonable security pursuant to division (F) of this section, 344  
security shall be set in accordance with that local rule and that 345  
division. 346

A court by local rule may prescribe a procedure for the 347  
setting of reasonable security as described in this division. As 348  
an alternative to this procedure, a court by local rule may 349  
prescribe a procedure for the setting of a reasonable security by 350  
the person without the person appearing before the court. 351

(B) A person who has security set under division (A)(2) of 352  
this section shall be given a receipt or other evidence of the 353  
deposit of the security by the court. 354

(C) Upon compliance with division (C) of section 2935.26 of 355  
the Revised Code by a person who was issued a citation, the clerk 356  
of the court shall notify the court. The court shall immediately 357  
return any sum of money, license, or other security deposited in 358  
relation to the citation to the person, or to any other person who 359  
deposited the security. 360

(D) If a person who has a current valid Ohio driver's or 361  
commercial driver's license and who was issued a citation fails to 362  
appear at the time and place specified on the citation, fails to 363  
comply with division (C) of section 2935.26 of the Revised Code, 364  
or fails to comply with or satisfy any judgment of the court 365  
within the time allowed by the court, the court shall declare the 366  
~~suspension~~ forfeiture of the person's license. Thirty days after 367  
the declaration of forfeiture, the court shall enter information 368  
relative to the ~~suspension~~ forfeiture on a form approved and 369  
furnished by the registrar of motor vehicles, and forward the form 370  
to the registrar. The registrar shall suspend the person's 371

driver's or commercial driver's license, send written notification 372  
of the suspension to the person at the person's last known 373  
address, and order the person to surrender the person's driver's 374  
or commercial driver's license to the registrar within forty-eight 375  
hours. No valid driver's or commercial driver's license shall be 376  
granted to the person until the court having jurisdiction of the 377  
offense that led to the ~~suspension~~ forfeiture orders that the 378  
~~suspension~~ forfeiture be terminated. The court shall so order if 379  
the person, after having failed to appear in court at the required 380  
time and place to answer the charge or after having pleaded guilty 381  
to or been found guilty of the violation and having failed within 382  
the time allowed by the court to pay the fine imposed by the 383  
court, thereafter appears to answer the charge and pays any fine 384  
imposed by the court or pays the fine originally imposed by the 385  
court. The court shall inform the registrar of the termination of 386  
the ~~suspension~~ forfeiture by entering information relative to the 387  
termination on a form approved and furnished by the registrar and 388  
sending the form to the registrar as provided in this division. 389  
The person shall pay to the bureau of motor vehicles a 390  
fifteen-dollar ~~processing~~ reinstatement fee to cover the costs of 391  
the bureau in administering this section. The registrar shall 392  
deposit the fees so paid into the state bureau of motor vehicles 393  
fund created by section 4501.25 of the Revised Code. 394

In addition, upon receipt of the copy of the declaration of 395  
~~suspension~~ forfeiture from the court, neither the registrar nor 396  
any deputy registrar shall accept any application for the 397  
registration or transfer of registration of any motor vehicle 398  
owned or leased by the person named in the declaration of 399  
~~suspension~~ forfeiture until the court having jurisdiction of the 400  
offense that led to the ~~suspension~~ forfeiture orders that the 401  
~~suspension~~ forfeiture be terminated. However, for a motor vehicle 402  
leased by a person named in a declaration of ~~suspension~~ 403  
forfeiture, the registrar shall not implement the preceding 404

sentence until the registrar adopts procedures for that 405  
implementation under section 4503.39 of the Revised Code. Upon 406  
receipt by the registrar of an order terminating the ~~suspension~~ 407  
forfeiture, the registrar shall take such measures as may be 408  
necessary to permit the person to register a motor vehicle owned 409  
or leased by the person or to transfer the registration of such a 410  
motor vehicle, if the person later makes application to take such 411  
action and the person otherwise is eligible to register the motor 412  
vehicle or to transfer the registration of it. 413

The registrar is not required to give effect to any 414  
declaration of ~~suspension~~ forfeiture or order terminating a 415  
~~suspension~~ forfeiture unless the order is transmitted to the 416  
registrar by means of an electronic transfer system. The registrar 417  
shall not restore the person's driving or vehicle registration 418  
privileges until the person pays the reinstatement fee as provided 419  
in this division. 420

If the person who was issued the citation fails to appear at 421  
the time and place specified on the citation and fails to comply 422  
with division (C) of section 2935.26 of the Revised Code and the 423  
person has deposited a sum of money or other security in relation 424  
to the citation under division (A)(2) of this section, the deposit 425  
immediately shall be forfeited to the court. 426

This section does not preclude further action as authorized 427  
by division (F) of section 2935.26 of the Revised Code. 428

(E) A law enforcement officer who issues a person a minor 429  
misdemeanor citation for an act prohibited by Chapter 4511., 430  
4513., or 4549. of the Revised Code or an act prohibited by a 431  
municipal ordinance that is substantially similar to any section 432  
contained in Chapter 4511., 4513., or 4549. of the Revised Code 433  
shall inform the person that if the person does not appear at the 434  
time and place stated on the citation or does not comply with 435  
division (C) of section 2935.26 of the Revised Code, the person's 436

driver's or commercial driver's license will be suspended, the 437  
person will not be eligible for the reissuance of the license or 438  
the issuance of a new license or the issuance of a certificate of 439  
registration for a motor vehicle owned or leased by the person, 440  
until the person appears and complies with all orders of the 441  
court. The person also is subject to any applicable criminal 442  
penalties. 443

(F) A court setting security under division (A)(2) of this 444  
section shall do so in conformity with sections 2937.22 and 445  
2937.23 of the Revised Code and the Rules of Criminal Procedure. 446

**Sec. 2937.221.** (A) A person arrested without warrant for any 447  
violation listed in division (B) of this section, and having a 448  
current valid Ohio driver's or commercial driver's license, if the 449  
person has been notified of the possible consequences of the 450  
person's actions as required by division (C) of this section, may 451  
post bond by depositing the license with the arresting officer if 452  
the officer and person so choose, or with the local court having 453  
jurisdiction if the court and person so choose. The license may be 454  
used as bond only during the period for which it is valid. 455

When an arresting officer accepts the driver's or commercial 456  
driver's license as bond, the officer shall note the date, time, 457  
and place of the court appearance on "the violator's notice to 458  
appear," and the notice shall serve as a valid Ohio driver's or 459  
commercial driver's license until the date and time appearing 460  
thereon. The arresting officer immediately shall forward the 461  
license to the appropriate court. 462

When a local court accepts the license as bond or continues 463  
the case to another date and time, it shall provide the person 464  
with a card in a form approved by the registrar of motor vehicles 465  
setting forth the license number, name, address, the date and time 466  
of the court appearance, and a statement that the license is being 467

held as bond. The card shall serve as a valid license until the 468  
date and time contained in the card. 469

The court may accept other bond at any time and return the 470  
license to the person. The court shall return the license to the 471  
person when judgment is satisfied, including, but not limited to, 472  
compliance with any court orders, unless a suspension or 473  
cancellation is part of the penalty imposed. 474

Neither "the violator's notice to appear" nor a court- 475  
granted card shall continue driving privileges beyond the 476  
expiration date of the license. 477

If the person arrested fails to appear in court at the date 478  
and time set by the court or fails to satisfy the judgment of the 479  
court, including, but not limited to, compliance with all court 480  
orders within the time allowed by the court, the court may ~~impose~~ 481  
~~a class seven suspension~~ declare the forfeiture of the person's 482  
license ~~from the range specified in division (A)(7) of section~~ 483  
~~4510.02 of the Revised Code.~~ Thirty days after the ~~suspension~~ 484  
declaration of the forfeiture, the court shall forward the 485  
person's license to the registrar. The court also shall enter 486  
information relative to the ~~suspension~~ forfeiture on a form 487  
approved and furnished by the registrar and send the form to the 488  
registrar, ~~and the~~. The registrar shall suspend the person's 489  
license and send written notification of the suspension to the 490  
person at the person's last known address. No valid driver's or 491  
commercial driver's license shall be granted to the person until 492  
the ~~expiration of the period of the suspension or, prior to the~~ 493  
~~expiration of that period,~~ the court having jurisdiction orders 494  
that the ~~suspension is~~ forfeiture be terminated. ~~If the court~~ 495  
~~terminates the suspension, the~~ The court shall inform the 496  
registrar of the termination of the forfeiture by entering 497  
information relative to the termination on a form approved and 498  
furnished by the registrar and sending the form to the registrar. 499



Upon the ~~expiration or termination of the suspension~~, the person 500  
shall pay to the bureau of motor vehicles a ~~processing~~ 501  
reinstatement fee of fifteen dollars to cover the costs of the 502  
bureau in administering this section. The registrar shall deposit 503  
the fees so paid into the state bureau of motor vehicles fund 504  
created by section 4501.25 of the Revised Code. 505

In addition, upon receipt from the court of the copy of the 506  
~~suspension~~ declaration of forfeiture, neither the registrar nor 507  
any deputy registrar shall accept any application for the 508  
registration or transfer of registration of any motor vehicle 509  
owned by or leased in the name of the person named in the 510  
~~suspension~~ declaration of forfeiture until the ~~expiration of the~~ 511  
~~period of the suspension or, prior to the expiration of that~~ 512  
~~period,~~ the court having jurisdiction over the offense that led to 513  
the suspension issues an order terminating the ~~suspension~~ 514  
forfeiture. However, for a motor vehicle leased in the name of a 515  
person named in a ~~suspension~~ declaration of forfeiture, the 516  
registrar shall not implement the preceding sentence until the 517  
registrar adopts procedures for that implementation under section 518  
4503.39 of the Revised Code. Upon ~~the expiration of the suspension~~ 519  
~~or upon~~ receipt by the registrar of such an order ~~terminating the~~ 520  
~~suspension~~, the registrar also shall take the measures necessary 521  
to permit the person to register a motor vehicle the person owns 522  
or leases or to transfer the registration of a motor vehicle the 523  
person owns or leases if the person later makes a proper 524  
application and otherwise is eligible to be issued or to transfer 525  
a motor vehicle registration. 526

(B) Division (A) of this section applies to persons arrested 527  
for violation of: 528

(1) Any of the provisions of Chapter 4511. or 4513. of the 529  
Revised Code, except sections 4511.19, 4511.20, 4511.251, and 530  
4513.36 of the Revised Code; 531

(2) Any municipal ordinance substantially similar to a 532  
section included in division (B)(1) of this section; 533

(3) Any bylaw, rule, or regulation of the Ohio turnpike 534  
commission substantially similar to a section included in division 535  
(B)(1) of this section. 536

Division (A) of this section does not apply to those persons 537  
issued a citation for the commission of a minor misdemeanor under 538  
section 2935.26 of the Revised Code. 539

(C) No license shall be accepted as bond by an arresting 540  
officer or by a court under this section until the officer or 541  
court has notified the person that, if the person deposits the 542  
license with the officer or court and either does not appear on 543  
the date and at the time set by the officer or the court, if the 544  
court sets a time, or does not satisfy any judgment rendered, 545  
including, but not limited to, compliance with all court orders, 546  
the license will be suspended, and the person will not be eligible 547  
for reissuance of the license or issuance of a new license, or the 548  
issuance of a certificate of registration for a motor vehicle 549  
owned or leased by the person until the person appears and 550  
complies with any order issued by the court. The person also is 551  
subject to any criminal penalties that may apply to the person. 552

(D) The registrar shall not restore the person's driving or 553  
vehicle registration privileges until the person pays the 554  
reinstatement fee as provided in this section. 555

**Sec. 3937.41.** (A) As used in this section: 556

(1) "Ambulance" has the same meaning as in section 4765.01 of 557  
the Revised Code and also includes private ambulance companies 558  
under contract to a municipal corporation, township, or county. 559

(2) "Emergency vehicle" means any of the following: 560

(a) Any vehicle, as defined in section 4511.01 of the Revised 561

Code, that is an emergency vehicle of a municipal, township, or 562  
county department or public utility corporation and that is 563  
identified as such as required by law, the director of public 564  
safety, or local authorities; 565

(b) Any motor vehicle, as defined in section 4511.01 of the 566  
Revised Code, when commandeered by a police officer; 567

(c) Any vehicle, as defined in section 4511.01 of the Revised 568  
Code, that is an emergency vehicle of a qualified nonprofit 569  
corporation police department established pursuant to section 570  
1702.80 of the Revised Code and that is identified as an emergency 571  
vehicle; 572

(d) Any vehicle, as defined in section 4511.01 of the Revised 573  
Code, that is an emergency vehicle of a proprietary police 574  
department or security department of a hospital operated by a 575  
public hospital agency or a nonprofit hospital agency that employs 576  
police officers under section 4973.17 of the Revised Code, and 577  
that is identified as an emergency vehicle. 578

(3) "Firefighter" means any regular, paid, member of a 579  
lawfully constituted fire department of a municipal corporation or 580  
township. 581

(4) "Law enforcement officer" means a sheriff, deputy 582  
sheriff, constable, marshal, deputy marshal, municipal or township 583  
police officer, state highway patrol trooper, police officer 584  
employed by a qualified nonprofit police department pursuant to 585  
section 1702.80 of the Revised Code, or police officer employed by 586  
a proprietary police department or security department of a 587  
hospital operated by a public hospital agency or nonprofit 588  
hospital agency pursuant to section 4973.17 of the Revised Code. 589

(5) "Motor vehicle accident" means any accident involving a 590  
motor vehicle which results in bodily injury to any person, or 591  
damage to the property of any person. 592

(B) No insurer shall consider the circumstance that an applicant or policyholder has been involved in a motor vehicle accident while in the pursuit of the applicant's or policyholder's official duties as a law enforcement officer, firefighter, or operator of an emergency vehicle or ambulance, while operating a vehicle engaged in mowing or snow and ice removal as a county, township, or department of transportation employee, or while operating a vehicle while engaged in the pursuit of the applicant's or policyholder's official duties as a member of the ~~commercial~~ motor vehicle safety carrier enforcement unit of the state highway patrol under section 5503.34 of the Revised Code, as a basis for doing either of the following:

(1) Refusing to issue or deliver a policy of insurance upon a private automobile, or increasing the rate to be charged for such a policy;

(2) Increasing the premium rate, canceling, or failing to renew an existing policy of insurance upon a private automobile.

(C) Any applicant or policyholder affected by an action of an insurer in violation of this section may appeal to the superintendent of insurance. After a hearing held upon not less than ten days' notice to the applicant or policyholder and to the insurer and if the superintendent determines that the insurer has violated this section, the superintendent may direct the issuance of a policy, decrease the premium rate on a policy, or reinstate insurance coverage.

(D) The employer of the law enforcement officer, firefighter, or operator of an emergency vehicle or ambulance, operator of a vehicle engaged in mowing or snow and ice removal, or operator of a vehicle who is a member of the ~~commercial~~ motor vehicle safety carrier enforcement unit, except as otherwise provided in division (F) of this section, shall certify to the state highway patrol or

law enforcement agency that investigates the accident whether the 624  
officer, firefighter, or operator of an emergency vehicle or 625  
ambulance, operator of a vehicle engaged in mowing or snow and ice 626  
removal, or operator of a vehicle who is a member of the 627  
~~commercial motor vehicle safety~~ carrier enforcement unit, was 628  
engaged in the performance of the person's official duties as such 629  
employee at the time of the accident. The employer shall designate 630  
an official authorized to make the certifications. The state 631  
highway patrol or law enforcement agency shall include the 632  
certification in any report of the accident forwarded to the 633  
department of public safety pursuant to sections 5502.11 and 634  
5502.12 of the Revised Code and shall forward the certification to 635  
the department if received after the report of the accident has 636  
been forwarded to the department. The registrar of motor vehicles 637  
shall not include an accident in a certified abstract of 638  
information under division (A) of section 4509.05 of the Revised 639  
Code, if the person involved has been so certified as having been 640  
engaged in the performance of the person's official duties at the 641  
time of the accident. 642

(E) Division (B) of this section does not apply to an insurer 643  
whose policy covers the motor vehicle at the time the motor 644  
vehicle is involved in an accident described in division (B) of 645  
this section. 646

(F) Division (B) of this section does not apply if an 647  
applicant or policyholder, on the basis of the applicant's or 648  
policyholder's involvement in an accident described in that 649  
division, is convicted of or pleads guilty or no contest to a 650  
violation of section 4511.19 of the Revised Code; of a municipal 651  
ordinance relating to operating a vehicle while under the 652  
influence of alcohol, a drug of abuse, or alcohol and a drug of 653  
abuse; or of a municipal ordinance relating to operating a vehicle 654  
with a prohibited concentration of alcohol in the blood, breath, 655

or urine, or other bodily substance. 656

**Sec. 3937.45.** (A) No insurer shall consider the circumstance 657  
that an applicant or policyholder has been convicted of any 658  
violation of the weight provisions of Chapter 5577. of the Revised 659  
Code, or a substantially similar municipal ordinance relating to 660  
vehicle weight as a basis for doing either of the following: 661

(1) Refusing to issue or deliver a policy of insurance upon a 662  
private automobile, or increasing the rate to be charged for such 663  
a policy; 664

(2) Increasing the premium rate, canceling, or failing to 665  
renew an existing policy of insurance upon a private automobile. 666

(B) Any applicant or policyholder affected by an action of an 667  
insurer in violation of division (A) of this section may appeal to 668  
the superintendent of insurance. After a hearing held upon not 669  
less than ten days' notice to the applicant or policyholder and to 670  
the insurer and ~~if he determines~~ after determining that the 671  
insurer has violated this section, the superintendent may direct 672  
the issuance of a policy, decrease the premium rate on a policy, 673  
or reinstate insurance coverage. 674

(C) The registrar shall not include the conviction for a 675  
violation of the weight provisions of Chapter 5577. of the Revised 676  
Code, or a substantially similar municipal ordinance relating to 677  
vehicle weight as part of the driver's or operator's permanent 678  
record and shall not include the conviction in a certified 679  
abstract of information under division ~~(B)~~(A) of section 4509.05 680  
of the Revised Code. 681

(D) Division (A) of this section does not apply to an insurer 682  
whose policy covers the vehicle, trackless trolley, load, object, 683  
or structure operated or moved upon improved public highways, 684  
streets, bridges, or culverts in violation of the weight 685

provisions of Chapter 5577. of the Revised Code, or a 686  
substantially similar municipal ordinance relating to vehicle 687  
weight. 688

**Sec. 4501.01.** As used in this chapter and Chapters 4503., 689  
4505., 4507., 4509., 4511., 4513., 4515., and 4517. of the Revised 690  
Code, and in the penal laws, except as otherwise provided: 691

(A) "Vehicles" means everything on wheels or runners, 692  
including motorized bicycles, but does not mean electric personal 693  
assistive mobility devices, vehicles that are operated exclusively 694  
on rails or tracks or from overhead electric trolley wires, and 695  
vehicles that belong to any police department, municipal fire 696  
department, or volunteer fire department, or that are used by such 697  
a department in the discharge of its functions. 698

(B) "Motor vehicle" means any vehicle, including mobile homes 699  
and recreational vehicles, that is propelled or drawn by power 700  
other than muscular power or power collected from overhead 701  
electric trolley wires. "Motor vehicle" does not include motorized 702  
bicycles, road rollers, traction engines, power shovels, power 703  
cranes, and other equipment used in construction work and not 704  
designed for or employed in general highway transportation, 705  
well-drilling machinery, ditch-digging machinery, farm machinery, 706  
trailers that are used to transport agricultural produce or 707  
agricultural production materials between a local place of storage 708  
or supply and the farm when drawn or towed on a public road or 709  
highway at a speed of twenty-five miles per hour or less, 710  
threshing machinery, hay-baling machinery, corn sheller, 711  
hammermill and agricultural tractors, machinery used in the 712  
production of horticultural, agricultural, and vegetable products, 713  
and trailers that are designed and used exclusively to transport a 714  
boat between a place of storage and a marina, or in and around a 715  
marina, when drawn or towed on a public road or highway for a 716

distance of no more than ten miles and at a speed of twenty-five 717  
miles per hour or less. 718

(C) "Agricultural tractor" and "traction engine" mean any 719  
self-propelling vehicle that is designed or used for drawing other 720  
vehicles or wheeled machinery, but has no provisions for carrying 721  
loads independently of such other vehicles, and that is used 722  
principally for agricultural purposes. 723

(D) "Commercial tractor," except as defined in division (C) 724  
of this section, means any motor vehicle that has motive power and 725  
either is designed or used for drawing other motor vehicles, or is 726  
designed or used for drawing another motor vehicle while carrying 727  
a portion of the other motor vehicle or its load, or both. 728

(E) "Passenger car" means any motor vehicle that is designed 729  
and used for carrying not more than nine persons and includes any 730  
motor vehicle that is designed and used for carrying not more than 731  
fifteen persons in a ridesharing arrangement. 732

(F) "Collector's vehicle" means any motor vehicle or 733  
agricultural tractor or traction engine that is of special 734  
interest, that has a fair market value of one hundred dollars or 735  
more, whether operable or not, and that is owned, operated, 736  
collected, preserved, restored, maintained, or used essentially as 737  
a collector's item, leisure pursuit, or investment, but not as the 738  
owner's principal means of transportation. "Licensed collector's 739  
vehicle" means a collector's vehicle, other than an agricultural 740  
tractor or traction engine, that displays current, valid license 741  
tags issued under section 4503.45 of the Revised Code, or a 742  
similar type of motor vehicle that displays current, valid license 743  
tags issued under substantially equivalent provisions in the laws 744  
of other states. 745

(G) "Historical motor vehicle" means any motor vehicle that 746  
is over twenty-five years old and is owned solely as a collector's 747



item and for participation in club activities, exhibitions, tours, 748  
parades, and similar uses, but that in no event is used for 749  
general transportation. 750

(H) "Noncommercial motor vehicle" means any motor vehicle, 751  
including a farm truck as defined in section 4503.04 of the 752  
Revised Code, that is designed by the manufacturer to carry a load 753  
of no more than one ton and is used exclusively for purposes other 754  
than engaging in business for profit. 755

(I) "Bus" means any motor vehicle that has motor power and is 756  
designed and used for carrying more than nine passengers, except 757  
any motor vehicle that is designed and used for carrying not more 758  
than fifteen passengers in a ridesharing arrangement. 759

(J) "Commercial car" or "truck" means any motor vehicle that 760  
has motor power and is designed and used for carrying merchandise 761  
or freight, or that is used as a commercial tractor. 762

(K) "Bicycle" means every device, other than a tricycle that 763  
is designed solely for use as a play vehicle by a child, that is 764  
propelled solely by human power upon which any person may ride, 765  
and that has either two tandem wheels, or one wheel in front and 766  
two wheels in the rear, any of which is more than fourteen inches 767  
in diameter. 768

(L) "Motorized bicycle" means any vehicle that either has two 769  
tandem wheels or one wheel in the front and two wheels in the 770  
rear, that is capable of being pedaled, and that is equipped with 771  
a helper motor of not more than fifty cubic centimeters piston 772  
displacement that produces no more than one brake horsepower and 773  
is capable of propelling the vehicle at a speed of no greater than 774  
twenty miles per hour on a level surface. 775

(M) "Trailer" means any vehicle without motive power that is 776  
designed or used for carrying property or persons wholly on its 777  
own structure and for being drawn by a motor vehicle, and includes 778

any such vehicle that is formed by or operated as a combination of 779  
a semitrailer and a vehicle of the dolly type such as that 780  
commonly known as a trailer dolly, a vehicle used to transport 781  
agricultural produce or agricultural production materials between 782  
a local place of storage or supply and the farm when drawn or 783  
towed on a public road or highway at a speed greater than 784  
twenty-five miles per hour, and a vehicle that is designed and 785  
used exclusively to transport a boat between a place of storage 786  
and a marina, or in and around a marina, when drawn or towed on a 787  
public road or highway for a distance of more than ten miles or at 788  
a speed of more than twenty-five miles per hour. "Trailer" does 789  
not include a manufactured home or travel trailer. 790

(N) "Noncommercial trailer" means any trailer, except a 791  
travel trailer or trailer that is used to transport a boat as 792  
described in division (B) of this section, but, where applicable, 793  
includes a vehicle that is used to transport a boat as described 794  
in division (M) of this section, that has a gross weight of no 795  
more than three thousand pounds, and that is used exclusively for 796  
purposes other than engaging in business for a profit. 797

(O) "Mobile home" means a building unit or assembly of closed 798  
construction that is fabricated in an off-site facility, is more 799  
than thirty-five body feet in length or, when erected on site, is 800  
three hundred twenty or more square feet, is built on a permanent 801  
chassis, is transportable in one or more sections, and does not 802  
qualify as a manufactured home as defined in division (C)(4) of 803  
section 3781.06 of the Revised Code or as an industrialized unit 804  
as defined in division (C)(3) of section 3781.06 of the Revised 805  
Code. 806

(P) "Semitrailer" means any vehicle of the trailer type that 807  
does not have motive power and is so designed or used with another 808  
and separate motor vehicle that in operation a part of its own 809  
weight or that of its load, or both, rests upon and is carried by 810

the other vehicle furnishing the motive power for propelling 811  
itself and the vehicle referred to in this division, and includes, 812  
for the purpose only of registration and taxation under those 813  
chapters, any vehicle of the dolly type, such as a trailer dolly, 814  
that is designed or used for the conversion of a semitrailer into 815  
a trailer. 816

(Q) "Recreational vehicle" means a vehicular portable 817  
structure that meets all of the following conditions: 818

(1) It is designed for the sole purpose of recreational 819  
travel. 820

(2) It is not used for the purpose of engaging in business 821  
for profit. 822

(3) It is not used for the purpose of engaging in intrastate 823  
commerce. 824

(4) It is not used for the purpose of commerce as defined in 825  
49 C.F.R. 383.5, as amended. 826

(5) It is not regulated by the public utilities commission 827  
pursuant to Chapter 4919., 4921., or 4923. of the Revised Code. 828

(6) It is classed as one of the following: 829

(a) "Travel trailer" means a nonself-propelled recreational 830  
vehicle that does not exceed an overall length of thirty-five 831  
feet, exclusive of bumper and tongue or coupling, and contains 832  
less than three hundred twenty square feet of space when erected 833  
on site. "Travel trailer" includes a tent-type fold-out camping 834  
trailer as defined in section 4517.01 of the Revised Code. 835

(b) "Motor home" means a self-propelled recreational vehicle 836  
that has no fifth wheel and is constructed with permanently 837  
installed facilities for cold storage, cooking and consuming of 838  
food, and for sleeping. 839

(c) "Truck camper" means a nonself-propelled recreational 840

vehicle that does not have wheels for road use and is designed to 841  
be placed upon and attached to a motor vehicle. "Truck camper" 842  
does not include truck covers that consist of walls and a roof, 843  
but do not have floors and facilities enabling them to be used as 844  
a dwelling. 845

(d) "Fifth wheel trailer" means a vehicle that is of such 846  
size and weight as to be movable without a special highway permit, 847  
that has a gross trailer area of four hundred square feet or less, 848  
that is constructed with a raised forward section that allows a 849  
bi-level floor plan, and that is designed to be towed by a vehicle 850  
equipped with a fifth-wheel hitch ordinarily installed in the bed 851  
of a truck. 852

(e) "Park trailer" means a vehicle that is commonly known as 853  
a park model recreational vehicle, meets the American national 854  
standard institute standard A119.5 (1988) for park trailers, is 855  
built on a single chassis, has a gross trailer area of four 856  
hundred square feet or less when set up, is designed for seasonal 857  
or temporary living quarters, and may be connected to utilities 858  
necessary for the operation of installed features and appliances. 859

(R) "Pneumatic tires" means tires of rubber and fabric or 860  
tires of similar material, that are inflated with air. 861

(S) "Solid tires" means tires of rubber or similar elastic 862  
material that are not dependent upon confined air for support of 863  
the load. 864

(T) "Solid tire vehicle" means any vehicle that is equipped 865  
with two or more solid tires. 866

(U) "Farm machinery" means all machines and tools that are 867  
used in the production, harvesting, and care of farm products, and 868  
includes trailers that are used to transport agricultural produce 869  
or agricultural production materials between a local place of 870  
storage or supply and the farm when drawn or towed on a public 871

road or highway at a speed of twenty-five miles per hour or less. 872

(V) "Owner" includes any person or firm, other than a 873  
manufacturer or dealer, that has title to a motor vehicle, except 874  
that, in sections 4505.01 to 4505.19 of the Revised Code, "owner" 875  
includes in addition manufacturers and dealers. 876

(W) "Manufacturer" and "dealer" include all persons and firms 877  
that are regularly engaged in the business of manufacturing, 878  
selling, displaying, offering for sale, or dealing in motor 879  
vehicles, at an established place of business that is used 880  
exclusively for the purpose of manufacturing, selling, displaying, 881  
offering for sale, or dealing in motor vehicles. A place of 882  
business that is used for manufacturing, selling, displaying, 883  
offering for sale, or dealing in motor vehicles shall be deemed to 884  
be used exclusively for those purposes even though snowmobiles or 885  
all-purpose vehicles are sold or displayed for sale thereat, even 886  
though farm machinery is sold or displayed for sale thereat, or 887  
even though repair, accessory, gasoline and oil, storage, parts, 888  
service, or paint departments are maintained thereat, or, in any 889  
county having a population of less than seventy-five thousand at 890  
the last federal census, even though a department in a place of 891  
business is used to dismantle, salvage, or rebuild motor vehicles 892  
by means of used parts, if such departments are operated for the 893  
purpose of furthering and assisting in the business of 894  
manufacturing, selling, displaying, offering for sale, or dealing 895  
in motor vehicles. Places of business or departments in a place of 896  
business used to dismantle, salvage, or rebuild motor vehicles by 897  
means of using used parts are not considered as being maintained 898  
for the purpose of assisting or furthering the manufacturing, 899  
selling, displaying, and offering for sale or dealing in motor 900  
vehicles. 901

(X) "Operator" includes any person who drives or operates a 902  
motor vehicle upon the public highways. 903

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

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

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

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

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

(DD) "Distributor" means any person who is authorized by a motor vehicle manufacturer to distribute new motor vehicles to licensed motor vehicle dealers at an established place of business that is used exclusively for the purpose of distributing new motor vehicles to licensed motor vehicle dealers, except when the distributor also is a new motor vehicle dealer, in which case the distributor may distribute at the location of the distributor's licensed dealership.

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

(FF) "Apportionable vehicle" means any vehicle that is used 935  
or intended for use in two or more international registration plan 936  
member jurisdictions that allocate or proportionally register 937  
vehicles, that is used for the transportation of persons for hire 938  
or designed, used, or maintained primarily for the transportation 939  
of property, and that meets any of the following qualifications: 940

(1) Is a power unit having a gross vehicle weight in excess 941  
of twenty-six thousand pounds; 942

(2) Is a power unit having three or more axles, regardless of 943  
the gross vehicle weight; 944

(3) Is a combination vehicle with a gross vehicle weight in 945  
excess of twenty-six thousand pounds. 946

"Apportionable vehicle" does not include recreational 947  
vehicles, vehicles displaying restricted plates, city pick-up and 948  
delivery vehicles, buses used for the transportation of chartered 949  
parties, or vehicles owned and operated by the United States, this 950  
state, or any political subdivisions thereof. 951

(GG) "Chartered party" means a group of persons who contract 952  
as a group to acquire the exclusive use of a passenger-carrying 953  
motor vehicle at a fixed charge for the vehicle in accordance with 954  
the carrier's tariff, lawfully on file with the United States 955  
department of transportation, for the purpose of group travel to a 956  
specified destination or for a particular itinerary, either agreed 957  
upon in advance or modified by the chartered group after having 958  
left the place of origin. 959

(HH) "International registration plan" means a reciprocal 960  
agreement of member jurisdictions that is endorsed by the American 961  
association of motor vehicle administrators, and that promotes and 962  
encourages the fullest possible use of the highway system by 963  
authorizing apportioned registration of fleets of vehicles and 964  
recognizing registration of vehicles apportioned in member 965

jurisdictions. 966

(II) "Restricted plate" means a license plate that has a 967  
restriction of time, geographic area, mileage, or commodity, and 968  
includes license plates issued to farm trucks under division 969  
~~(K)~~(J) of section 4503.04 of the Revised Code. 970

(JJ) "Gross vehicle weight," with regard to any commercial 971  
car, trailer, semitrailer, or bus that is taxed at the rates 972  
established under section 4503.042 of the Revised Code, means the 973  
unladen weight of the vehicle fully equipped plus the maximum 974  
weight of the load to be carried on the vehicle. 975

(KK) "Combined gross vehicle weight" with regard to any 976  
combination of a commercial car, trailer, and semitrailer, that is 977  
taxed at the rates established under section 4503.042 of the 978  
Revised Code, means the total unladen weight of the combination of 979  
vehicles fully equipped plus the maximum weight of the load to be 980  
carried on that combination of vehicles. 981

(LL) "Chauffeured limousine" means a motor vehicle that is 982  
designed to carry nine or fewer passengers and is operated for 983  
hire on an hourly basis pursuant to a prearranged contract for the 984  
transportation of passengers on public roads and highways along a 985  
route under the control of the person hiring the vehicle and not 986  
over a defined and regular route. "Prearranged contract" means an 987  
agreement, made in advance of boarding, to provide transportation 988  
from a specific location in a chauffeured limousine at a fixed 989  
rate per hour or trip. "Chauffeured limousine" does not include 990  
any vehicle that is used exclusively in the business of funeral 991  
directing. 992

(MM) "Manufactured home" has the same meaning as in division 993  
(C)(4) of section 3781.06 of the Revised Code. 994

(NN) "Acquired situs," with respect to a manufactured home or 995  
a mobile home, means to become located in this state by the 996



placement of the home on real property, but does not include the 997  
placement of a manufactured home or a mobile home in the inventory 998  
of a new motor vehicle dealer or the inventory of a manufacturer, 999  
remanufacturer, or distributor of manufactured or mobile homes. 1000

(OO) "Electronic" includes electrical, digital, magnetic, 1001  
optical, electromagnetic, or any other form of technology that 1002  
entails capabilities similar to these technologies. 1003

(PP) "Electronic record" means a record generated, 1004  
communicated, received, or stored by electronic means for use in 1005  
an information system or for transmission from one information 1006  
system to another. 1007

(QQ) "Electronic signature" means a signature in electronic 1008  
form attached to or logically associated with an electronic 1009  
record. 1010

(RR) "Financial transaction device" has the same meaning as 1011  
in division (A) of section 113.40 of the Revised Code. 1012

(SS) "Electronic motor vehicle dealer" means a motor vehicle 1013  
dealer licensed under Chapter 4517. of the Revised Code whom the 1014  
registrar of motor vehicles determines meets the criteria 1015  
designated in section 4503.035 of the Revised Code for electronic 1016  
motor vehicle dealers and designates as an electronic motor 1017  
vehicle dealer under that section. 1018

(TT) "Electric personal assistive mobility device" means a 1019  
self-balancing two non-tandem wheeled device that is designed to 1020  
transport only one person, has an electric propulsion system of an 1021  
average of seven hundred fifty watts, and when ridden on a paved 1022  
level surface by an operator who weighs one hundred seventy pounds 1023  
has a maximum speed of less than twenty miles per hour. 1024

**Sec. 4501.02.** (A) There is hereby created in the department 1025  
of public safety a bureau of motor vehicles, which shall be 1026

administered by a registrar of motor vehicles. The registrar shall 1027  
be appointed by the director of public safety and shall serve at 1028  
the director's pleasure. 1029

The registrar shall administer the laws of the state relative 1030  
to the registration of and certificates of title for motor 1031  
vehicles, and the licensing of motor vehicle dealers, motor 1032  
vehicle leasing dealers, distributors, and salespersons, and of 1033  
motor vehicle salvage dealers, salvage motor vehicle auctions, and 1034  
salvage motor vehicle pools. The registrar also shall, in 1035  
accordance with section 4503.61 of the Revised Code, take those 1036  
steps necessary to enter this state into membership in the 1037  
international registration plan and carry out the registrar's 1038  
other duties under that section. The registrar, with the approval 1039  
of the director of public safety, may do all of the following: 1040

(1) Adopt such forms and rules as are necessary to carry out 1041  
all laws the registrar is required to administer; 1042

(2) Appoint such number of assistants, deputies, clerks, 1043  
stenographers, and other employees as are necessary to carry out 1044  
such laws; 1045

(3) Acquire or lease such facilities as are necessary to 1046  
carry out the duties of the registrar's office; 1047

(4) Establish accounts in a bank or depository and deposit 1048  
any funds collected by the registrar in those accounts to the 1049  
credit of "state of Ohio, bureau of motor vehicles." Within three 1050  
days after the deposit of funds in such an account, the registrar 1051  
shall draw on that account in favor of the treasurer of state. The 1052  
registrar may reserve funds against the draw to the treasurer of 1053  
state to the extent reasonably necessary to ensure that the 1054  
deposited items are not dishonored. The registrar may pay any 1055  
service charge usually collected by the bank or depository. 1056

The registrar shall give a bond for the faithful performance 1057

of the registrar's duties in such amount and with such security as 1058  
the director approves. When in the opinion of the director it is 1059  
advisable, any deputy or other employee may be required to give 1060  
bond in such amount and with such security as the director 1061  
approves. In the discretion of the director, the bonds authorized 1062  
to be taken on deputies or other employees may be individual, 1063  
schedule, or blanket bonds. 1064

The director of public safety may investigate the activities 1065  
of the bureau and have access to its records at any time, and the 1066  
registrar shall make a report to the director at any time upon 1067  
request. 1068

All laws relating to the licensing of motor vehicle dealers, 1069  
motor vehicle leasing dealers, distributors, and salespersons, and 1070  
of motor vehicle salvage dealers, salvage motor vehicle auctions, 1071  
and salvage motor vehicle pools, designating and granting power to 1072  
the registrar shall be liberally construed to the end that the 1073  
practice or commission of fraud in the business of selling motor 1074  
vehicles and of disposing of salvage motor vehicles may be 1075  
prohibited and prevented. 1076

(B) There is hereby created in the department of public 1077  
safety a division of emergency medical services, which shall be 1078  
administered by an executive director of emergency medical 1079  
services appointed under section 4765.03 of the Revised Code. 1080

**Sec. 4501.021.** (A) Notwithstanding sections 149.33 to 149.34 1081  
of the Revised Code, the registrar of motor vehicles shall 1082  
determine the methods for obtaining, collecting, recording, and 1083  
maintaining the records of the bureau of motor vehicles and of 1084  
deputy registrars that pertain to driver's or commercial driver's 1085  
licenses, identification cards, and vehicle registrations, 1086  
including photographic or digitalized images, and electronic or 1087  
digitalized signatures. The registrar may choose methods including 1088

paper, film, digital or other electronic media, or any other media 1089  
that reasonably allows for recording, maintaining, and retrieving 1090  
the records in a reliable manner. 1091

(B) The registrar of motor vehicles may dispose of all 1092  
records of the bureau of motor vehicles pursuant to section 149.34 1093  
of the Revised Code. 1094

The disposal of all records shall not take place when the 1095  
registrar has received notice that a court case or other legal 1096  
action is pending involving such records. 1097

Any surplus from the sale of such records, after paying the 1098  
cost of administering the destruction or sale of such records, 1099  
shall be paid into the state treasury. 1100

~~(B)~~(C) Each deputy registrar shall retain in the deputy 1101  
registrar's office a file containing copies of all records and 1102  
transactions performed for the bureau. Copies of motor vehicle 1103  
registration applications shall be retained for a period of 1104  
eighteen months from the date of the record or transaction, 1105  
whichever is later; copies of driver's license or identification 1106  
card applications shall be retained for a period of four years 1107  
from the date of the record or transaction, whichever is later; 1108  
and all other records shall be retained for a period of three 1109  
years from the date of the record or transaction, whichever is 1110  
later. The retained records shall be available for public 1111  
examination, but no person may make copies of the records for sale 1112  
or distribution. 1113

**Sec. 4503.01.** "Motor vehicle" as defined in section 4505.01 1114  
of the Revised Code applies to sections 4503.02 to 4503.10, and 1115  
4503.12 to 4503.18 of the Revised Code. For the purposes of 1116  
sections 4503.02 to 4503.04, 4503.10 to 4503.12, 4503.182, 1117  
4503.19, 4503.21, 4503.22, and 4503.25 of the Revised Code, the 1118  
term "motor vehicle" also includes a motorized bicycle and a 1119

trailer or semitrailer whose weight is four thousand pounds or 1120  
less. 1121

**Sec. 4503.03.** (A)(1)(a) The registrar of motor vehicles may 1122  
designate the county auditor in each county a deputy registrar. If 1123  
the population of a county is forty thousand or less according to 1124  
the last federal census and if the county auditor is designated by 1125  
the registrar as a deputy registrar, no other person need be 1126  
designated in the county to act as a deputy registrar. 1127

(b) ~~For three years after the effective date of this~~ 1128  
~~amendment, the~~ The registrar may designate a clerk of a court of 1129  
common pleas as a deputy registrar if the population of the county 1130  
is forty thousand or less according to the last federal census. 1131  
All fees collected and retained by a clerk for conducting deputy 1132  
registrar services shall be paid into the county treasury to the 1133  
credit of the certificate of title administration fund created 1134  
under section 325.33 of the Revised Code. 1135

(c) In all other instances, the registrar shall contract with 1136  
one or more other persons in each county to act as deputy 1137  
registrars. 1138

(2) Deputy registrars shall accept applications for the 1139  
annual license tax for any vehicle not taxed under section 4503.63 1140  
of the Revised Code and shall assign distinctive numbers in the 1141  
same manner as the registrar. Such deputies shall be located in 1142  
such locations in the county as the registrar sees fit. There 1143  
shall be at least one deputy registrar in each county. 1144

Deputy registrar contracts are subject to the provisions of 1145  
division (B) of section 125.081 of the Revised Code. 1146

(B) The registrar shall not contract with any person to act 1147  
as a deputy registrar if the person or, where applicable, the 1148  
person's spouse or a member of the person's immediate family has 1149

made, within the current calendar year or any one of the previous 1150  
three calendar years, one or more contributions totaling in excess 1151  
of one hundred dollars to any person or entity included in 1152  
division (A)(2) of section 4503.033 of the Revised Code. As used 1153  
in this division, "immediate family" has the same meaning as in 1154  
division (D) of section 102.01 of the Revised Code, and "entity" 1155  
includes any political party and any "continuing association" as 1156  
defined in division (B)(4) of section 3517.01 of the Revised Code 1157  
or "political action committee" as defined in division (B)(8) of 1158  
that section that is primarily associated with that political 1159  
party. For purposes of this division, contributions to any 1160  
continuing association or any political action committee that is 1161  
primarily associated with a political party shall be aggregated 1162  
with contributions to that political party. 1163

The contribution limitations contained in this division do 1164  
not apply to any county auditor or clerk of a court of common 1165  
pleas. 1166

The registrar shall not contract with either of the following 1167  
to act as a deputy registrar: 1168

(1) Any elected public official other than a county auditor 1169  
or, as authorized by division (A)(1)(b) of this section, a clerk 1170  
of a court of common pleas, acting in an ~~the county auditor's~~ 1171  
official capacity; 1172

(2) Any person holding a current, valid contract to conduct 1173  
motor vehicle inspections under section 3704.14 of the Revised 1174  
Code. 1175

(C)(1) Except as provided in division (C)(2) of this section, 1176  
deputy registrars are independent contractors and neither they nor 1177  
their employees are employees of this state, except that nothing 1178  
in this section shall affect the status of county auditors or 1179  
clerks of courts of common pleas as public officials, nor the 1180

status of their employees as employees of any of the counties of 1181  
this state, which are political subdivisions of this state. Each 1182  
deputy registrar shall be responsible for the payment of all 1183  
unemployment compensation premiums, all workers' compensation 1184  
premiums, social security contributions, and any and all taxes for 1185  
which the deputy registrar is legally responsible. Each deputy 1186  
registrar shall comply with all applicable federal, state, and 1187  
local laws requiring the withholding of income taxes or other 1188  
taxes from the compensation of the deputy registrar's employees. 1189  
Each deputy registrar shall maintain during the entire term of the 1190  
deputy registrar's contract a policy of business liability 1191  
insurance satisfactory to the registrar and shall hold the 1192  
department of public safety, the director of public safety, the 1193  
bureau of motor vehicles, and the registrar harmless upon any and 1194  
all claims for damages arising out of the operation of the deputy 1195  
registrar agency. 1196

(2) For purposes of Chapter 4141. of the Revised Code, 1197  
determinations concerning the employment of deputy registrars and 1198  
their employees shall be made under Chapter 4141. of the Revised 1199  
Code. 1200

(D)(1) With the approval of the director, the registrar shall 1201  
adopt rules governing the terms of the contract between the 1202  
registrar and each deputy registrar and specifications for the 1203  
services to be performed. The rules shall include specifications 1204  
relating to the amount of bond to be given as provided in this 1205  
section; the size and location of the deputy's office; and the 1206  
leasing of equipment necessary to conduct the vision screenings 1207  
required under section 4507.12 of the Revised Code and training in 1208  
the use of the equipment. The specifications shall permit and 1209  
encourage every deputy registrar to inform the public of the 1210  
location of the deputy registrar's office and hours of operation 1211  
by means of public service announcements and allow any deputy 1212

registrar to advertise in regard to the operation of the deputy 1213  
registrar's office. The rules also shall include specifications 1214  
for the hours the deputy's office is to be open to the public and 1215  
shall require as a minimum that one deputy's office in each county 1216  
be open to the public for at least four hours each weekend, 1217  
provided that if only one deputy's office is located within the 1218  
boundary of the county seat, that office is the office that shall 1219  
be open for the four-hour period each weekend, and that every 1220  
deputy's office in each county shall be open to the public until 1221  
six-thirty p.m. on at least one weeknight each week. The rules 1222  
also shall include specifications providing that every deputy in 1223  
each county, upon request, provide any person with information 1224  
about the location and office hours of all deputy registrars in 1225  
the county and that every deputy prominently display within the 1226  
deputy's ~~the deputy registrar's~~ office, the toll-free telephone 1227  
number of the bureau. The rules shall not prohibit the award of a 1228  
deputy registrar contract to a nonprofit corporation formed under 1229  
the laws of this state. The rules shall prohibit any deputy 1230  
registrar from operating more than one such office at any time, 1231  
except that the rules may permit a nonprofit corporation formed 1232  
for the purposes of providing automobile-related services to its 1233  
members or the public and that provides such services from more 1234  
than one location in this state to operate a deputy registrar 1235  
office at any such location, provided that the nonprofit 1236  
corporation operates no more than one deputy registrar office in 1237  
any one county. The rules may include such other specifications as 1238  
the registrar and director consider necessary to provide a high 1239  
level of service. 1240

(2) With the prior approval of the registrar, each deputy 1241  
registrar may conduct at the location of the deputy registrar's 1242  
office any business that is consistent with the functions of a 1243  
deputy registrar and that is not specifically mandated or 1244  
authorized by this or another chapter of the Revised Code or by 1245



implementing rules of the registrar. 1246

(3) As used in this section and in section 4507.01 of the 1247  
Revised Code, "nonprofit corporation" has the same meaning as in 1248  
section 1702.01 of the Revised Code. 1249

(E) Unless otherwise terminated and except for interim 1250  
contracts of less than one year, contracts with deputy registrars 1251  
shall be for a term of at least two years, but no more than three 1252  
years, and all contracts effective on or after July 1, 1996, shall 1253  
be for a term of more than two years, but not more than three 1254  
years. All contracts with deputy registrars shall expire on the 1255  
~~thirtieth day~~ last Saturday of June in the year of their 1256  
expiration. The auditor of state may examine the accounts, 1257  
reports, systems, and other data of each deputy registrar at least 1258  
every two years. The registrar, with the approval of the director, 1259  
shall immediately remove a deputy who violates any provision of 1260  
the Revised Code related to the duties as a deputy, any rule 1261  
adopted by the registrar, or a term of the deputy's contract with 1262  
the registrar. The registrar also may remove a deputy who, in the 1263  
opinion of the registrar, has engaged in any conduct that is 1264  
either unbecoming to one representing this state or is 1265  
inconsistent with the efficient operation of the deputy's office. 1266  
~~Upon removal of a deputy registrar for contract violation, the~~ 1267  
~~auditor of state shall examine the accounts, records, systems, and~~ 1268  
~~other data of the deputy registrar so removed.~~ 1269

If the registrar, with the approval of the director, 1270  
determines that there is good cause to believe that a deputy 1271  
registrar or a person proposing for a deputy registrar contract 1272  
has engaged in any conduct that would require the denial or 1273  
termination of the deputy registrar contract, the registrar may 1274  
require the production of books, records, and papers as the 1275  
registrar determines are necessary, and may take the depositions 1276  
of witnesses residing within or outside the state in the same 1277

manner as is prescribed by law for the taking of depositions in 1278  
civil actions in the court of common pleas, and for that purpose 1279  
the registrar may issue a subpoena for any witness or a subpoena 1280  
duces tecum to compel the production of any books, records, or 1281  
papers, directed to the sheriff of the county where the witness 1282  
resides or is found. Such a subpoena shall be served and returned 1283  
in the same manner as a subpoena in a criminal case is served and 1284  
returned. The fees and mileage of the sheriff and witnesses shall 1285  
be the same as that allowed in the court of common pleas in 1286  
criminal cases and shall be paid from the fund in the state 1287  
treasury for the use of the agency in the same manner as other 1288  
expenses of the agency are paid. 1289

In any case of disobedience or neglect of any subpoena served 1290  
on any person or the refusal of any witness to testify to any 1291  
matter regarding which the witness lawfully may be interrogated, 1292  
the court of common pleas of any county where the disobedience, 1293  
neglect, or refusal occurs or any judge of that court, on 1294  
application by the registrar, shall compel obedience by attachment 1295  
proceedings for contempt, as in the case of disobedience of the 1296  
requirements of a subpoena issued from that court, or a refusal to 1297  
testify in that court. 1298

Nothing in this division shall be construed to require a 1299  
hearing of any nature prior to the termination of any deputy 1300  
registrar contract by the registrar, with the approval of the 1301  
director, for cause. 1302

(F) Except as provided in section 2743.03 of the Revised 1303  
Code, no court, other than the court of common pleas of Franklin 1304  
county, has jurisdiction of any action against the department of 1305  
public safety, the director, the bureau, or the registrar to 1306  
restrain the exercise of any power or authority, or to entertain 1307  
any action for declaratory judgment, in the selection and 1308  
appointment of, or contracting with, deputy registrars. Neither 1309

the department, the director, the bureau, nor the registrar is 1310  
liable in any action at law for damages sustained by any person 1311  
because of any acts of the department, the director, the bureau, 1312  
or the registrar, or of any employee of the department or bureau, 1313  
in the performance of official duties in the selection and 1314  
appointment of, and contracting with, deputy registrars. 1315

(G) The registrar shall assign to each deputy registrar a 1316  
series of numbers sufficient to supply the demand at all times in 1317  
the area the deputy registrar serves, and the registrar shall keep 1318  
a record in the registrar's office of the numbers within the 1319  
series assigned. Each deputy shall be required to give bond in the 1320  
amount of at least twenty-five thousand dollars, or in such higher 1321  
amount as the registrar determines necessary, based on a uniform 1322  
schedule of bond amounts established by the registrar and 1323  
determined by the volume of registrations handled by the deputy. 1324  
The form of the bond shall be prescribed by the registrar. The 1325  
bonds required of deputy registrars, in the discretion of the 1326  
registrar, may be individual or schedule bonds or may be included 1327  
in any blanket bond coverage carried by the department. 1328

(H) Each deputy registrar shall keep a file of each 1329  
application received by the deputy and shall register that motor 1330  
vehicle with the name and address of its owner. 1331

(I) Upon request, a deputy registrar shall make the physical 1332  
inspection of a motor vehicle and issue the physical inspection 1333  
certificate required in section 4505.061 of the Revised Code. 1334

(J) Each deputy registrar shall file a report semi-annually 1335  
with the registrar of motor vehicles listing the number of 1336  
applicants for licenses the deputy has served, the number of voter 1337  
registration applications the deputy has completed and transmitted 1338  
to the board of elections, and the number of voter registration 1339  
applications declined. 1340

**Sec. 4503.034.** (A) Notwithstanding sections 4503.10, 1341  
4503.102, 4503.12, 4503.182, 4503.24, 4505.061, 4506.08, 4507.24, 1342  
4507.50, 4507.52, 4519.03, 4519.05, 4519.10, 4519.56, and 4519.69 1343  
of the Revised Code: 1344

(1) Each deputy registrar shall be allowed the increased fee 1345  
otherwise allowed in those sections and commencing on January 1, 1346  
2003, for performing the services specified in those sections only 1347  
if the deputy registrars achieve a statewide satisfaction rate of 1348  
at least ninety per cent on the survey conducted by the registrar 1349  
of motor vehicles under this section. If the deputy registrars 1350  
fail to achieve a statewide satisfaction rate of at least ninety 1351  
per cent on the survey, the fee for performing the services 1352  
specified in those sections shall remain at the rate in effect for 1353  
the immediately preceding year. 1354

(2) Each deputy registrar shall be allowed the increased fee 1355  
otherwise allowed in those sections and commencing on January 1, 1356  
2004, for performing the services specified in those sections only 1357  
if the deputy registrars achieve a statewide satisfaction rate of 1358  
at least ninety per cent on the survey conducted by the registrar 1359  
under this section. If the deputy registrars fail to achieve a 1360  
statewide satisfaction rate of at least ninety per cent on the 1361  
survey, the fee for performing the services specified in those 1362  
sections shall remain at the rate in effect for the immediately 1363  
preceding year. 1364

(B) The registrar shall develop and conduct a survey 1365  
evaluating public satisfaction with the conduct of services by 1366  
deputy registrars under sections 4503.10, 4503.102, 4503.12, 1367  
4503.182, 4503.24, 4505.061, 4506.08, 4507.24, 4507.50, 4507.52, 1368  
4519.03, 4519.05, 4519.10, 4519.56, and 4519.69 of the Revised 1369  
Code. In developing the survey, the registrar also shall establish 1370  
standards that shall enable a deputy registrar to achieve a ninety 1371

per cent satisfaction rating. The ninety per cent satisfaction 1372  
rate required under divisions (A)(1) and (2) of this section as a 1373  
condition to increasing the service fees shall be determined on a 1374  
statewide basis and not on an individual basis. The registrar 1375  
shall conduct the survey in 2002 to determine the satisfaction 1376  
rating for purposes of division (A)(1) of this section and shall 1377  
conduct the survey again in 2003 to determine the satisfaction 1378  
rating for purposes of division (A)(2) of this section. 1379

**Sec. 4503.04.** ~~Until the rates established under~~ Except as 1380  
provided in section 4503.042 of the Revised Code for the 1381  
registration of commercial cars, trailers, semitrailers, and 1382  
certain buses ~~other than transit buses become operative~~, the rates 1383  
of the taxes imposed by section 4503.02 of the Revised Code shall 1384  
be as follows: 1385

(A) For motor vehicles having three wheels or less, the 1386  
license tax is: 1387

(1) For each motorized bicycle, ten dollars; 1388

(2) For each motorcycle, fourteen dollars. 1389

(B) For each passenger car, twenty dollars; 1390

(C) For each manufactured home, each mobile home, and each 1391  
travel trailer, ten dollars; 1392

(D) For each noncommercial motor vehicle designed by the 1393  
manufacturer to carry a load of no more than three-quarters of one 1394  
ton and for each motor home, thirty-five dollars; for each 1395  
noncommercial motor vehicle designed by the manufacturer to carry 1396  
a load of more than three-quarters of one ton, but not more than 1397  
one ton, seventy dollars; 1398

~~(E) For each commercial car and for each trailer or 1399  
semitrailer, except a manufactured or mobile home or noncommercial 1400  
trailer, which shall not be taxed by this division, the license 1401~~

<del>tax is fifteen dollars plus:</del>	1402
<del>(1) Eighty five cents for each one hundred pounds or part thereof for the first two thousand pounds or part thereof of weight of vehicle fully equipped;</del>	1403
	1404
	1405
<del>(2) One dollar and forty cents for each one hundred pounds or part thereof in excess of two thousand pounds up to and including three thousand pounds;</del>	1406
	1407
	1408
<del>(3) One dollar and ninety cents for each one hundred pounds or part thereof in excess of three thousand pounds up to and including four thousand pounds;</del>	1409
	1410
	1411
<del>(4) Two dollars and twenty cents for each one hundred pounds or part thereof in excess of four thousand pounds up to and including five thousand pounds;</del>	1412
	1413
	1414
<del>(5) Two dollars and forty cents for each one hundred pounds or part thereof in excess of five thousand pounds up to and including six thousand pounds;</del>	1415
	1416
	1417
<del>(6) Two dollars and eighty cents for each one hundred pounds or part thereof in excess of six thousand pounds up to and including ten thousand pounds;</del>	1418
	1419
	1420
<del>(7) Three dollars for each one hundred pounds or part thereof in excess of ten thousand pounds up to and including twelve thousand pounds;</del>	1421
	1422
	1423
<del>(8) Three dollars and twenty five cents for each one hundred pounds or part thereof in excess of twelve thousand pounds.</del>	1424
	1425
<del>(F) For each noncommercial trailer, the license tax is:</del>	1426
<del>(1) Eighty-five cents for each one hundred pounds or part thereof for the first two thousand pounds or part thereof of weight of vehicle fully equipped;</del>	1427
	1428
	1429
<del>(2) One dollar and forty cents for each one hundred pounds or part thereof in excess of two thousand pounds up to and including</del>	1430
	1431

three thousand pounds.	1432
<del>(G)(F)</del> Notwithstanding its weight, twelve dollars for any:	1433
(1) Vehicle equipped, owned, and used by a charitable or nonprofit corporation exclusively for the purpose of administering chest x-rays or receiving blood donations;	1434 1435 1436
(2) Van used principally for the transportation of handicapped persons that has been modified by being equipped with adaptive equipment to facilitate the movement of such persons into and out of the van.	1437 1438 1439 1440
<del>(H) For each bus, except a transit bus, having motor power the license tax is:</del>	1441 1442
<del>(1) Eighty five cents per one hundred pounds or part thereof for the first two thousand pounds or part thereof of weight of vehicle fully equipped;</del>	1443 1444 1445
<del>(2) One dollar and thirty cents for each one hundred pounds or part thereof in excess of two thousand pounds up to and including three thousand pounds;</del>	1446 1447 1448
<del>(3) One dollar and eighty cents for each one hundred pounds or part thereof in excess of three thousand pounds up to and including four thousand pounds;</del>	1449 1450 1451
<del>(4) Two dollars and ten cents for each one hundred pounds or part thereof in excess of four thousand pounds up to and including six thousand pounds;</del>	1452 1453 1454
<del>(5) Two dollars and forty cents for each one hundred pounds or part thereof in excess of six thousand pounds up to and including ten thousand pounds;</del>	1455 1456 1457
<del>(6) Two dollars and seventy cents for each one hundred pounds or part thereof in excess of ten thousand pounds;</del>	1458 1459
<del>(7) Notwithstanding its weight, twelve dollars for any bus;</del>	1460

(3) Bus used principally for the transportation of 1461  
handicapped persons or persons sixty-five years of age or older; 1462

~~(8)~~(G) Notwithstanding its weight, twenty dollars for any bus 1463  
used principally for the transportation of persons in a 1464  
ridesharing arrangement. 1465

~~(I)~~(H) For each transit bus having motor power the license 1466  
tax is twelve dollars. 1467

"Transit bus" means either a motor vehicle having a seating 1468  
capacity of more than seven persons which is operated and used by 1469  
any person in the rendition of a public mass transportation 1470  
service primarily in a municipal corporation or municipal 1471  
corporations and provided at least seventy-five per cent of the 1472  
annual mileage of such service and use is within such municipal 1473  
corporation or municipal corporations or a motor vehicle having a 1474  
seating capacity of more than seven persons which is operated 1475  
solely for the transportation of persons associated with a 1476  
charitable or nonprofit corporation, but does not mean any motor 1477  
vehicle having a seating capacity of more than seven persons when 1478  
such vehicle is used in a ridesharing capacity or any bus 1479  
described by division (F)(3) of this section. 1480

The application for registration of such transit bus shall be 1481  
accompanied by an affidavit prescribed by the registrar of motor 1482  
vehicles and signed by the person or an agent of the firm or 1483  
corporation operating such bus stating that the bus has a seating 1484  
capacity of more than seven persons, and that it is either to be 1485  
operated and used in the rendition of a public mass transportation 1486  
service and that at least seventy-five per cent of the annual 1487  
mileage of such operation and use shall be within one or more 1488  
municipal corporations or that it is to be operated solely for the 1489  
transportation of persons associated with a charitable or 1490  
nonprofit corporation. 1491



The form of the license plate, and the manner of its attachment to the vehicle, shall be prescribed by the registrar of motor vehicles.

~~(J)~~(I) The minimum tax for any vehicle having motor power other than a farm truck, a motorized bicycle, or motorcycle is ten dollars and eighty cents, and for each noncommercial trailer, five dollars.

~~(K)~~(J)(1) Except as otherwise provided in division ~~(K)~~(J) of this section, for each farm truck, except a noncommercial motor vehicle, that is owned, controlled, or operated by one or more farmers exclusively in farm use as defined in this section, and not for commercial purposes, and provided that at least seventy-five per cent of such farm use is by or for the one or more owners, controllers, or operators of the farm in the operation of which a farm truck is used, the license tax is five dollars plus:

(a) Fifty cents per one hundred pounds or part thereof for the first three thousand pounds;

(b) Seventy cents per one hundred pounds or part thereof in excess of three thousand pounds up to and including four thousand pounds;

(c) Ninety cents per one hundred pounds or part thereof in excess of four thousand pounds up to and including six thousand pounds;

(d) Two dollars for each one hundred pounds or part thereof in excess of six thousand pounds up to and including ten thousand pounds;

(e) Two dollars and twenty-five cents for each one hundred pounds or part thereof in excess of ten thousand pounds;

(f) The minimum license tax for any farm truck shall be

twelve dollars. 1522

(2) The owner of a farm truck may register the truck for a 1523  
period of one-half year by paying one-half the registration tax 1524  
imposed on the truck under this chapter and one-half the amount of 1525  
any tax imposed on the truck under Chapter 4504. of the Revised 1526  
Code. 1527

(3) A farm bus may be registered for a period of ninety days 1528  
from the date of issue of the license plates for the bus, for a 1529  
fee of ten dollars, provided such license plates shall not be 1530  
issued for more than any two ninety-day periods in any calendar 1531  
year. Such use does not include the operation of trucks by 1532  
commercial processors of agricultural products. 1533

(4) License plates for farm trucks and for farm buses shall 1534  
have some distinguishing marks, letters, colors, or other 1535  
characteristics to be determined by the director of public safety. 1536

(5) Every person registering a farm truck or bus under this 1537  
section shall furnish an affidavit certifying that the truck or 1538  
bus licensed to that person is to be so used as to meet the 1539  
requirements necessary for the farm truck or farm bus 1540  
classification. 1541

Any farmer may use a truck owned by the farmer for commercial 1542  
purposes by paying the difference between the commercial truck 1543  
registration fee and the farm truck registration fee for the 1544  
remaining part of the registration period for which the truck is 1545  
registered. Such remainder shall be calculated from the beginning 1546  
of the semiannual period in which application for such commercial 1547  
license is made. 1548

Taxes at the rates provided in this section are in lieu of 1549  
all taxes on or with respect to the ownership of such motor 1550  
vehicles, except as provided in section 4503.042 and section 1551  
4503.06 of the Revised Code. 1552

~~(I)~~(K) Other than trucks registered under the international 1553  
registration plan in another jurisdiction and for which this state 1554  
has received an apportioned registration fee, the license tax for 1555  
each truck which is owned, controlled, or operated by a 1556  
nonresident, and licensed in another state, and which is used 1557  
exclusively for the transportation of nonprocessed agricultural 1558  
products intrastate, from the place of production to the place of 1559  
processing, is twenty-four dollars. 1560

"Truck," as used in this division, means any pickup truck, 1561  
straight truck, semitrailer, or trailer other than a travel 1562  
trailer. Nonprocessed agricultural products, as used in this 1563  
division, does not include livestock or grain. 1564

A license issued under this division shall be issued for a 1565  
period of one hundred thirty days in the same manner in which all 1566  
other licenses are issued under this section, provided that no 1567  
truck shall be so licensed for more than one 1568  
one\_hundred\_thirty-day period during any calendar year. 1569

The license issued pursuant to this division shall consist of 1570  
a windshield decal to be designed by the director of public 1571  
safety. 1572

Every person registering a truck under this division shall 1573  
furnish an affidavit certifying that the truck licensed to the 1574  
person is to be used exclusively for the purposes specified in 1575  
this division. 1576

~~(M)~~(L) Every person registering a motor vehicle as a 1577  
noncommercial motor vehicle as defined in section 4501.01 of the 1578  
Revised Code, or registering a trailer as a noncommercial trailer 1579  
as defined in that section, shall furnish an affidavit certifying 1580  
that the motor vehicle or trailer so licensed to the person is to 1581  
be so used as to meet the requirements necessary for the 1582  
noncommercial vehicle classification. 1583

~~(N)~~(M) Every person registering a van or bus as provided in 1584  
divisions ~~(G)~~(F)(2) and ~~(H)~~(7)~~(3)~~ of this section shall furnish a 1585  
notarized statement certifying that the van or bus licensed to the 1586  
person is to be used for the purposes specified in those 1587  
divisions. The form of the license plate issued for such motor 1588  
vehicles shall be prescribed by the registrar. 1589

~~(O)~~(N) Every person registering as a passenger car a motor 1590  
vehicle designed and used for carrying more than nine but not more 1591  
than fifteen passengers, and every person registering a bus as 1592  
provided in division ~~(H)~~(8)~~(G)~~ of this section, shall furnish an 1593  
affidavit certifying that the vehicle so licensed to the person is 1594  
to be used in a ridesharing arrangement and that the person will 1595  
have in effect whenever the vehicle is used in a ridesharing 1596  
arrangement a policy of liability insurance with respect to the 1597  
motor vehicle in amounts and coverages no less than those required 1598  
by section 4509.79 of the Revised Code. The form of the license 1599  
plate issued for such a motor vehicle shall be prescribed by the 1600  
registrar. 1601

~~(P)~~(O) As used in this section: 1602

(1) "Van" means any motor vehicle having a single rear axle 1603  
and an enclosed body without a second seat. 1604

(2) "Handicapped person" means any person who has lost the 1605  
use of one or both legs, or one or both arms, or is blind, deaf, 1606  
or so severely disabled as to be unable to move about without the 1607  
aid of crutches or a wheelchair. 1608

(3) "Farm truck" means a truck used in the transportation 1609  
from the farm of products of the farm, including livestock and its 1610  
products, poultry and its products, floricultural and 1611  
horticultural products, and in the transportation to the farm of 1612  
supplies for the farm, including tile, fence, and every other 1613  
thing or commodity used in agricultural, floricultural, 1614

horticultural, livestock, and poultry production and livestock, 1615  
poultry, and other animals and things used for breeding, feeding, 1616  
or other purposes connected with the operation of the farm. 1617

(4) "Farm bus" means a bus used only for the transportation 1618  
of agricultural employees and used only in the transportation of 1619  
such employees as are necessary in the operation of the farm. 1620

(5) "Farm supplies" includes fuel used exclusively in the 1621  
operation of a farm, including one or more homes located on and 1622  
used in the operation of one or more farms, and furniture and 1623  
other things used in and around such homes. 1624

**Sec. 4503.041. (A)** The original owner of any trailer weighing 1625  
four thousand pounds or less and used exclusively for 1626  
noncommercial purposes ~~shall~~, upon application for initial 1627  
registration, shall obtain and present such evidence of the 1628  
trailer's weight as the registrar of motor vehicles may require. 1629  
Whenever an application for registration other than an initial 1630  
application by the original owner is made for a trailer to which 1631  
this section applies, the application shall be accompanied by an 1632  
affidavit, prescribed by the registrar and signed by the present 1633  
owner, stating that the weight of the trailer is the same as that 1634  
indicated by the evidence obtained and presented for initial 1635  
registration by the original owner, and no other evidence of 1636  
weight shall be required. This section does not apply to the owner 1637  
of a boat trailer being registered in accordance with section 1638  
4503.173 of the Revised Code. 1639

(B) The owner of a trailer described in division (A) of this 1640  
section or the operator of a motor vehicle towing such a trailer 1641  
may tow the trailer directly to and from a scale facility for the 1642  
purpose of determining the trailer's weight prior to the 1643  
registration of the trailer provided that at the time of such 1644  
towing the owner or operator has in the owner's or operator's 1645

possession an official weight slip prescribed by the registrar and 1646  
provided the trailer does not carry any load during such towing. 1647

**Sec. 4503.042.** The registrar of motor vehicles shall adopt 1648  
rules establishing the date, subsequent to this state's entry into 1649  
membership in the international registration plan, when the rates 1650  
established by this section become operative. 1651

(A) The rates of the taxes imposed by section 4503.02 of the 1652  
Revised Code are as follows for commercial cars having a gross 1653  
vehicle weight or combined gross vehicle weight of: 1654

(1) Not more than two thousand pounds, forty-five dollars; 1655

(2) More than two thousand but not more than six thousand 1656  
pounds, seventy dollars; 1657

(3) More than six thousand but not more than ten thousand 1658  
pounds, eighty-five dollars; 1659

(4) More than ten thousand but not more than fourteen 1660  
thousand pounds, one hundred five dollars; 1661

(5) More than fourteen thousand but not more than eighteen 1662  
thousand pounds, one hundred twenty-five dollars; 1663

(6) More than eighteen thousand but not more than twenty-two 1664  
thousand pounds, one hundred fifty dollars; 1665

(7) More than twenty-two thousand but not more than 1666  
twenty-six thousand pounds, one hundred seventy-five dollars; 1667

(8) More than twenty-six thousand but not more than thirty 1668  
thousand pounds, three hundred fifty-five dollars; 1669

(9) More than thirty thousand but not more than thirty-four 1670  
thousand pounds, four hundred twenty dollars; 1671

(10) More than thirty-four thousand but not more than 1672  
thirty-eight thousand pounds, four hundred eighty dollars; 1673

(11) More than thirty-eight thousand but not more than forty-two thousand pounds, five hundred forty dollars;	1674 1675
(12) More than forty-two thousand but not more than forty-six thousand pounds, six hundred dollars;	1676 1677
(13) More than forty-six thousand but not more than fifty thousand pounds, six hundred sixty dollars;	1678 1679
(14) More than fifty thousand but not more than fifty-four thousand pounds, seven hundred twenty-five dollars;	1680 1681
(15) More than fifty-four thousand but not more than fifty-eight thousand pounds, seven hundred eighty-five dollars;	1682 1683
(16) More than fifty-eight thousand but not more than sixty-two thousand pounds, eight hundred fifty-five dollars;	1684 1685
(17) More than sixty-two thousand but not more than sixty-six thousand pounds, nine hundred twenty-five dollars;	1686 1687
(18) More than sixty-six thousand but not more than seventy thousand pounds, nine hundred ninety-five dollars;	1688 1689
(19) More than seventy thousand but not more than seventy-four thousand pounds, one thousand eighty dollars;	1690 1691
(20) More than seventy-four thousand but not more than seventy-eight thousand pounds, one thousand two hundred dollars;	1692 1693
(21) More than seventy-eight thousand pounds, one thousand three hundred forty dollars.	1694 1695
(B) The rates of the taxes imposed by section 4503.02 of the Revised Code are as follows for buses having a gross vehicle weight or combined gross vehicle weight of:	1696 1697 1698
(1) Not more than two thousand pounds, ten dollars;	1699
(2) More than two thousand but not more than six thousand pounds, forty dollars;	1700 1701

(3) More than six thousand but not more than ten thousand pounds, one hundred dollars;	1702 1703
(4) More than ten thousand but not more than fourteen thousand pounds, one hundred eighty dollars;	1704 1705
(5) More than fourteen thousand but not more than eighteen thousand pounds, two hundred sixty dollars;	1706 1707
(6) More than eighteen thousand but not more than twenty-two thousand pounds, three hundred forty dollars;	1708 1709
(7) More than twenty-two thousand but not more than twenty-six thousand pounds, four hundred twenty dollars;	1710 1711
(8) More than twenty-six thousand but not more than thirty thousand pounds, five hundred dollars;	1712 1713
(9) More than thirty thousand but not more than thirty-four thousand pounds, five hundred eighty dollars;	1714 1715
(10) More than thirty-four thousand but not more than thirty-eight thousand pounds, six hundred sixty dollars;	1716 1717
(11) More than thirty-eight thousand but not more than forty-two thousand pounds, seven hundred forty dollars;	1718 1719
(12) More than forty-two thousand but not more than forty-six thousand pounds, eight hundred twenty dollars;	1720 1721
(13) More than forty-six thousand but not more than fifty thousand pounds, nine hundred forty dollars;	1722 1723
(14) More than fifty thousand but not more than fifty-four thousand pounds, one thousand dollars;	1724 1725
(15) More than fifty-four thousand but not more than fifty-eight thousand pounds, one thousand ninety dollars;	1726 1727
(16) More than fifty-eight thousand but not more than sixty-two thousand pounds, one thousand one hundred eighty dollars;	1728 1729 1730



(17) More than sixty-two thousand but not more than sixty-six thousand pounds, one thousand two hundred seventy dollars;	1731 1732
(18) More than sixty-six thousand but not more than seventy thousand pounds, one thousand three hundred sixty dollars;	1733 1734
(19) More than seventy thousand but not more than seventy-four thousand pounds, one thousand four hundred fifty dollars;	1735 1736 1737
(20) More than seventy-four thousand but not more than seventy-eight thousand pounds, one thousand five hundred forty dollars;	1738 1739 1740
(21) More than seventy-eight thousand pounds, one thousand six hundred thirty dollars.	1741 1742
(C) In addition to the license taxes imposed at the rates specified in divisions (A) and (B) of this section, an administrative fee of <del>two</del> <u>three</u> dollars and twenty-five cents, plus an appropriate amount to cover the cost of postage, shall be collected by the registrar for each international registration plan license processed by the registrar. <u>If the deputy registrar fees are increased on January 1, 2004, in accordance with section 4503.034 of the Revised Code, the administrative fee collected under this section is three dollars and fifty cents, commencing on that date, plus postage.</u>	1743 1744 1745 1746 1747 1748 1749 1750 1751 1752
(D) The rate of the tax for each trailer and semitrailer is twenty-five dollars.	1753 1754
(E) The rates established by this section shall not apply to any of the following:	1755 1756
(1) Vehicles equipped, owned, and used by a charitable or nonprofit corporation exclusively for the purpose of administering chest x-rays or receiving blood donations;	1757 1758 1759
(2) Vans used principally for the transportation of	1760

handicapped persons that have been modified by being equipped with 1761  
adaptive equipment to facilitate the movement of such persons into 1762  
and out of the vans; 1763

(3) Buses used principally for the transportation of 1764  
handicapped persons or persons sixty-five years of age or older; 1765

(4) Buses used principally for the transportation of persons 1766  
in a ridesharing arrangement; 1767

(5) Transit buses having motor power; 1768

(6) Noncommercial trailers, mobile homes, or manufactured 1769  
homes. 1770

**Sec. 4503.10.** (A) The owner of every snowmobile, off-highway 1771  
motorcycle, and all-purpose vehicle required to be registered 1772  
under section 4519.02 of the Revised Code shall file an 1773  
application for registration under section 4519.03 of the Revised 1774  
Code. The owner of a motor vehicle, other than a snowmobile, 1775  
off-highway motorcycle, or all-purpose vehicle, that is not 1776  
designed and constructed by the manufacturer for operation on a 1777  
street or highway may not register it under this chapter except 1778  
upon certification of inspection pursuant to section 4513.02 of 1779  
the Revised Code by the sheriff, or the chief of police of the 1780  
municipal corporation or township, with jurisdiction over the 1781  
political subdivision in which the owner of the motor vehicle 1782  
resides. Except as provided in section 4503.103 of the Revised 1783  
Code, every owner of every other motor vehicle not previously 1784  
described in this section and every person mentioned as owner in 1785  
the last certificate of title of a motor vehicle that is operated 1786  
or driven upon the public roads or highways shall cause to be 1787  
filed each year, by mail or otherwise, in the office of the 1788  
registrar of motor vehicles or a deputy registrar, a written or 1789  
electronic application or a preprinted registration renewal notice 1790  
issued under section 4503.102 of the Revised Code, the form of 1791

which shall be prescribed by the registrar, for registration for 1792  
the following registration year, which shall begin on the first 1793  
day of January of every calendar year and end on the thirty-first 1794  
day of December in the same year. Applications for registration 1795  
and registration renewal notices shall be filed at the times 1796  
established by the registrar pursuant to section 4503.101 of the 1797  
Revised Code. A motor vehicle owner also may elect to apply for or 1798  
renew a motor vehicle registration by electronic means using 1799  
electronic signature in accordance with rules adopted by the 1800  
registrar. Except as provided in division (J) of this section, 1801  
applications for registration shall be made on blanks furnished by 1802  
the registrar for that purpose, containing the following 1803  
information: 1804

(1) A brief description of the motor vehicle to be 1805  
registered, including the ~~name of the manufacturer, the factory~~ 1806  
~~number of the vehicle, the year's model year, make, model, and~~ 1807  
vehicle identification number, and, in the case of commercial 1808  
cars, the gross weight of the vehicle fully equipped computed in 1809  
the manner prescribed in section 4503.08 of the Revised Code; 1810

(2) The name and residence address of the owner, and the 1811  
township and municipal corporation in which the owner resides; 1812

(3) The district of registration, which shall be determined 1813  
as follows: 1814

(a) In case the motor vehicle to be registered is used for 1815  
hire or principally in connection with any established business or 1816  
branch business, conducted at a particular place, the district of 1817  
registration is the municipal corporation in which that place is 1818  
located or, if not located in any municipal corporation, the 1819  
county and township in which that place is located. 1820

(b) In case the vehicle is not so used, the district of 1821  
registration is the municipal corporation or county in which the 1822

owner resides at the time of making the application. 1823

(4) Whether the motor vehicle is a new or used motor vehicle; 1824

(5) The date of purchase of the motor vehicle; 1825

(6) Whether the fees required to be paid for the registration 1826  
or transfer of the motor vehicle, during the preceding 1827  
registration year and during the preceding period of the current 1828  
registration year, have been paid. Each application for 1829  
registration shall be signed by the owner, either manually or by 1830  
electronic signature, or pursuant to obtaining a limited power of 1831  
attorney authorized by the registrar for registration, or other 1832  
document authorizing such signature. If the owner elects to apply 1833  
for or renew the motor vehicle registration with the registrar by 1834  
electronic means, the owner's manual signature is not required. 1835

(7) The owner's social security number, if assigned, or, 1836  
where a motor vehicle to be registered is used for hire or 1837  
principally in connection with any established business, the 1838  
owner's federal taxpayer identification number. The bureau of 1839  
motor vehicles shall retain in its records all social security 1840  
numbers provided under this section, but the bureau shall not 1841  
place social security numbers on motor vehicle certificates of 1842  
registration. 1843

(B) Each time an applicant first registers a motor vehicle in 1844  
the applicant's name, the applicant shall present for inspection a 1845  
physical certificate of title or a memorandum certificate showing 1846  
title to the motor vehicle to be registered in the name of the 1847  
applicant if a physical certificate of title or memorandum 1848  
certificate has been issued by a clerk of a court of common pleas. 1849  
If, under sections 4505.021, 4505.06, and 4505.08 of the Revised 1850  
Code, a clerk instead has issued an electronic certificate of 1851  
title for the applicant's motor vehicle, that certificate may be 1852  
presented for inspection at the time of first registration in a 1853

manner prescribed by rules adopted by the registrar. When a motor 1854  
vehicle inspection and maintenance program is in effect under 1855  
section 3704.14 of the Revised Code and rules adopted under it, 1856  
each application for registration for a vehicle required to be 1857  
inspected under that section and those rules shall be accompanied 1858  
by an inspection certificate for the motor vehicle issued in 1859  
accordance with that section. The application shall be refused if 1860  
any of the following applies: 1861

(1) The application is not in proper form. 1862

(2) The application is prohibited from being accepted by 1863  
division (D) of section 2935.27, division (A) of section 2937.221, 1864  
division (A) of section 4503.13, division (B) of section 4507.168, 1865  
or division (B)(1) of section 4521.10 of the Revised Code. 1866

(3) A certificate of title or memorandum certificate of title 1867  
does not accompany the application or, in the case of an 1868  
electronic certificate of title, is not presented in a manner 1869  
prescribed by the registrar's rules. 1870

(4) All registration and transfer fees for the motor vehicle, 1871  
for the preceding year or the preceding period of the current 1872  
registration year, have not been paid. 1873

(5) The owner or lessee does not have an inspection 1874  
certificate for the motor vehicle as provided in section 3704.14 1875  
of the Revised Code, and rules adopted under it, if that section 1876  
is applicable. 1877

This section does not require the payment of license or 1878  
registration taxes on a motor vehicle for any preceding year, or 1879  
for any preceding period of a year, if the motor vehicle was not 1880  
taxable for that preceding year or period under sections 4503.02, 1881  
4503.04, 4503.11, 4503.12, and 4503.16 or Chapter 4504. of the 1882  
Revised Code. When a certificate of registration is issued upon 1883  
the first registration of a motor vehicle by or on behalf of the 1884

owner, the official issuing the certificate shall indicate the 1885  
issuance with a stamp on the certificate of title or memorandum 1886  
certificate or, in the case of an electronic certificate of title, 1887  
an electronic stamp or other notation as specified in rules 1888  
adopted by the registrar, and with a stamp on the inspection 1889  
certificate for the motor vehicle, if any. The official also shall 1890  
indicate, by a stamp or by other means the registrar prescribes, 1891  
on the registration certificate issued upon the first registration 1892  
of a motor vehicle by or on behalf of the owner the odometer 1893  
reading of the motor vehicle as shown in the odometer statement 1894  
included in or attached to the certificate of title. Upon each 1895  
subsequent registration of the motor vehicle by or on behalf of 1896  
the same owner, the official also shall so indicate the odometer 1897  
reading of the motor vehicle as shown on the immediately preceding 1898  
certificate of registration. 1899

The registrar shall include in the permanent registration 1900  
record of any vehicle required to be inspected under section 1901  
3704.14 of the Revised Code the inspection certificate number from 1902  
the inspection certificate that is presented at the time of 1903  
registration of the vehicle as required under this division. 1904

(C)(1) Commencing with each registration renewal with an 1905  
expiration date on or after October 1, 2003, and for each initial 1906  
application for registration received on and after that date, the 1907  
registrar and each deputy registrar shall collect an additional 1908  
fee of eleven dollars for each application for registration and 1909  
registration renewal received. The additional fee is for the 1910  
purpose of defraying the department of public safety's costs 1911  
associated with the administration and enforcement of the motor 1912  
vehicle and traffic laws of Ohio. Each deputy registrar shall 1913  
transmit the fees collected under division (C)(1) of this section 1914  
in the time and manner provided in this section. The registrar 1915  
shall deposit all moneys received under division (C)(1) of this 1916

section into the state highway safety fund established in section 1917  
4501.06 of the Revised Code. 1918

(2) In addition, a charge of twenty-five cents shall be made 1919  
for each reflectorized safety license plate issued, and a single 1920  
charge of twenty-five cents shall be made for each county 1921  
identification sticker or each set of county identification 1922  
stickers issued, as the case may be, to cover the cost of 1923  
producing the license plates and stickers, including material, 1924  
manufacturing, and administrative costs. Those fees shall be in 1925  
addition to the license tax. If the total cost of producing the 1926  
plates is less than twenty-five cents per plate, or if the total 1927  
cost of producing the stickers is less than twenty-five cents per 1928  
sticker or per set issued, any excess moneys accruing from the 1929  
fees shall be distributed in the same manner as provided by 1930  
section 4501.04 of the Revised Code for the distribution of 1931  
license tax moneys. If the total cost of producing the plates 1932  
exceeds twenty-five cents per plate, or if the total cost of 1933  
producing the stickers exceeds twenty-five cents per sticker or 1934  
per set issued, the difference shall be paid from the license tax 1935  
moneys collected pursuant to section 4503.02 of the Revised Code. 1936

(D) Each deputy registrar shall be allowed a fee of two 1937  
dollars and seventy-five cents commencing on July 1, 2001, three 1938  
dollars and twenty-five cents commencing on January 1, 2003, and 1939  
three dollars and fifty cents commencing on January 1, 2004, for 1940  
each application for registration and registration renewal notice 1941  
the deputy registrar receives, which shall be for the purpose of 1942  
compensating the deputy registrar for the deputy registrar's 1943  
services, and such office and rental expenses, as may be necessary 1944  
for the proper discharge of the deputy registrar's duties in the 1945  
receiving of applications and renewal notices and the issuing of 1946  
registrations. 1947

(E) Upon the certification of the registrar, the county 1948

sheriff or local police officials shall recover license plates 1949  
erroneously or fraudulently issued. 1950

(F) Each deputy registrar, upon receipt of any application 1951  
for registration or registration renewal notice, together with the 1952  
license fee and any local motor vehicle license tax levied 1953  
pursuant to Chapter 4504. of the Revised Code, shall transmit that 1954  
fee and tax, if any, in the manner provided in this section, 1955  
together with the original and duplicate copy of the application, 1956  
to the registrar. The registrar, subject to the approval of the 1957  
director of public safety, may deposit the funds collected by 1958  
those deputies in a local bank or depository to the credit of the 1959  
"state of Ohio, bureau of motor vehicles." Where a local bank or 1960  
depository has been designated by the registrar, each deputy 1961  
registrar shall deposit all moneys collected by the deputy 1962  
registrar into that bank or depository not more than one business 1963  
day after their collection and shall make reports to the registrar 1964  
of the amounts so deposited, together with any other information, 1965  
some of which may be prescribed by the treasurer of state, as the 1966  
registrar may require and as prescribed by the registrar by rule. 1967  
The registrar, within three days after receipt of notification of 1968  
the deposit of funds by a deputy registrar in a local bank or 1969  
depository, shall draw on that account in favor of the treasurer 1970  
of state. The registrar, subject to the approval of the director 1971  
and the treasurer of state, may make reasonable rules necessary 1972  
for the prompt transmittal of fees and for safeguarding the 1973  
interests of the state and of counties, townships, municipal 1974  
corporations, and transportation improvement districts levying 1975  
local motor vehicle license taxes. The registrar may pay service 1976  
charges usually collected by banks and depositories for such 1977  
service. If deputy registrars are located in communities where 1978  
banking facilities are not available, they shall transmit the fees 1979  
forthwith, by money order or otherwise, as the registrar, by rule 1980  
approved by the director and the treasurer of state, may 1981



prescribe. The registrar may pay the usual and customary fees for 1982  
such service. 1983

(G) This section does not prevent any person from making an 1984  
application for a motor vehicle license directly to the registrar 1985  
by mail, by electronic means, or in person at any of the 1986  
registrar's offices, upon payment of a service fee of two dollars 1987  
and seventy-five cents commencing on July 1, 2001, three dollars 1988  
and twenty-five cents commencing on January 1, 2003, and three 1989  
dollars and fifty cents commencing on January 1, 2004, for each 1990  
application. 1991

(H) No person shall make a false statement as to the district 1992  
of registration in an application required by division (A) of this 1993  
section. Violation of this division is falsification under section 1994  
2921.13 of the Revised Code and punishable as specified in that 1995  
section. 1996

(I)(1) Where applicable, the requirements of division (B) of 1997  
this section relating to the presentation of an inspection 1998  
certificate issued under section 3704.14 of the Revised Code and 1999  
rules adopted under it for a motor vehicle, the refusal of a 2000  
license for failure to present an inspection certificate, and the 2001  
stamping of the inspection certificate by the official issuing the 2002  
certificate of registration apply to the registration of and 2003  
issuance of license plates for a motor vehicle under sections 2004  
4503.102, 4503.12, 4503.14, 4503.15, 4503.16, 4503.171, 4503.172, 2005  
4503.19, 4503.40, 4503.41, 4503.42, 4503.43, 4503.44, 4503.46, 2006  
4503.47, and 4503.51 of the Revised Code. 2007

(2)(a) The registrar shall adopt rules ensuring that each 2008  
owner registering a motor vehicle in a county where a motor 2009  
vehicle inspection and maintenance program is in effect under 2010  
section 3704.14 of the Revised Code and rules adopted under it 2011  
receives information about the requirements established in that 2012  
section and those rules and about the need in those counties to 2013

present an inspection certificate with an application for 2014  
registration or preregistration. 2015

(b) Upon request, the registrar shall provide the director of 2016  
environmental protection, or any person that has been awarded a 2017  
contract under division (D) of section 3704.14 of the Revised 2018  
Code, an on-line computer data link to registration information 2019  
for all passenger cars, noncommercial motor vehicles, and 2020  
commercial cars that are subject to that section. The registrar 2021  
also shall provide to the director of environmental protection a 2022  
magnetic data tape containing registration information regarding 2023  
passenger cars, noncommercial motor vehicles, and commercial cars 2024  
for which a multi-year registration is in effect under section 2025  
4503.103 of the Revised Code or rules adopted under it, including, 2026  
without limitation, the date of issuance of the multi-year 2027  
registration, the registration deadline established under rules 2028  
adopted under section 4503.101 of the Revised Code that was 2029  
applicable in the year in which the multi-year registration was 2030  
issued, and the registration deadline for renewal of the 2031  
multi-year registration. 2032

(J) Application for registration under the international 2033  
registration plan, as set forth in sections 4503.60 to 4503.66 of 2034  
the Revised Code, shall be made to the registrar on forms 2035  
furnished by the registrar. In accordance with international 2036  
registration plan guidelines and pursuant to rules adopted by the 2037  
registrar, the forms shall include the following: 2038

(1) A uniform mileage schedule; 2039

(2) The gross vehicle weight of the vehicle or combined gross 2040  
vehicle weight of the combination vehicle as declared by the 2041  
registrant; 2042

(3) Any other information the registrar requires by rule. 2043

Sec. 4503.12. (A) Upon the transfer of ownership of a motor 2044  
vehicle, the registration of the motor vehicle expires, and the 2045  
original owner immediately shall remove the license plates from 2046  
the motor vehicle, except that: 2047

~~(A)(1)~~ If a statutory merger or consolidation results in the 2048  
transfer of ownership of a motor vehicle from a constituent 2049  
corporation to the surviving corporation, or if the incorporation 2050  
of a proprietorship or partnership results in the transfer of 2051  
ownership of a motor vehicle from the proprietorship or 2052  
partnership to the corporation, the registration shall be 2053  
continued upon the filing by the surviving or new corporation, 2054  
within thirty days of such transfer, of an application for an 2055  
amended certificate of registration, ~~unless such registration is~~ 2056  
~~prohibited by division (D) of section 2935.27, division (A) of~~ 2057  
~~section 2937.221, division (B) of section 4507.168, or division~~ 2058  
~~(B)(1) of section 4521.10 of the Revised Code. The application~~ 2059  
~~shall be accompanied by a service fee of two dollars and~~ 2060  
~~seventy five cents commencing on July 1, 2001, three dollars and~~ 2061  
~~twenty five cents commencing on January 1, 2003, and three dollars~~ 2062  
~~and fifty cents commencing on January 1, 2004, a transfer fee of~~ 2063  
~~one dollar, and the original certificate of registration. Upon a~~ 2064  
proper filing, the registrar of motor vehicles shall issue an 2065  
amended certificate of registration in the name of the new owner. 2066

~~(B)(2)~~ If the death of the owner of a motor vehicle results 2067  
in the transfer of ownership of the motor vehicle to the surviving 2068  
spouse of the owner or if a motor vehicle is owned by two persons 2069  
under joint ownership with right of survivorship established under 2070  
section 2131.12 of the Revised Code and one of those persons dies, 2071  
the registration shall be continued upon the filing by the 2072  
survivor of an application for an amended certificate of 2073  
registration, ~~unless such registration is prohibited by division~~ 2074

~~(D) of section 2935.27, division (A) of section 2937.221, division 2075  
(A) of section 4503.13, division (B) of section 4507.168, or 2076  
division (B)(1) of section 4521.10 of the Revised Code. The 2077  
application shall be accompanied by a service fee of two dollars 2078  
and seventy five cents commencing on July 1, 2001, three dollars 2079  
and twenty five cents commencing on January 1, 2003, and three 2080  
dollars and fifty cents commencing on January 1, 2004, a transfer 2081  
fee of one dollar, the original certificate of registration, and, 2082  
~~in.~~ In relation to a motor vehicle that is owned by two persons 2083  
under joint ownership with right of survivorship established under 2084  
section 2131.12 of the Revised Code, the application shall be 2085  
accompanied by a copy of the certificate of title that specifies 2086  
that the vehicle is owned under joint ownership with right of 2087  
survivorship. Upon a proper filing, the registrar shall issue an 2088  
amended certificate of registration in the name of the survivor. 2089~~

~~(C)(3)~~ If the death of the owner of a motor vehicle results 2090  
in the transfer of ownership of the motor vehicle to a 2091  
transfer-on-death beneficiary or beneficiaries designated under 2092  
section 2131.13 of the Revised Code, the registration shall be 2093  
continued upon the filing by the transfer-on-death beneficiary or 2094  
beneficiaries of an application for an amended certificate of 2095  
registration, ~~unless that registration is prohibited by division~~ 2096  
~~(D) of section 2935.27, division (A) of section 2937.221, division~~ 2097  
~~(A) of section 4503.13, division (B) of section 4507.168, or~~ 2098  
~~division (B)(1) of section 4521.10 of the Revised Code. The~~ 2099  
application shall be accompanied by a service fee of two dollars 2100  
and seventy five cents commencing on July 1, 2001, three dollars 2101  
and twenty five cents commencing on January 1, 2003, and three 2102  
dollars and fifty cents commencing on January 1, 2004, a transfer 2103  
fee of one dollar, the original certificate of registration, and a 2104  
copy of the certificate of title that specifies that the owner of 2105  
the motor vehicle has designated the motor vehicle in beneficiary 2106  
form under section 2131.13 of the Revised Code. Upon a proper 2107

filing, the registrar shall issue an amended certificate of 2108  
registration in the name of the transfer-on-death beneficiary or 2109  
beneficiaries. 2110

~~(D)(4)~~ If the original owner of a motor vehicle that has been 2111  
transferred makes application for the registration of another 2112  
motor vehicle at any time during the remainder of the registration 2113  
period for which the transferred motor vehicle was registered, the 2114  
owner, ~~unless such registration is prohibited by division (D) of~~ 2115  
~~section 2935.27, division (A) of section 2937.221, division (A) of~~ 2116  
~~section 4503.13, division (E) of section 4503.234, division (B) of~~ 2117  
~~section 4507.168, or division (B)(1) of section 4521.10 of the~~ 2118  
~~Revised Code,~~ may file an application for transfer of the 2119  
registration and, where applicable, the license plates, 2120  
~~accompanied by a service fee of two dollars and seventy five cents~~ 2121  
~~commencing on July 1, 2001, three dollars and twenty five cents~~ 2122  
~~commencing on January 1, 2003, and three dollars and fifty cents~~ 2123  
~~commencing on January 1, 2004, a transfer fee of one dollar, and~~ 2124  
~~the original certificate of registration.~~ The transfer of the 2125  
registration and, where applicable, the license plates from the 2126  
motor vehicle for which they originally were issued to a 2127  
succeeding motor vehicle purchased by the same person in whose 2128  
name the original registration and license plates were issued 2129  
shall be done within a period not to exceed thirty days. During 2130  
that thirty-day period, the license plates from the motor vehicle 2131  
for which they originally were issued may be displayed on the 2132  
succeeding motor vehicle, and the succeeding motor vehicle may be 2133  
operated on the public roads and highways in this state. 2134

At the time of application for transfer, the registrar shall 2135  
compute and collect the amount of tax due on the succeeding motor 2136  
vehicle, based upon the amount that would be due on a new 2137  
registration as of the date on which the transfer is made less a 2138  
credit for the unused portion of the original registration 2139

beginning on that date. If the credit exceeds the amount of tax 2140  
due on the new registration, no refund shall be made. In computing 2141  
the amount of tax due and credits to be allowed under this 2142  
division, the provisions of division (B)(1)(a) and (b) of section 2143  
4503.11 of the Revised Code shall apply. As to passenger cars, 2144  
noncommercial vehicles, motor homes, and motorcycles, transfers 2145  
within or between these classes of motor vehicles only shall be 2146  
allowed. If the succeeding motor vehicle is of a different class 2147  
than the motor vehicle for which the registration originally was 2148  
issued, new license plates also shall be issued upon the surrender 2149  
of the license plates originally issued and payment of the fees 2150  
provided in divisions (C) and (D) of section 4503.10 of the 2151  
Revised Code. 2152

~~(E)(5)~~ The owner of a commercial car having a gross vehicle 2153  
weight or combined gross vehicle weight of more than ten thousand 2154  
pounds may transfer the registration of that commercial car to 2155  
another commercial car the owner owns without transferring 2156  
ownership of the first commercial car, ~~unless registration of the~~ 2157  
~~second commercial car is prohibited by division (D) of section~~ 2158  
~~2935.27, division (A) of section 2937.221, division (A) of section~~ 2159  
~~4503.13, division (B) of section 4507.168, or division (B)(1) of~~ 2160  
~~section 4521.10 of the Revised Code.~~ At any time during the 2161  
remainder of the registration period for which the first 2162  
commercial car was registered, the owner may file an application 2163  
for the transfer of the registration and, where applicable, the 2164  
license plates, accompanied by ~~a service fee of two dollars and~~ 2165  
~~seventy five cents commencing on July 1, 2001, three dollars and~~ 2166  
~~twenty five cents commencing on January 1, 2003, and three dollars~~ 2167  
~~and fifty cents commencing on January 1, 2004, a transfer fee of~~ 2168  
~~one dollar, and~~ the certificate of registration of the first 2169  
commercial car. The amount of any tax due or credit to be allowed 2170  
for a transfer of registration under this division shall be 2171  
computed in accordance with division ~~(D)(A)(4)~~ of this section. 2172

No commercial car to which a registration is transferred 2173  
under this division shall be operated on a public road or highway 2174  
in this state until after the transfer of registration is 2175  
completed in accordance with this division. 2176

~~(F)(6)~~ Upon application to the registrar or a deputy 2177  
registrar, a person who owns or leases a motor vehicle may 2178  
transfer special license plates assigned to that vehicle to any 2179  
other vehicle that the person owns or leases or that is owned or 2180  
leased by the person's spouse. ~~The application shall be~~ 2181  
~~accompanied by a service fee of two dollars and seventy five cents~~ 2182  
~~commencing on July 1, 2001, three dollars and twenty five cents~~ 2183  
~~commencing on January 1, 2003, and three dollars and fifty cents~~ 2184  
~~commencing on January 1, 2004, a transfer fee of one dollar, and~~ 2185  
~~the original certificate of registration.~~ As appropriate, the 2186  
application ~~also~~ shall be accompanied by a power of attorney for 2187  
the registration of a leased vehicle and a written statement 2188  
releasing the special plates to the applicant. Upon a proper 2189  
filing, the registrar or deputy registrar shall assign the special 2190  
license plates to the motor vehicle owned or leased by the 2191  
applicant and issue a new certificate of registration for that 2192  
motor vehicle. 2193

As used in division ~~(F)(A)(6)~~ of this section, "special 2194  
license plates" means either of the following: 2195

~~(1)(a)~~ Any license plates for which the person to whom the 2196  
license plates are issued must pay an additional fee in excess of 2197  
the fees prescribed in section 4503.04 of the Revised Code, 2198  
Chapter 4504. of the Revised Code, and the service fee prescribed 2199  
in division (D) or (G) of section 4503.10 of the Revised Code; 2200

~~(2)(b)~~ License plates issued under section 4503.44 of the 2201  
Revised Code. 2202

(7) If a corporation transfers the ownership of a motor 2203

vehicle to an affiliated corporation, the affiliated corporation 2204  
may apply to the registrar for the transfer of the registration 2205  
and any license plates. The registrar may require the applicant to 2206  
submit documentation of the corporate relationship and shall 2207  
determine whether the application for registration transfer is 2208  
made in good faith and not for the purposes of circumventing the 2209  
provisions of this chapter. Upon a proper filing, the registrar 2210  
shall issue an amended certificate of registration in the name of 2211  
the new owner. 2212

(B) An application under division (A) of this section shall 2213  
be accompanied by a service fee of two dollars and seventy-five 2214  
cents commencing on July 1, 2001, three dollars and twenty-five 2215  
cents commencing on January 1, 2003, and three dollars and fifty 2216  
cents commencing on January 1, 2004, a transfer fee of one dollar, 2217  
and the original certificate of registration, if applicable. 2218

(C) Neither the registrar nor a deputy registrar shall 2219  
transfer a registration under division (A) of this section if the 2220  
registration is prohibited by division (D) of section 2935.27, 2221  
division (A) of section 2937.221, division (A) of section 4503.13, 2222  
division (E) of section 4503.234, division (B) of section 2223  
4507.168, or division (B)(1) of section 4521.10 of the Revised 2224  
Code. 2225

**Sec. 4503.24.** (A) The owner of a chauffeured limousine, upon 2226  
compliance with the motor vehicle laws relating to the 2227  
registration and licensing of motor vehicles, upon payment of the 2228  
regular license tax as prescribed under section 4503.04 of the 2229  
Revised Code, any tax levied under Chapter 4504. of the Revised 2230  
Code, ~~and~~ an additional fee of seven dollars and fifty cents, and 2231  
the fee specified in division (C) of this section, if applicable, 2232  
and upon compliance with section 4509.80 of the Revised Code, 2233  
shall be issued appropriate vehicle registration and a set of 2234



license plates and a validation sticker, or a validation sticker 2235  
alone when required by section 4503.191 of the Revised Code. The 2236  
owner shall also be issued an additional license plate sticker 2237  
that bears the word "livery." The livery license plate sticker 2238  
issued under this section shall be of a different color or shade 2239  
each year, the new color or shade to be selected by the director 2240  
of public safety. The additional fee shall be for the purpose of 2241  
compensating the bureau of motor vehicles for additional services 2242  
required in the issuing of such licenses and shall be transmitted 2243  
by the registrar of motor vehicles to the treasurer of state for 2244  
deposit in the state bureau of motor vehicles fund created by 2245  
section 4501.25 of the Revised Code. 2246

(B) Any application for registration or registration renewal 2247  
of a chauffeured limousine made under this section ~~shall~~ may be 2248  
submitted by mail directly to the registrar. ~~No or in person to a~~ 2249  
deputy registrar ~~shall accept or process any application for~~ 2250  
~~registration made under this section.~~ 2251

(C) Each deputy registrar shall be allowed a fee of three 2252  
dollars and twenty-five cents commencing on January 1, 2003, and 2253  
three dollars and fifty cents commencing on January 1, 2004, for 2254  
each application for registration and registration renewal notice 2255  
the deputy registrar receives. 2256

**Sec. 4503.44.** (A) As used in this section and in section 2257  
4511.69 of the Revised Code: 2258

(1) "Person with a disability that limits or impairs the 2259  
ability to walk" means any person who, as determined by a 2260  
physician or chiropractor, meets any of the following criteria: 2261

(a) Cannot walk two hundred feet without stopping to rest; 2262

(b) Cannot walk without the use of, or assistance from, a 2263  
brace, cane, crutch, another person, prosthetic device, 2264

wheelchair, or other assistive device;	2265
(c) Is restricted by a lung disease to such an extent that	2266
the person's forced (respiratory) expiratory volume for one	2267
second, when measured by spirometry, is less than one liter, or	2268
the arterial oxygen tension is less than sixty millimeters of	2269
mercury on room air at rest;	2270
(d) Uses portable oxygen;	2271
(e) Has a cardiac condition to the extent that the person's	2272
functional limitations are classified in severity as class III or	2273
class IV according to standards set by the American heart	2274
association;	2275
(f) Is severely limited in the ability to walk due to an	2276
arthritic, neurological, or orthopedic condition;	2277
(g) Is blind.	2278
(2) "Organization" means any private organization or	2279
corporation, or any governmental board, agency, department,	2280
division, or office, that, as part of its business or program,	2281
transports persons with disabilities that limit or impair the	2282
ability to walk on a regular basis in a motor vehicle that has not	2283
been altered for the purpose of providing it with special	2284
equipment for use by handicapped persons. This definition does not	2285
apply to division (J) of this section.	2286
(3) "Physician" means a person licensed to practice medicine	2287
or surgery or osteopathic medicine and surgery under Chapter 4731.	2288
of the Revised Code.	2289
(4) "Chiropractor" means a person licensed to practice	2290
chiropractic under Chapter 4734. of the Revised Code.	2291
(B) Any organization or person with a disability that limits	2292
or impairs the ability to walk may apply to the registrar of motor	2293
vehicles for a removable windshield placard or, if the person owns	2294

or leases a motor vehicle, the person may apply for the 2295  
registration of any motor vehicle the person owns or leases. In 2296  
addition to one or more sets of license plates or one placard, a 2297  
person with a disability that limits or impairs the ability to 2298  
walk is entitled to one additional placard, but only if the person 2299  
applies separately for the additional placard, states the reasons 2300  
why the additional placard is needed, and the registrar, in the 2301  
registrar's discretion, determines that good and justifiable cause 2302  
exists to approve the request for the additional placard. When a 2303  
motor vehicle has been altered for the purpose of providing it 2304  
with special equipment for a person with a disability that limits 2305  
or impairs the ability to walk, but is owned or leased by someone 2306  
other than such a person, the owner or lessee may apply to the 2307  
registrar or a deputy registrar for registration under this 2308  
section. The application for registration of a motor vehicle owned 2309  
or leased by a person with a disability that limits or impairs the 2310  
ability to walk shall be accompanied by a signed statement from 2311  
the applicant's personal physician or chiropractor certifying that 2312  
the applicant meets at least one of the criteria contained in 2313  
division (A)(1) of this section and that the disability is 2314  
expected to continue for more than six consecutive months. The 2315  
application for a removable windshield placard made by a person 2316  
with a disability that limits or impairs the ability to walk shall 2317  
be accompanied by a prescription from the applicant's personal 2318  
physician or chiropractor prescribing such a placard for the 2319  
applicant, ~~and by a signed statement certifying~~ provided that the 2320  
applicant meets at least one of the criteria contained in division 2321  
(A)(1) of this section. The physician or chiropractor shall state 2322  
on the prescription the length of time the physician or 2323  
chiropractor expects the applicant to have the disability that 2324  
limits or impairs the applicant's ability to walk. The application 2325  
for a removable windshield placard made by an organization shall 2326  
be accompanied by such documentary evidence of regular transport 2327

of persons with disabilities that limit or impair the ability to 2328  
walk by the organization as the registrar may require by rule and 2329  
shall be completed in accordance with procedures that the 2330  
registrar may require by rule. The application for registration of 2331  
a motor vehicle that has been altered for the purpose of providing 2332  
it with special equipment for a person with a disability that 2333  
limits or impairs the ability to walk but is owned by someone 2334  
other than such a person shall be accompanied by such documentary 2335  
evidence of vehicle alterations as the registrar may require by 2336  
rule. 2337

(C) When an organization, a person with a disability that 2338  
limits or impairs the ability to walk, or a person who does not 2339  
have a disability that limits or impairs the ability to walk but 2340  
owns a motor vehicle that has been altered for the purpose of 2341  
providing it with special equipment for a person with a disability 2342  
that limits or impairs the ability to walk first submits an 2343  
application for registration of a motor vehicle under this section 2344  
and every fifth year thereafter, the organization or person shall 2345  
submit a signed statement from the applicant's personal physician 2346  
or chiropractor, a completed application, and any required 2347  
documentary evidence of vehicle alterations as provided in 2348  
division (B) of this section, and also a power of attorney from 2349  
the owner of the motor vehicle if the applicant leases the 2350  
vehicle. Upon submission of these items, the registrar or deputy 2351  
registrar shall issue to the applicant appropriate vehicle 2352  
registration and a set of license plates and validation stickers, 2353  
or validation stickers alone when required by section 4503.191 of 2354  
the Revised Code. In addition to the letters and numbers 2355  
ordinarily inscribed thereon, the license plates shall be 2356  
imprinted with the international symbol of access. The license 2357  
plates and validation stickers shall be issued upon payment of the 2358  
regular license fee as prescribed under section 4503.04 of the 2359  
Revised Code and any motor vehicle tax levied under Chapter 4504. 2360

of the Revised Code, and the payment of a service fee equal to the 2361  
amount specified in division (D) or (G) of section 4503.10 of the 2362  
Revised Code. 2363

(D)(1) Upon receipt of a completed and signed application for 2364  
a removable windshield placard, a prescription as described in 2365  
division (B) of this section, documentary evidence of regular 2366  
transport of persons with disabilities that limit or impair the 2367  
ability to walk, if required, and payment of a service fee equal 2368  
to the amount specified in division (D) or (G) of section 4503.10 2369  
of the Revised Code, the registrar or deputy registrar shall issue 2370  
to the applicant a removable windshield placard, which shall bear 2371  
the date of expiration on both sides of the placard and shall be 2372  
valid until expired, revoked, or surrendered. Every removable 2373  
windshield placard expires as described in division (D)(2) of this 2374  
section, but in no case shall a removable windshield placard be 2375  
valid for a period of less than sixty days. Removable windshield 2376  
placards shall be renewable upon application as provided in 2377  
division (B) of this section, and a service fee equal to the 2378  
amount specified in division (D) or (G) of section 4503.10 of the 2379  
Revised Code shall be charged for the renewal of a removable 2380  
windshield placard. The registrar shall provide the application 2381  
form and shall determine the information to be included thereon. 2382  
The registrar also shall determine the form and size of the 2383  
removable windshield placard, the material of which it is to be 2384  
made, and any other information to be included thereon, and shall 2385  
adopt rules relating to the issuance, expiration, revocation, 2386  
surrender, and proper display of such placards. Any placard issued 2387  
after October 14, 1999, shall be manufactured in a manner that 2388  
allows the expiration date of the placard to be indicated on it 2389  
through the punching, drilling, boring, or creation by any other 2390  
means of holes in the placard. 2391

(2) At the time a removable windshield placard is issued to a 2392

person with a disability that limits or impairs the ability to 2393  
walk, the registrar or deputy registrar shall enter into the 2394  
records of the bureau of motor vehicles the last date on which the 2395  
person will have that disability, as indicated on the accompanying 2396  
prescription. Not less than thirty days prior to that date and all 2397  
removable windshield placard renewal dates, the bureau shall send 2398  
a renewal notice to that person at the person's last known address 2399  
as shown in the records of the bureau, informing the person that 2400  
the person's removable windshield placard will expire on the 2401  
indicated date not to exceed five years from the date of issuance, 2402  
and that the person is required to renew the placard by submitting 2403  
to the registrar or a deputy registrar another prescription, as 2404  
described in division (B) of this section, and by complying with 2405  
the renewal provisions prescribed in division (D)(1) of this 2406  
section. If such a prescription is not received by the registrar 2407  
or a deputy registrar by that date, the placard issued to that 2408  
person expires and no longer is valid, and this fact shall be 2409  
recorded in the records of the bureau. 2410

(3) At least once every year, on a date determined by the 2411  
registrar, the bureau shall examine the records of the office of 2412  
vital statistics, located within the department of health, that 2413  
pertain to deceased persons, and also the bureau's records of all 2414  
persons who have been issued removable windshield placards and 2415  
temporary removable windshield placards. If the records of the 2416  
office of vital statistics indicate that a person to whom a 2417  
removable windshield placard or temporary removable windshield 2418  
placard has been issued is deceased, the bureau shall cancel that 2419  
placard, and note the cancellation in its records. 2420

The office of vital statistics shall make available to the 2421  
bureau all information necessary to enable the bureau to comply 2422  
with division (D)(3) of this section. 2423

(4) Nothing in this section shall be construed to require a 2424

person or organization to apply for a removable windshield placard 2425  
or special license plates if the parking card or special license 2426  
plates issued to the person or organization under prior law have 2427  
not expired or been surrendered or revoked. 2428

(E) Any person with a disability that limits or impairs the 2429  
ability to walk may apply to the registrar or a deputy registrar 2430  
for a temporary removable windshield placard. The application for 2431  
a temporary removable windshield placard shall be accompanied by a 2432  
prescription from the applicant's personal physician or 2433  
chiropractor prescribing such a placard for the applicant, ~~and by~~ 2434  
~~a signed statement certifying~~ provided that the applicant meets at 2435  
least one of the criteria contained in division (A)(1) of this 2436  
section and that the disability is expected to continue for six 2437  
consecutive months or less. The physician or chiropractor shall 2438  
state on the prescription the length of time the physician or 2439  
chiropractor expects the applicant to have the disability that 2440  
limits or impairs the applicant's ability to walk, which cannot 2441  
exceed six months from the date of the prescription. Upon receipt 2442  
of an application for a temporary removable windshield placard, 2443  
presentation of the prescription ~~and the signed statement~~ from the 2444  
applicant's personal physician or chiropractor, and payment of a 2445  
service fee equal to the amount specified in division (D) or (G) 2446  
of section 4503.10 of the Revised Code, the registrar or deputy 2447  
registrar shall issue to the applicant a temporary removable 2448  
windshield placard. The temporary removable windshield placard 2449  
shall be of the same size and form as the removable windshield 2450  
placard, shall be printed in white on a red-colored background, 2451  
and shall bear the word "temporary" in letters of such size as the 2452  
registrar shall prescribe. A temporary removable windshield 2453  
placard also shall bear the date of expiration on the front and 2454  
back of the placard, and shall be valid until expired, 2455  
surrendered, or revoked, but in no case shall such a placard be 2456  
valid for a period of less than sixty days. The registrar shall 2457

provide the application form and shall determine the information 2458  
to be included on it. The registrar also shall determine the 2459  
material of which the temporary removable windshield placard is to 2460  
be made and any other information to be included on the placard 2461  
and shall adopt rules relating to the issuance, expiration, 2462  
surrender, revocation, and proper display of those placards. Any 2463  
temporary removable windshield placard issued after October 14, 2464  
1999, shall be manufactured in a manner that allows for the 2465  
expiration date of the placard to be indicated on it through the 2466  
punching, drilling, boring, or creation by any other means of 2467  
holes in the placard. 2468

(F) If an applicant for a removable windshield placard is a 2469  
veteran of the armed forces of the United States whose disability, 2470  
as defined in division (A)(1) of this section, is 2471  
service-connected, the registrar or deputy registrar, upon receipt 2472  
of the application, presentation of a signed statement from the 2473  
applicant's personal physician or chiropractor certifying the 2474  
applicant's disability, and presentation of such documentary 2475  
evidence from the department of veterans affairs that the 2476  
disability of the applicant meets at least one of the criteria 2477  
identified in division (A)(1) of this section and is 2478  
service-connected as the registrar may require by rule, but 2479  
without the payment of any service fee, shall issue the applicant 2480  
a removable windshield placard that is valid until expired, 2481  
surrendered, or revoked. 2482

Upon a conviction of a violation of division (H), (I), or (J) 2483  
of this section, the court shall report the conviction, and send 2484  
the placard or parking card, if available, to the registrar, who 2485  
thereupon shall revoke the privilege of using the placard or 2486  
parking card and send notice in writing to the placardholder or 2487  
cardholder at that holder's last known address as shown in the 2488  
records of the bureau, and the placardholder or cardholder shall 2489



return the placard or card if not previously surrendered to the 2490  
court, to the registrar within ten days following mailing of the 2491  
notice. 2492

Whenever a person to whom a removable windshield placard or 2493  
parking card has been issued moves to another state, the person 2494  
shall surrender the placard or card to the registrar; and whenever 2495  
an organization to which a placard or card has been issued changes 2496  
its place of operation to another state, the organization shall 2497  
surrender the placard or card to the registrar. 2498

(G) Subject to division (F) of section 4511.69 of the Revised 2499  
Code, the operator of a motor vehicle displaying a removable 2500  
windshield placard, temporary removable windshield placard, 2501  
parking card, or the special license plates authorized by this 2502  
section is entitled to park the motor vehicle in any special 2503  
parking location reserved for persons with disabilities that limit 2504  
or impair the ability to walk, also known as handicapped parking 2505  
spaces or disability parking spaces. 2506

(H) No person or organization that is not eligible under 2507  
division (B) or (E) of this section shall willfully and falsely 2508  
represent that the person or organization is so eligible. 2509

No person or organization shall display license plates issued 2510  
under this section unless the license plates have been issued for 2511  
the vehicle on which they are displayed and are valid. 2512

(I) No person or organization to which a removable windshield 2513  
placard or temporary removable windshield placard is issued shall 2514  
do either of the following: 2515

(1) Display or permit the display of the placard on any motor 2516  
vehicle when having reasonable cause to believe the motor vehicle 2517  
is being used in connection with an activity that does not include 2518  
providing transportation for persons with disabilities that limit 2519  
or impair the ability to walk; 2520

(2) Refuse to return or surrender the placard, when required.	2521
(J)(1) No person or organization to which a parking card is issued shall do either of the following:	2522 2523
(a) Display or permit the display of the parking card on any motor vehicle when having reasonable cause to believe the motor vehicle is being used in connection with an activity that does not include providing transportation for a handicapped person;	2524 2525 2526 2527
(b) Refuse to return or surrender the parking card, when required.	2528 2529
(2) As used in division (J) of this section:	2530
(a) "Handicapped person" means any person who has lost the use of one or both legs or one or both arms, who is blind, deaf, or so severely handicapped as to be unable to move about without the aid of crutches or a wheelchair, or whose mobility is restricted by a permanent cardiovascular, pulmonary, or other handicapping condition.	2531 2532 2533 2534 2535 2536
(b) "Organization" means any private organization or corporation, or any governmental board, agency, department, division, or office, that, as part of its business or program, transports handicapped persons on a regular basis in a motor vehicle that has not been altered for the purposes of providing it with special equipment for use by handicapped persons.	2537 2538 2539 2540 2541 2542
(K) If a removable windshield placard, temporary removable windshield placard, or parking card is lost, destroyed, or mutilated, the placardholder or cardholder may obtain a duplicate by doing both of the following:	2543 2544 2545 2546
(1) Furnishing suitable proof of the loss, destruction, or mutilation to the registrar;	2547 2548
(2) Paying a service fee equal to the amount specified in division (D) or (G) of section 4503.10 of the Revised Code.	2549 2550

Any placardholder or cardholder who loses a placard or card 2551  
and, after obtaining a duplicate, finds the original, immediately 2552  
shall surrender the original placard or card to the registrar. 2553

(L) The registrar shall pay all fees received under this 2554  
section for the issuance of removable windshield placards or 2555  
temporary removable windshield placards or duplicate removable 2556  
windshield placards or cards into the state treasury to the credit 2557  
of the state bureau of motor vehicles fund created in section 2558  
4501.25 of the Revised Code. 2559

(M) For purposes of enforcing this section, every peace 2560  
officer is deemed to be an agent of the registrar. Any peace 2561  
officer or any authorized employee of the bureau of motor vehicles 2562  
who, in the performance of duties authorized by law, becomes aware 2563  
of a person whose placard or parking card has been revoked 2564  
pursuant to this section, may confiscate that placard or parking 2565  
card and return it to the registrar. The registrar shall prescribe 2566  
any forms used by law enforcement agencies in administering this 2567  
section. 2568

No peace officer, law enforcement agency employing a peace 2569  
officer, or political subdivision or governmental agency employing 2570  
a peace officer, and no employee of the bureau is liable in a 2571  
civil action for damages or loss to persons arising out of the 2572  
performance of any duty required or authorized by this section. As 2573  
used in this division, "peace officer" has the same meaning as in 2574  
division (B) of section 2935.01 of the Revised Code. 2575

(N) All applications for registration of motor vehicles, 2576  
removable windshield placards, and temporary removable windshield 2577  
placards issued under this section, all renewal notices for such 2578  
items, and all other publications issued by the bureau that relate 2579  
to this section shall set forth the criminal penalties that may be 2580  
imposed upon a person who violates any provision relating to 2581

special license plates issued under this section, the parking of 2582  
vehicles displaying such license plates, and the issuance, 2583  
procurement, use, and display of removable windshield placards and 2584  
temporary removable windshield placards issued under this section. 2585

Sec. 4503.642. (A) There is hereby created in the bureau of 2586  
motor vehicles a performance registration and information systems 2587  
management program for coordinating motor carrier safety 2588  
information with federal and state agencies. The registrar of 2589  
motor vehicles shall collect and maintain necessary motor carrier, 2590  
commercial motor vehicle, and driver data in a manner that 2591  
complies with the information systems established by the United 2592  
States secretary of transportation under 49 U.S.C. 31106. 2593

(B) The registrar shall refuse to issue a registration, 2594  
license plate, permit, or certificate of title for any commercial 2595  
motor vehicle that is assigned to a motor carrier that has been 2596  
prohibited from operating by a federal agency. The registrar may 2597  
allow a prohibited motor vehicle carrier to transfer title on a 2598  
commercial motor vehicle if the prohibited carrier does not retain 2599  
a direct or indirect interest in the vehicle. 2600

(C) The registrar shall suspend, revoke, deny, or remove the 2601  
registration, license plates, or any permit issued to any 2602  
commercial motor vehicle that is assigned to a motor carrier who 2603  
has been prohibited from operating by a federal agency. The 2604  
suspension, revocation, denial, or removal shall remain in effect 2605  
until the carrier is no longer prohibited from operating by the 2606  
federal agency. The suspension, revocation, denial, or removal 2607  
shall apply to all commercial motor vehicles under the carrier's 2608  
control. 2609

(D) A carrier or registrant whose privilege to operate a 2610  
commercial motor vehicle has been suspended, revoked, denied, or 2611  
removed under division (C) of this section may request a hearing 2612

in accordance with Chapter 119. of the Revised Code. The hearing 2613  
shall be limited to whether the carrier or registrant has been 2614  
correctly identified, whether the carrier or registrant has been 2615  
prohibited from operating by the federal agency, and whether the 2616  
federal agency subsequently has rescinded the prohibition. 2617

(E) The registrar shall restore a motor carrier's or 2618  
registrant's privilege to register, transfer a title, or operate a 2619  
commercial motor vehicle only upon acceptable notification from 2620  
the federal agency that the prohibition has been removed and upon 2621  
payment of all applicable taxes and fees. 2622

(F) The registrar shall take those steps necessary to 2623  
implement this section, including the adoption of rules, 2624  
procedures, and forms. 2625

**Sec. 4505.06.** (A)(1) Application for a certificate of title 2626  
shall be made in a form prescribed by the registrar of motor 2627  
vehicles and shall be sworn to before a notary public or other 2628  
officer empowered to administer oaths. The application shall be 2629  
filed with the clerk of any court of common pleas. An application 2630  
for a certificate of title may be filed electronically by any 2631  
electronic means approved by the registrar in any county with the 2632  
clerk of the court of common pleas of that county. Any payments 2633  
required by this chapter shall be considered as accompanying any 2634  
electronically transmitted application when payment actually is 2635  
received by the clerk. Payment of any fee or taxes may be made by 2636  
electronic transfer of funds. 2637

(2) The application for a certificate of title shall be 2638  
accompanied by the fee prescribed in section 4505.09 of the 2639  
Revised Code. The fee shall be retained by the clerk who issues 2640  
the certificate of title and shall be distributed in accordance 2641  
with that section. If a clerk of a court of common pleas, other 2642  
than the clerk of the court of common pleas of an applicant's 2643

county of residence, issues a certificate of title to the 2644  
applicant, the clerk shall transmit data related to the 2645  
transaction to the automated title processing system. 2646

(3) If a certificate of title previously has been issued for 2647  
a motor vehicle in this state, the application for a certificate 2648  
of title also shall be accompanied by that certificate of title 2649  
duly assigned, unless otherwise provided in this chapter. If a 2650  
certificate of title previously has not been issued for the motor 2651  
vehicle in this state, the application, unless otherwise provided 2652  
in this chapter, shall be accompanied by a manufacturer's or 2653  
importer's certificate or by a certificate of title of another 2654  
state from which the motor vehicle was brought into this state. If 2655  
the application refers to a motor vehicle last previously 2656  
registered in another state, the application also shall be 2657  
accompanied by the physical inspection certificate required by 2658  
section 4505.061 of the Revised Code. If the application is made 2659  
by two persons regarding a motor vehicle in which they wish to 2660  
establish joint ownership with right of survivorship, they may do 2661  
so as provided in section 2131.12 of the Revised Code. If the 2662  
applicant requests a designation of the motor vehicle in 2663  
beneficiary form so that upon the death of the owner of the motor 2664  
vehicle, ownership of the motor vehicle will pass to a designated 2665  
transfer-on-death beneficiary or beneficiaries, the applicant may 2666  
do so as provided in section 2131.13 of the Revised Code. A person 2667  
who establishes ownership of a motor vehicle that is transferable 2668  
on death in accordance with section 2131.13 of the Revised Code 2669  
may terminate that type of ownership or change the designation of 2670  
the transfer-on-death beneficiary or beneficiaries by applying for 2671  
a certificate of title pursuant to this section. The clerk shall 2672  
retain the evidence of title presented by the applicant and on 2673  
which the certificate of title is issued, except that, if an 2674  
application for a certificate of title is filed electronically by 2675  
an electronic motor vehicle dealer on behalf of the purchaser of a 2676

motor vehicle, the clerk shall retain the completed electronic 2677  
record to which the dealer converted the certificate of title 2678  
application and other required documents. The electronic motor 2679  
vehicle dealer shall forward the actual application and all other 2680  
documents relating to the sale of the motor vehicle to ~~any clerk~~ 2681  
the location designated by the registrar within thirty days after 2682  
the certificate of title is issued. The registrar, after 2683  
consultation with the attorney general, shall ~~adopt rules that~~ 2684  
~~govern~~ determine the location at which, and the manner in which, 2685  
are stored the actual application and all other documents relating 2686  
to the sale of a motor vehicle when an electronic motor vehicle 2687  
dealer files the application for a certificate of title 2688  
electronically on behalf of the purchaser. The determination may 2689  
be made by rules that the registrar adopts. 2690

The clerk shall use reasonable diligence in ascertaining 2691  
whether or not the facts in the application for a certificate of 2692  
title are true by checking the application and documents 2693  
accompanying it or the electronic record to which a dealer 2694  
converted the application and accompanying documents with the 2695  
records of motor vehicles in the clerk's office. If the clerk is 2696  
satisfied that the applicant is the owner of the motor vehicle and 2697  
that the application is in the proper form, the clerk, within five 2698  
business days after the application is filed, shall issue a 2699  
physical certificate of title over the clerk's signature and 2700  
sealed with the clerk's seal unless the applicant specifically 2701  
requests the clerk not to issue a physical certificate of title 2702  
and instead to issue an electronic certificate of title. For 2703  
purposes of the transfer of a certificate of title, if the clerk 2704  
is satisfied that the secured party has duly discharged a lien 2705  
notation but has not canceled the lien notation with a clerk, the 2706  
clerk may cancel the lien notation on the automated title 2707  
processing system and notify the clerk of the county of origin. 2708

(4) In the case of the sale of a motor vehicle to a general 2709  
buyer or user by a dealer, by a motor vehicle leasing dealer 2710  
selling the motor vehicle to the lessee or, in a case in which the 2711  
leasing dealer subleased the motor vehicle, the sublessee, at the 2712  
end of the lease agreement or sublease agreement, or by a 2713  
manufactured home broker, the certificate of title shall be 2714  
obtained in the name of the buyer by the dealer, leasing dealer, 2715  
or manufactured home broker, as the case may be, upon application 2716  
signed by the buyer. The certificate of title shall be issued, or 2717  
the process of entering the certificate of title application 2718  
information into the automated title processing system if a 2719  
physical certificate of title is not to be issued shall be 2720  
completed, within five business days after the application for 2721  
title is filed with the clerk. If the buyer of the motor vehicle 2722  
previously leased the motor vehicle and is buying the motor 2723  
vehicle at the end of the lease pursuant to that lease, the 2724  
certificate of title shall be obtained in the name of the buyer by 2725  
the motor vehicle leasing dealer who previously leased the motor 2726  
vehicle to the buyer or by the motor vehicle leasing dealer who 2727  
subleased the motor vehicle to the buyer under a sublease 2728  
agreement. 2729

In all other cases, except as provided in section 4505.032 2730  
and division (D)(2) of section 4505.11 of the Revised Code, such 2731  
certificates shall be obtained by the buyer. 2732

(5)(a)(i) If the certificate of title is being obtained in 2733  
the name of the buyer by a motor vehicle dealer or motor vehicle 2734  
leasing dealer and there is a security interest to be noted on the 2735  
certificate of title, the dealer or leasing dealer shall submit 2736  
the application for the certificate of title and payment of the 2737  
applicable tax to a clerk within seven business days after the 2738  
later of the delivery of the motor vehicle to the buyer or the 2739  
date the dealer or leasing dealer obtains the manufacturer's or 2740



importer's certificate, or certificate of title issued in the name 2741  
of the dealer or leasing dealer, for the motor vehicle. Submission 2742  
of the application for the certificate of title and payment of the 2743  
applicable tax within the required seven business days may be 2744  
indicated by postmark or receipt by a clerk within that period. 2745

(ii) Upon receipt of the certificate of title with the 2746  
security interest noted on its face, the dealer or leasing dealer 2747  
shall forward the certificate of title to the secured party at the 2748  
location noted in the financing documents or otherwise specified 2749  
by the secured party. 2750

(iii) A motor vehicle dealer or motor vehicle leasing dealer 2751  
is liable to a secured party for a late fee of ten dollars per day 2752  
for each certificate of title application and payment of the 2753  
applicable tax that is submitted to a clerk more than seven 2754  
business days but less than twenty-one days after the later of the 2755  
delivery of the motor vehicle to the buyer or the date the dealer 2756  
or leasing dealer obtains the manufacturer's or importer's 2757  
certificate, or certificate of title issued in the name of the 2758  
dealer or leasing dealer, for the motor vehicle and, from then on, 2759  
twenty-five dollars per day until the application and applicable 2760  
tax are submitted to a clerk. 2761

(b) In all cases of transfer of a motor vehicle, the 2762  
application for certificate of title shall be filed within thirty 2763  
days after the later of the assignment or delivery of the motor 2764  
vehicle. If an application for a certificate of title is not filed 2765  
within the period specified in division (A)(5)(b) of this section, 2766  
the clerk shall collect a fee of five dollars for the issuance of 2767  
the certificate, except that no such fee shall be required from a 2768  
motor vehicle salvage dealer, as defined in division (A) of 2769  
section 4738.01 of the Revised Code, who immediately surrenders 2770  
the certificate of title for cancellation. The fee shall be in 2771  
addition to all other fees established by this chapter, and shall 2772

be retained by the clerk. The registrar shall provide, on the 2773  
certificate of title form prescribed by section 4505.07 of the 2774  
Revised Code, language necessary to give evidence of the later of 2775  
the date on which the assignment or delivery of the motor vehicle 2776  
was made. 2777

(6) As used in division (A) of this section, "lease 2778  
agreement," "lessee," and "sublease agreement" have the same 2779  
meanings as in section 4505.04 of the Revised Code. 2780

(B) The clerk, except as provided in this section, shall 2781  
refuse to accept for filing any application for a certificate of 2782  
title and shall refuse to issue a certificate of title unless the 2783  
dealer or manufactured home broker or the applicant, in cases in 2784  
which the certificate shall be obtained by the buyer, submits with 2785  
the application payment of the tax levied by or pursuant to 2786  
Chapters 5739. and 5741. of the Revised Code based on the 2787  
purchaser's county of residence. Upon payment of the tax in 2788  
accordance with division (E) of this section, the clerk shall 2789  
issue a receipt prescribed by the registrar and agreed upon by the 2790  
tax commissioner showing payment of the tax or a receipt issued by 2791  
the commissioner showing the payment of the tax. When submitting 2792  
payment of the tax to the clerk, a dealer shall retain any 2793  
discount to which the dealer is entitled under section 5739.12 of 2794  
the Revised Code. 2795

For receiving and disbursing such taxes paid to the clerk by 2796  
a resident of the clerk's county, the clerk may retain a poundage 2797  
fee of one and one one-hundredth per cent, and the clerk shall pay 2798  
the poundage fee into the certificate of title administration fund 2799  
created by section 325.33 of the Revised Code. The clerk shall not 2800  
retain a poundage fee from payments of taxes by persons who do not 2801  
reside in the clerk's county. 2802

A clerk, however, may retain from the taxes paid to the clerk 2803  
an amount equal to the poundage fees associated with certificates 2804

of title issued by other clerks of courts of common pleas to 2805  
applicants who reside in the first clerk's county. The registrar, 2806  
in consultation with the tax commissioner and the clerks of the 2807  
courts of common pleas, shall develop a report from the automated 2808  
title processing system that informs each clerk of the amount of 2809  
the poundage fees that the clerk is permitted to retain from those 2810  
taxes because of certificates of title issued by the clerks of 2811  
other counties to applicants who reside in the first clerk's 2812  
county. 2813

In the case of casual sales of motor vehicles, as defined in 2814  
section 4517.01 of the Revised Code, the price for the purpose of 2815  
determining the tax shall be the purchase price on the assigned 2816  
certificate of title executed by the seller and filed with the 2817  
clerk by the buyer on a form to be prescribed by the registrar, 2818  
which shall be prima-facie evidence of the amount for the 2819  
determination of the tax. 2820

(C)(1) If the transferor indicates on the certificate of 2821  
title that the odometer reflects mileage in excess of the designed 2822  
mechanical limit of the odometer, the clerk shall enter the phrase 2823  
"exceeds mechanical limits" following the mileage designation. If 2824  
the transferor indicates on the certificate of title that the 2825  
odometer reading is not the actual mileage, the clerk shall enter 2826  
the phrase "nonactual: warning - odometer discrepancy" following 2827  
the mileage designation. The clerk shall use reasonable care in 2828  
transferring the information supplied by the transferor, but is 2829  
not liable for any errors or omissions of the clerk or those of 2830  
the clerk's deputies in the performance of the clerk's duties 2831  
created by this chapter. 2832

The registrar shall prescribe an affidavit in which the 2833  
transferor shall swear to the true selling price and, except as 2834  
provided in this division, the true odometer reading of the motor 2835  
vehicle. The registrar may prescribe an affidavit in which the 2836

seller and buyer provide information pertaining to the odometer 2837  
reading of the motor vehicle in addition to that required by this 2838  
section, as such information may be required by the United States 2839  
secretary of transportation by rule prescribed under authority of 2840  
~~subchapter IV of the "Motor Vehicle Information and Cost Savings~~ 2841  
~~Act," 86 Stat. 961 (1972), 15 U.S.C. 1981~~ 49 U.S.C. 32701 et seq. 2842

(2) Division (C)(1) of this section does not require the 2843  
giving of information concerning the odometer and odometer reading 2844  
of a motor vehicle when ownership of a motor vehicle is being 2845  
transferred as a result of a bequest, under the laws of intestate 2846  
succession, to a survivor pursuant to section 2106.18, 2131.12, or 2847  
4505.10 of the Revised Code, to a transfer-on-death beneficiary or 2848  
beneficiaries pursuant to section 2131.13 of the ~~Revised~~ Revised 2849  
Code, or in connection with the creation of a security interest. 2850

(D) When the transfer to the applicant was made in some other 2851  
state or in interstate commerce, the clerk, except as provided in 2852  
this section, shall refuse to issue any certificate of title 2853  
unless the tax imposed by or pursuant to Chapter 5741. of the 2854  
Revised Code based on the purchaser's county of residence has been 2855  
paid as evidenced by a receipt issued by the tax commissioner, or 2856  
unless the applicant submits with the application payment of the 2857  
tax. Upon payment of the tax in accordance with division (E) of 2858  
this section, the clerk shall issue a receipt prescribed by the 2859  
registrar and agreed upon by the tax commissioner, showing payment 2860  
of the tax. 2861

For receiving and disbursing such taxes paid to the clerk by 2862  
a resident of the clerk's county, the clerk may retain a poundage 2863  
fee of one and one one-hundredth per cent. The clerk shall not 2864  
retain a poundage fee from payments of taxes by persons who do not 2865  
reside in the clerk's county. 2866

A clerk, however, may retain from the taxes paid to the clerk 2867  
an amount equal to the poundage fees associated with certificates 2868

of title issued by other clerks of courts of common pleas to 2869  
applicants who reside in the first clerk's county. The registrar, 2870  
in consultation with the tax commissioner and the clerks of the 2871  
courts of common pleas, shall develop a report from the automated 2872  
title processing system that informs each clerk of the amount of 2873  
the poundage fees that the clerk is permitted to retain from those 2874  
taxes because of certificates of title issued by the clerks of 2875  
other counties to applicants who reside in the first clerk's 2876  
county. 2877

When the vendor is not regularly engaged in the business of 2878  
selling motor vehicles, the vendor shall not be required to 2879  
purchase a vendor's license or make reports concerning those 2880  
sales. 2881

(E) The clerk shall accept any payment of a tax in cash, or 2882  
by cashier's check, certified check, draft, money order, or teller 2883  
check issued by any insured financial institution payable to the 2884  
clerk and submitted with an application for a certificate of title 2885  
under division (B) or (D) of this section. The clerk also may 2886  
accept payment of the tax by corporate, business, or personal 2887  
check, credit card, electronic transfer or wire transfer, debit 2888  
card, or any other accepted form of payment made payable to the 2889  
clerk. The clerk may require bonds, guarantees, or letters of 2890  
credit to ensure the collection of corporate, business, or 2891  
personal checks. Any service fee charged by a third party to a 2892  
clerk for the use of any form of payment may be paid by the clerk 2893  
from the certificate of title administration fund created in 2894  
section 325.33 of the Revised Code, or may be assessed by the 2895  
clerk upon the applicant as an additional fee. Upon collection, 2896  
the additional fees shall be paid by the clerk into that 2897  
certificate of title administration fund. 2898

The clerk shall make a good faith effort to collect any 2899  
payment of taxes due but not made because the payment was returned 2900

or dishonored, but the clerk is not personally liable for the 2901  
payment of uncollected taxes or uncollected fees. The clerk shall 2902  
notify the tax commissioner of any such payment of taxes that is 2903  
due but not made and shall furnish the information to the 2904  
commissioner that the commissioner requires. The clerk shall 2905  
deduct the amount of taxes due but not paid from the clerk's 2906  
periodic remittance of tax payments, in accordance with procedures 2907  
agreed upon by the tax commissioner. The commissioner may collect 2908  
taxes due by assessment in the manner provided in section 5739.13 2909  
of the Revised Code. 2910

Any person who presents payment that is returned or 2911  
dishonored for any reason is liable to the clerk for payment of a 2912  
penalty over and above the amount of the taxes due. The clerk 2913  
shall determine the amount of the penalty, and the penalty shall 2914  
be no greater than that amount necessary to compensate the clerk 2915  
for banking charges, legal fees, or other expenses incurred by the 2916  
clerk in collecting the returned or dishonored payment. The 2917  
remedies and procedures provided in this section are in addition 2918  
to any other available civil or criminal remedies. Subsequently 2919  
collected penalties, poundage fees, and title fees, less any title 2920  
fee due the state, from returned or dishonored payments collected 2921  
by the clerk shall be paid into the certificate of title 2922  
administration fund. Subsequently collected taxes, less poundage 2923  
fees, shall be sent by the clerk to the treasurer of state at the 2924  
next scheduled periodic remittance of tax payments, with 2925  
information as the commissioner may require. The clerk may abate 2926  
all or any part of any penalty assessed under this division. 2927

(F) In the following cases, the clerk shall accept for filing 2928  
an application and shall issue a certificate of title without 2929  
requiring payment or evidence of payment of the tax: 2930

(1) When the purchaser is this state or any of its political 2931  
subdivisions, a church, or an organization whose purchases are 2932

exempted by section 5739.02 of the Revised Code;	2933
(2) When the transaction in this state is not a retail sale	2934
as defined by section 5739.01 of the Revised Code;	2935
(3) When the purchase is outside this state or in interstate	2936
commerce and the purpose of the purchaser is not to use, store, or	2937
consume within the meaning of section 5741.01 of the Revised Code;	2938
(4) When the purchaser is the federal government;	2939
(5) When the motor vehicle was purchased outside this state	2940
for use outside this state;	2941
(6) When the motor vehicle is purchased by a nonresident of	2942
this state for immediate removal from this state, and will be	2943
permanently titled and registered in another state, as provided by	2944
division (B)(23) of section 5739.02 of the Revised Code, and upon	2945
presentation of a copy of the affidavit provided by that section,	2946
and a copy of the exemption certificate provided by section	2947
5739.03 of the Revised Code.	2948
The clerk shall forward all payments of taxes, less poundage	2949
fees, to the treasurer of state in a manner to be prescribed by	2950
the tax commissioner and shall furnish information to the	2951
commissioner as the commissioner requires.	2952
(G) An application, as prescribed by the registrar and agreed	2953
to by the tax commissioner, shall be filled out and sworn to by	2954
the buyer of a motor vehicle in a casual sale. The application	2955
shall contain the following notice in bold lettering: "WARNING TO	2956
TRANSFEROR AND TRANSFEREE (SELLER AND BUYER): You are required by	2957
law to state the true selling price. A false statement is in	2958
violation of section 2921.13 of the Revised Code and is punishable	2959
by six months' imprisonment or a fine of up to one thousand	2960
dollars, or both. All transfers are audited by the department of	2961
taxation. The seller and buyer must provide any information	2962
requested by the department of taxation. The buyer may be assessed	2963

any additional tax found to be due." 2964

(H) For sales of manufactured homes or mobile homes occurring 2965  
on or after January 1, 2000, the clerk shall accept for filing, 2966  
pursuant to Chapter 5739. of the Revised Code, an application for 2967  
a certificate of title for a manufactured home or mobile home 2968  
without requiring payment of any tax pursuant to section 5739.02, 2969  
5741.021, 5741.022, or 5741.023 of the Revised Code, or a receipt 2970  
issued by the tax commissioner showing payment of the tax. For 2971  
sales of manufactured homes or mobile homes occurring on or after 2972  
January 1, 2000, the applicant shall pay to the clerk an 2973  
additional fee of five dollars for each certificate of title 2974  
issued by the clerk for a manufactured or mobile home pursuant to 2975  
division (H) of section 4505.11 of the Revised Code and for each 2976  
certificate of title issued upon transfer of ownership of the 2977  
home. The clerk shall credit the fee to the county certificate of 2978  
title administration fund, and the fee shall be used to pay the 2979  
expenses of archiving those certificates pursuant to division (A) 2980  
of section 4505.08 and division (H)(3) of section 4505.11 of the 2981  
Revised Code. The tax commissioner shall administer any tax on a 2982  
manufactured or mobile home pursuant to Chapters 5739. and 5741. 2983  
of the Revised Code. 2984

(I) Every clerk shall have the capability to transact by 2985  
electronic means all procedures and transactions relating to the 2986  
issuance of motor vehicle certificates of title that are described 2987  
in the Revised Code as being accomplished by electronic means. 2988

**Sec. 4505.08.** (A) When the clerk of a court of common pleas 2989  
issues a physical certificate of title, the clerk shall issue the 2990  
certificate of title ~~in duplicate. One copy shall be retained and~~ 2991  
~~filed by the clerk in the clerk's office~~ on a form and in a manner 2992  
prescribed by the registrar of motor vehicles. The clerk shall 2993  
file a copy of the physical certificate of title in a manner 2994



prescribed by the registrar. The clerk shall sign and affix the 2995  
clerk's seal to the original certificate of title and, if there 2996  
are no liens on the motor vehicle, shall deliver the certificate 2997  
to the applicant or the selling dealer. If there are one or more 2998  
liens on the motor vehicle, the certificate of title shall be 2999  
delivered to the holder of the first lien or the selling dealer, 3000  
who shall deliver the certificate of title to the holder of the 3001  
first lien. 3002

The registrar ~~of motor vehicles~~ shall prescribe a uniform 3003  
method of numbering certificates of title, and such numbering 3004  
shall be in such manner that the county of issuance is indicated. 3005  
The clerk shall assign numbers to certificates of title in the 3006  
manner prescribed by the registrar. The clerk shall file all 3007  
certificates of title according to rules to be prescribed by the 3008  
registrar, and the clerk shall maintain in the clerk's office 3009  
indexes for the certificates of title. 3010

The clerk need not retain on file any current certificates of 3011  
title, current duplicate certificates of title, current memorandum 3012  
certificates of title, or current salvage certificates of title, 3013  
or supporting evidence of them, ~~including the electronic record~~ 3014  
~~described in division (A) of section 4505.06 of the Revised Code,~~ 3015  
covering any motor vehicle or manufactured or mobile home for a 3016  
period longer than seven years after the date of its filing; 3017  
thereafter, the documents and supporting evidence may be 3018  
destroyed. The clerk need not retain on file any inactive records, 3019  
including certificates of title, duplicate certificates of title, 3020  
or memorandum certificates of title, or supporting evidence of 3021  
them, including the electronic record described in division (A) of 3022  
section 4505.06 of the Revised Code, covering any motor vehicle or 3023  
manufactured or mobile home for a period longer than five years 3024  
after the date of its filing; thereafter, the documents and 3025  
supporting evidence may be destroyed. 3026

The automated title processing system shall contain all active records and an index of the active records, a record and index of all inactive titles for ten years, and a record and index of all inactive titles for manufactured and mobile homes for thirty years. If the clerk provides a written copy of any information contained in the database, the copy shall be considered the original for purposes of the clerk certifying the record of the information for use in any legal proceeding.

(B)(1) If the clerk issues a certificate of title for a motor vehicle that was last previously registered in another state, the clerk shall record verbatim, where practicable, in the space on the title described in division (B)(19) of section 4505.07 of the Revised Code, the words that appear as a notation to the vehicle on the title issued by the previous state. These notations may include, but are not limited to, words to the effect that the vehicle was considered or was categorized by the state in which it was last previously registered to be a law enforcement vehicle or a taxicab or was once in a flood.

(2) If the clerk, while issuing a certificate of title for a motor vehicle that was last previously registered in another state, receives information from the automated title processing system indicating that a title to the vehicle previously was issued by this state and that the previous title contained notations that appeared in the space described in division (B)(19) or (20) of section 4505.07 of the Revised Code, the clerk shall enter the notations that appeared on the previous certificate of title issued by this state on the new certificate of title in the space described in division (B)(19) or (20) of section 4505.07 of the Revised Code, irrespective of whether the notations appear on the certificate of title issued by the state in which the vehicle was last previously registered.

(3) If the clerk, while issuing a certificate of title for a

motor vehicle that was last previously registered in another 3059  
state, receives information from the automated title processing 3060  
system indicating that the vehicle was previously issued a title 3061  
by this state and that the previous title bore the notation 3062  
"REBUILT SALVAGE" as required by division (E) of section 4505.11 3063  
of the Revised Code, or the previous title to the vehicle issued 3064  
by this state was a salvage certificate of title, the clerk shall 3065  
cause the certificate of title the clerk issues to bear the 3066  
notation "REBUILT SALVAGE" in the location prescribed by the 3067  
registrar pursuant to that division. 3068

(C) When the clerk issues a certificate of title for a motor 3069  
vehicle that was last previously registered in this state and was 3070  
a law enforcement vehicle or a taxicab or was once in a flood, the 3071  
clerk shall record that information in the space on the title 3072  
described in division (B)(20) of section 4505.07 of the Revised 3073  
Code. The registrar, by rule, may prescribe any additional uses of 3074  
or happenings to a motor vehicle that the registrar has reason to 3075  
believe should be noted on the certificate of title as provided in 3076  
this division. 3077

(D) The clerk shall use reasonable care in recording or 3078  
entering onto titles the clerk issues any notation and information 3079  
the clerk is required by divisions (B) and (C) of this section to 3080  
record or enter and in causing the titles the clerk issues to bear 3081  
any notation required by those divisions, but the clerk is not 3082  
liable for any of the clerk's errors or omissions or those of the 3083  
clerk's deputies, or the automated title processing system, in the 3084  
performance of the duties imposed on the clerk by this section. 3085

(E) The clerk may issue a duplicate title, when duly applied 3087  
for, of any title that has been destroyed as herein provided. 3088

(F) The clerk shall issue a physical certificate of title to 3089  
an applicant unless the applicant specifically requests the clerk 3090

not to issue a physical certificate of title and instead to issue 3091  
an electronic certificate of title. The fact that a physical 3092  
certificate of title is not issued for a motor vehicle does not 3093  
affect ownership of the vehicle. In that case, when the clerk 3094  
completes the process of entering certificate of title application 3095  
information into the automated title processing system, the effect 3096  
of the completion of the process is the same as if the clerk 3097  
actually issued a physical certificate of title for the motor 3098  
vehicle. 3099

(G) An electronic motor vehicle dealer who applies for a 3100  
certificate of title on behalf of a customer who purchases a motor 3101  
vehicle from the dealer may print a non-negotiable evidence of 3102  
ownership for the customer if the customer so requests. The 3103  
authorization to print the non-negotiable evidence of ownership 3104  
shall come from the clerk with whom the dealer makes application 3105  
for the certificate of title for the customer, but the printing by 3106  
the dealer does not create an agency relationship of any kind 3107  
between the dealer and the clerk. 3108

~~(H) If an electronic certificate of title previously has been~~ 3109  
~~issued for a motor vehicle, the~~ The owner of ~~the~~ a motor vehicle 3110  
may apply at any time to a clerk of a court of common pleas for a 3111  
non-negotiable evidence of ownership for the motor vehicle. 3112

**Sec. 4505.09.** (A) The clerk of a court of common pleas shall 3113  
charge a fee of five dollars for each certificate of title that is 3114  
not applied for within thirty days after the later of the 3115  
assignment or delivery of the motor vehicle described in it. The 3116  
fees shall be retained by the clerk. 3117

In addition to those fees, the clerk shall charge a fee of 3118  
five dollars for each certificate of title, duplicate certificate 3119  
of title, memorandum certificate of title, authorization to print 3120  
a non-negotiable evidence of ownership described in division (G) 3121

of section 4505.08 of the Revised Code, non-negotiable evidence of 3122  
ownership printed by the clerk under division (H) of that section, 3123  
and notation of any lien on a certificate of title. The clerk 3124  
shall retain two dollars and twenty-five cents of the fee charged 3125  
for each certificate of title, four dollars and seventy-five cents 3126  
of the fee charged for each duplicate certificate of title, all of 3127  
the fees charged for each memorandum certificate, authorization to 3128  
print a non-negotiable evidence of ownership, or non-negotiable 3129  
evidence of ownership printed by the clerk, and four dollars and 3130  
twenty-five cents of the fee charged for each notation of a lien. 3131

The remaining two dollars and seventy-five cents charged for 3132  
the certificate of title, the remaining twenty-five cents charged 3133  
for the duplicate certificate of title, and the remaining 3134  
seventy-five cents charged for the notation of any lien on a 3135  
certificate of title shall be paid to the registrar of motor 3136  
vehicles by monthly returns, which shall be forwarded to the 3137  
registrar not later than the fifth day of the month next 3138  
succeeding that in which the certificate is issued or that in 3139  
which the registrar is notified of a lien or cancellation of a 3140  
lien. 3141

(B)(1) The registrar shall pay twenty-five cents of the 3142  
amount received for each certificate of title and all of the 3143  
amounts received for each notation of any lien and each duplicate 3144  
certificate of title into the state bureau of motor vehicles fund 3145  
established in section 4501.25 of the Revised Code. 3146

(2) Fifty cents of the amount received for each certificate 3147  
of title shall be paid by the registrar as follows: 3148

(a) Four cents shall be paid into the state treasury to the 3149  
credit of the motor vehicle dealers board fund, which is hereby 3150  
created. All investment earnings of the fund shall be credited to 3151  
the fund. The moneys in the motor vehicle dealers board fund shall 3152  
be used by the motor vehicle dealers board created under section 3153

4517.30 of the Revised Code, together with other moneys 3154  
appropriated to it, in the exercise of its powers and the 3155  
performance of its duties under Chapter 4517. of the Revised Code, 3156  
except that the director of budget and management may transfer 3157  
excess money from the motor vehicle dealers board fund to the 3158  
bureau of motor vehicles fund if the registrar determines that the 3159  
amount of money in the motor vehicle dealers board fund, together 3160  
with other moneys appropriated to the board, exceeds the amount 3161  
required for the exercise of its powers and the performance of its 3162  
duties under Chapter 4517. of the Revised Code and requests the 3163  
director to make the transfer. 3164

(b) Twenty-one cents shall be paid into the general revenue 3165  
fund. 3166

(c) Twenty-five cents shall be paid into the state treasury 3167  
to the credit of the motor vehicle sales audit fund, which is 3168  
hereby created. The moneys in the fund shall be used by the tax 3169  
commissioner together with other funds available to the 3170  
commissioner to conduct a continuing investigation of sales and 3171  
use tax returns filed for motor vehicles in order to determine if 3172  
sales and use tax liability has been satisfied. The commissioner 3173  
shall refer cases of apparent violations of section 2921.13 of the 3174  
Revised Code made in connection with the titling or sale of a 3175  
motor vehicle and cases of any other apparent violations of the 3176  
sales or use tax law to the appropriate county prosecutor whenever 3177  
the commissioner considers it advisable. 3178

(3) Two dollars of the amount received by the registrar for 3179  
each certificate of title shall be paid into the state treasury to 3180  
the credit of the automated title processing fund, which is hereby 3181  
created and which shall consist of moneys collected under division 3182  
(B)(3) of this section and under sections 1548.10 and 4519.59 of 3183  
the Revised Code. All investment earnings of the fund shall be 3184  
credited to the fund. The moneys in the fund shall be used as 3185

follows: 3186

(a) Except for moneys collected under section 1548.10 of the 3187  
Revised Code and as provided in division (B)(3)(c) of this 3188  
section, moneys collected under division (B)(3) of this section 3189  
shall be used to implement and maintain an automated title 3190  
processing system for the issuance of motor vehicle, off-highway 3191  
motorcycle, and all-purpose vehicle certificates of title in the 3192  
offices of the clerks of the courts of common pleas. 3193

(b) Moneys collected under section 1548.10 of the Revised 3194  
Code shall be used to issue marine certificates of title in the 3195  
offices of the clerks of the courts of common pleas as provided in 3196  
Chapter 1548. of the Revised Code. 3197

(c) Moneys collected under division (B)(3) of this section 3198  
shall be used in accordance with section 4505.25 of the Revised 3199  
Code to implement Sub. S.B. 59 of the 124th general assembly. 3200

(C)(1) The automated title processing board is hereby created 3201  
consisting of the registrar or the registrar's representative, a 3202  
person selected by the registrar, the president of the Ohio clerks 3203  
of court association or the president's representative, and two 3204  
clerks of courts of common pleas appointed by the governor. The 3205  
director of budget and management or the director's designee, the 3206  
chief of the division of watercraft in the department of natural 3207  
resources or the chief's designee, and the tax commissioner or the 3208  
commissioner's designee shall be nonvoting members of the board. 3209  
The purpose of the board is to facilitate the operation and 3210  
maintenance of an automated title processing system. 3211  
3212

(2) The automated title processing board shall determine each 3213  
of the following: 3214

(a) The automated title processing equipment and certificates 3215  
of title requirements for each county; 3216

(b) The payment of expenses that may be incurred by the 3217  
counties in implementing an automated title processing system; 3218

(c) The repayment to the counties for existing title 3219  
processing equipment. 3220

(3) The registrar shall purchase, lease, or otherwise acquire 3221  
any automated title processing equipment and certificates of title 3222  
that the board determines are necessary from moneys in the 3223  
automated title processing fund established by division (B)(3) of 3224  
this section. ~~Each county issuing more than one hundred thousand 3225  
certificates of title annually, with the approval of the registrar 3226  
and in accordance with the registrar's requirements, may purchase 3227  
and maintain an automated title processing system for the issuance 3228  
of motor vehicle titles, certificates of title for off-highway 3229  
motorcycles and all-purpose vehicles, and certificates of title 3230  
for watercraft and outboard motors with the cost of the system 3231  
paid for from the automated processing title fund.~~ 3232

(D) All counties shall conform to the requirements of the 3233  
registrar regarding the operation of their automated title 3234  
processing system for motor vehicle titles, certificates of title 3235  
for off-highway motorcycles and all-purpose vehicles, and 3236  
certificates of title for watercraft and outboard motors. 3237

**Sec. 4505.10.** (A) In the event of the transfer of ownership 3238  
of a motor vehicle by operation of law, as upon inheritance, 3239  
devise, bequest, order in bankruptcy, insolvency, replevin, or 3240  
execution sale, a motor vehicle is sold to satisfy storage or 3241  
repair charges, or repossession is had upon default in performance 3242  
of the terms of a security agreement as provided in Chapter 1309. 3243  
of the Revised Code and the secured party has notified the debtor 3244  
as required by division (B) of section 1309.611 of the Revised 3245  
Code, a clerk of a court of common pleas, upon the surrender of 3246  
the prior certificate of title or the manufacturer's or importer's 3247



certificate, or, when that is not possible, upon presentation of 3248  
satisfactory proof to the clerk of ownership and rights of 3249  
possession to the motor vehicle, and upon payment of the fee 3250  
prescribed in section 4505.09 of the Revised Code and presentation 3251  
of an application for certificate of title, may issue to the 3252  
applicant a certificate of title to the motor vehicle. Only an 3253  
affidavit by the person or agent of the person to whom possession 3254  
of the motor vehicle has passed, setting forth the facts entitling 3255  
the person to the possession and ownership, together with a copy 3256  
of the journal entry, court order, or instrument upon which the 3257  
claim of possession and ownership is founded, is satisfactory 3258  
proof of ownership and right of possession. If the applicant 3259  
cannot produce that proof of ownership, the applicant may apply 3260  
directly to the registrar of motor vehicles and submit the 3261  
evidence the applicant has, and the registrar, if the registrar 3262  
finds the evidence sufficient, then may authorize a clerk to issue 3263  
a certificate of title. If the registrar finds the evidence 3264  
insufficient, the applicant may petition the court of common pleas 3265  
for a court order ordering the clerk to issue a certificate of 3266  
title. The court shall grant or deny the petition based on the 3267  
sufficiency of the evidence presented to the court. If, from the 3268  
records in the office of the clerk involved, there appears to be 3269  
any lien on the motor vehicle, the certificate of title shall 3270  
contain a statement of the lien unless the application is 3271  
accompanied by proper evidence of its extinction. 3272

(B) A clerk shall transfer a decedent's interest in one or 3273  
two automobiles to the surviving spouse of the decedent, as 3274  
provided in section 2106.18 of the Revised Code, upon receipt of 3275  
the title or titles. An affidavit executed by the surviving spouse 3276  
shall be submitted to the clerk with the title or titles. The 3277  
affidavit shall give the date of death of the decedent, shall 3278  
state that each automobile for which the decedent's interest is to 3279  
be so transferred is not disposed of by testamentary disposition, 3280

and shall provide an approximate value for each automobile 3281  
selected to be transferred by the surviving spouse. The affidavit 3282  
shall also contain a description for each automobile for which the 3283  
decedent's interest is to be so transferred. The transfer does not 3284  
affect any liens upon any automobile for which the decedent's 3285  
interest is so transferred. 3286

(C) Upon the death of one of the persons who have established 3287  
joint ownership with right of survivorship under section 2131.12 3288  
of the Revised Code in a motor vehicle, and upon presentation to a 3289  
clerk of the title and the certificate of death of the decedent, 3290  
the clerk shall transfer title to the motor vehicle to the 3291  
survivor. The transfer does not affect any liens upon any motor 3292  
vehicle so transferred. 3293

(D) Upon the death of the owner of a motor vehicle designated 3294  
in beneficiary form under section 2131.13 of the Revised Code, 3295  
upon application for a certificate of title by the 3296  
transfer-on-death beneficiary or beneficiaries designated pursuant 3297  
to that section, and upon presentation to the clerk of the 3298  
certificate of title and the certificate of death of the decedent, 3299  
the clerk shall transfer the motor vehicle and issue a certificate 3300  
of title to the transfer-on-death beneficiary or beneficiaries. 3301  
The transfer does not affect any liens upon the motor vehicle so 3302  
transferred. 3303

**Sec. 4505.11.** (A) Each owner of a motor vehicle and each 3304  
person mentioned as owner in the last certificate of title, when 3305  
the motor vehicle is dismantled, destroyed, or changed in such 3306  
manner that it loses its character as a motor vehicle, or changed 3307  
in such manner that it is not the motor vehicle described in the 3308  
certificate of title, shall surrender the certificate of title to 3309  
that motor vehicle to a clerk of a court of common pleas, and the 3310  
clerk, with the consent of any holders of any liens noted on the 3311

certificate of title, then shall enter a cancellation upon the 3312  
clerk's records and shall notify the registrar of motor vehicles 3313  
of the cancellation. 3314

Upon the cancellation of a certificate of title in the manner 3315  
prescribed by this section, any clerk and the registrar of motor 3316  
vehicles may cancel and destroy all certificates and all 3317  
memorandum certificates in that chain of title. 3318

(B) If an Ohio certificate of title or salvage certificate of 3319  
title to a motor vehicle is assigned to a salvage dealer, the 3320  
dealer is not required to obtain an Ohio certificate of title or a 3321  
salvage certificate of title to the motor vehicle in the dealer's 3322  
own name if the dealer dismantles or destroys the motor vehicle, 3323  
indicates the number of the dealer's motor vehicle salvage 3324  
dealer's license on it, marks "FOR DESTRUCTION" across the face of 3325  
the certificate of title or salvage certificate of title, and 3326  
surrenders the certificate of title or salvage certificate of 3327  
title to a clerk of a court of common pleas as provided in 3328  
division (A) of this section. If the salvage dealer retains the 3329  
motor vehicle for resale, the dealer shall make application for a 3330  
salvage certificate of title to the motor vehicle in the dealer's 3331  
own name as provided in division (C)(1) of this section. 3332

(C)(1) When an insurance company declares it economically 3333  
impractical to repair such a motor vehicle and has paid an agreed 3334  
price for the purchase of the motor vehicle to any insured or 3335  
claimant owner, the insurance company shall receive the 3336  
certificate of title and the motor vehicle and proceed as follows. 3337  
Within thirty days, the insurance company shall deliver the 3338  
certificate of title to a clerk of a court of common pleas and 3339  
shall make application for a salvage certificate of title. The 3340  
clerk shall issue the salvage certificate of title on a form, 3341  
prescribed by the registrar, that shall be easily distinguishable 3342  
from the original certificate of title and shall bear the same 3343

~~number and~~ information as the original certificate of title except 3344  
that it may bear a different number than that of the original 3345  
certificate of title. Except as provided in division (C)(2) of 3346  
this section, the salvage certificate of title shall be assigned 3347  
by the insurance company to a salvage dealer or any other person 3348  
for use as evidence of ownership upon the sale or other 3349  
disposition of the motor vehicle, and the salvage certificate of 3350  
title shall be transferrable to any other person. The clerk shall 3351  
charge a fee of four dollars for the cost of processing each 3352  
salvage certificate of title. 3353

(2) If an insurance company considers a motor vehicle as 3354  
described in division (C)(1) of this section to be impossible to 3355  
restore for highway operation, the insurance company may assign 3356  
the certificate of title to the motor vehicle to a salvage dealer 3357  
or scrap metal processing facility and send the assigned 3358  
certificate of title to the clerk of the court of common pleas of 3359  
~~the any county in which the salvage dealer or scrap metal~~ 3360  
~~processing facility is located.~~ The insurance company shall mark 3361  
the face of the certificate of title "FOR DESTRUCTION" and shall 3362  
deliver a photocopy of the certificate of title to the salvage 3363  
dealer or scrap metal processing facility for its records. 3364

(3) If an insurance company declares it economically 3365  
impractical to repair a motor vehicle, agrees to pay to the 3366  
insured or claimant owner an amount in settlement of a claim 3367  
against a policy of motor vehicle insurance covering the motor 3368  
vehicle, and agrees to permit the insured or claimant owner to 3369  
retain possession of the motor vehicle, the insurance company 3370  
shall not pay the insured or claimant owner any amount in 3371  
settlement of the insurance claim until the owner obtains a 3372  
salvage certificate of title to the vehicle and furnishes a copy 3373  
of the salvage certificate of title to the insurance company. 3374

(D) When a self-insured organization, rental or leasing 3375

company, or secured creditor becomes the owner of a motor vehicle 3376  
that is burned, damaged, or dismantled and is determined to be 3377  
economically impractical to repair, the self-insured organization, 3378  
rental or leasing company, or secured creditor shall do one of the 3379  
following: 3380

(1) Mark the face of the certificate of title to the motor 3381  
vehicle "FOR DESTRUCTION" and surrender the certificate of title 3382  
to a clerk of a court of common pleas for cancellation as 3383  
described in division (A) of this section. The self-insured 3384  
organization, rental or leasing company, or secured creditor then 3385  
shall deliver the motor vehicle, together with a photocopy of the 3386  
certificate of title, to a salvage dealer or scrap metal 3387  
processing facility and shall cause the motor vehicle to be 3388  
dismantled, flattened, crushed, or destroyed. 3389

(2) Obtain a salvage certificate of title to the motor 3390  
vehicle in the name of the self-insured organization, rental or 3391  
leasing company, or secured creditor, as provided in division 3392  
(C)(1) of this section, and then sell or otherwise dispose of the 3393  
motor vehicle. If the motor vehicle is sold, the self-insured 3394  
organization, rental or leasing company, or secured creditor shall 3395  
obtain a salvage certificate of title to the motor vehicle in the 3396  
name of the purchaser from a clerk of a court of common pleas. 3397

(E) If a motor vehicle titled with a salvage certificate of 3399  
title is restored for operation upon the highways, application 3400  
shall be made to a clerk of a court of common pleas for a 3401  
certificate of title. Upon inspection by the state highway patrol, 3402  
which shall include establishing proof of ownership and an 3403  
inspection of the motor number and vehicle identification number 3404  
of the motor vehicle and of documentation or receipts for the 3405  
materials used in restoration by the owner of the motor vehicle 3406  
being inspected, which documentation or receipts shall be 3407

presented at the time of inspection, the clerk, upon surrender of 3408  
the salvage certificate of title, shall issue a certificate of 3409  
title for a fee prescribed by the registrar. The certificate of 3410  
title shall be in the same form as the original certificate of 3411  
title, ~~shall bear the same number as the salvage certificate of~~ 3412  
~~title and the original certificate of title,~~ and shall bear the 3413  
words "REBUILT SALVAGE" in black boldface letters on its face. 3414  
Every subsequent certificate of title, memorandum certificate of 3415  
title, or duplicate certificate of title issued for the motor 3416  
vehicle also shall bear the words "REBUILT SALVAGE" in black 3417  
boldface letters on its face. The exact location on the face of 3418  
the certificate of title of the words "REBUILT SALVAGE" shall be 3419  
determined by the registrar, who shall develop an automated 3420  
procedure within the automated title processing system to comply 3421  
with this division. The clerk shall use reasonable care in 3422  
performing the duties imposed on the clerk by this division in 3423  
issuing a certificate of title pursuant to this division, but the 3424  
clerk is not liable for any of the clerk's errors or omissions or 3425  
those of the clerk's deputies, or the automated title processing 3426  
system in the performance of those duties. A fee of fifty dollars 3427  
shall be assessed by the state highway patrol for each inspection 3428  
made pursuant to this division and shall be deposited into the 3429  
state highway safety fund established by section 4501.06 of the 3430  
Revised Code. 3431

(F) No person shall operate upon the highways in this state a 3432  
motor vehicle, title to which is evidenced by a salvage 3433  
certificate of title, except to deliver the motor vehicle pursuant 3434  
to an appointment for an inspection under this section. 3435

(G) No motor vehicle the certificate of title to which has 3436  
been marked "FOR DESTRUCTION" and surrendered to a clerk of a 3437  
court of common pleas shall be used for anything except parts and 3438  
scrap metal. 3439

(H)(1) Except as otherwise provided in this division, an 3440  
owner of a manufactured or mobile home that will be taxed as real 3441  
property pursuant to division (B) of section 4503.06 of the 3442  
Revised Code shall surrender the certificate of title to the 3443  
auditor of the county containing the taxing district in which the 3444  
home is located. An owner whose home qualifies for real property 3445  
taxation under divisions (B)(1)(a) and (b) of section 4503.06 of 3446  
the Revised Code shall surrender the certificate within fifteen 3447  
days after the home meets the conditions specified in those 3448  
divisions. The auditor shall deliver the certificate of title to 3449  
the clerk of the court of common pleas who issued it. 3450

(2) If the certificate of title for a manufactured or mobile 3451  
home that is to be taxed as real property is held by a lienholder, 3452  
the lienholder shall surrender the certificate of title to the 3453  
auditor of the county containing the taxing district in which the 3454  
home is located, and the auditor shall deliver the certificate of 3455  
title to the clerk of the court of common pleas who issued it. The 3456  
lienholder shall surrender the certificate within thirty days 3457  
after both of the following have occurred: 3458

(a) The homeowner has provided written notice to the 3459  
lienholder requesting that the certificate of title be surrendered 3460  
to the auditor of the county containing the taxing district in 3461  
which the home is located. 3462

(b) The homeowner has either paid the lienholder the 3463  
remaining balance owed to the lienholder, or, with the 3464  
lienholder's consent, executed and delivered to the lienholder a 3465  
mortgage on the home and land on which the home is sited in the 3466  
amount of the remaining balance owed to the lienholder. 3467

(3) Upon the delivery of a certificate of title by the county 3468  
auditor to the clerk, the clerk shall inactivate it and retain it 3469  
for a period of thirty years. 3470

(4) Upon application by the owner of a manufactured or mobile home that is taxed as real property pursuant to division (B) of section 4503.06 of the Revised Code and that no longer satisfies divisions (B)(1)(a) and (b) or divisions (B)(2)(a) and (b) of that section, the clerk shall reactivate the record of the certificate of title that was inactivated under division (H)(3) of this section and shall issue a new certificate of title, but only if the application contains or has attached to it all of the following:

(a) An endorsement of the county treasurer that all real property taxes charged against the home under Title LVII of the Revised Code and division (B) of section 4503.06 of the Revised Code for all preceding tax years have been paid;

(b) An endorsement of the county auditor that the home will be removed from the real property tax list;

(c) Proof that there are no outstanding mortgages or other liens on the home or, if there are such mortgages or other liens, that the mortgagee or lienholder has consented to the reactivation of the certificate of title.

**Sec. 4505.13.** (A)(1) Chapter 1309. and section 1701.66 of the Revised Code do not permit or require the deposit, filing, or other record of a security interest covering a motor vehicle, except as provided in division (A)(2) of this section.

(2) Chapter 1309. of the Revised Code applies to a security interest in a motor vehicle held as inventory ~~1309.102~~ for sale by a dealer. The security interest has priority over creditors of the dealer as provided in Chapter 1309. of the Revised Code without notation of the security interest on a certificate of title, without entry of a notation of the security interest into the automated title processing system if a physical certificate of



title for the motor vehicle has not been issued, or without the 3501  
retention of a manufacturer's or importer's certificate. 3502

(B) Subject to division (A) of this section, any security 3503  
agreement covering a security interest in a motor vehicle, if a 3504  
notation of the agreement has been made by a clerk of a court of 3505  
common pleas on the face of the certificate of title or the clerk 3506  
has entered a notation of the agreement into the automated title 3507  
processing system and a physical certificate of title for the 3508  
motor vehicle has not been issued, is valid as against the 3509  
creditors of the debtor, whether armed with process or not, and 3510  
against subsequent purchasers, secured parties, and other 3511  
lienholders or claimants. All security interests, liens, 3512  
mortgages, and encumbrances entered into the automated title 3513  
processing system in relation to a particular certificate of 3514  
title, regardless of whether a physical certificate of title is 3515  
issued, take priority according to the order of time in which they 3516  
are entered into the automated title processing system by the 3517  
clerk. Exposure for sale of any motor vehicle by its owner, with 3518  
the knowledge or with the knowledge and consent of the holder of 3519  
any security interest, lien, mortgage, or encumbrance on it, does 3520  
not render that security interest, lien, mortgage, or encumbrance 3521  
ineffective as against the creditors of that owner, or against 3522  
holders of subsequent security interests, liens, mortgages, or 3523  
encumbrances upon that motor vehicle. 3524

The secured party, upon presentation of evidence of a 3525  
security interest to a clerk of a court of common pleas, together 3526  
with the certificate of title if a physical certificate of title 3527  
for the motor vehicle exists, and the fee prescribed by section 3528  
4505.09 of the Revised Code, may have a notation of the security 3529  
interest made. Unless the secured party specifically requests the 3530  
clerk not to issue a physical certificate of title and instead to 3531  
issue an electronic certificate of title, the clerk shall issue, 3532

over the clerk's signature and seal of office, a new original 3533  
certificate of title from the automated title processing records 3534  
that indicates the security interest and the date of the security 3535  
interest. 3536

If a security interest is fully discharged as a result of its 3537  
holder's receipt of good funds in the correct amount and if the 3538  
holder holds a physical certificate of title, the holder shall 3539  
note the discharge of the security interest on the face of the 3540  
certificate of title over the holder's signature, or over the 3541  
holder's signature on a form prescribed by the registrar of motor 3542  
vehicles when there is no space for the discharge on the face of 3543  
the certificate of title. Except as otherwise provided in this 3544  
section, prior to delivering the certificate of title to the 3545  
owner, the holder or the holder's agent shall convey the 3546  
certificate of title or a separate sworn statement of the 3547  
discharge of the security interest to a clerk. The conveyance 3548  
shall occur not more than seven business days after the date good 3549  
funds in the correct amount to fully discharge the security 3550  
interest have been credited to an account of the holder, provided 3551  
the holder has been provided accurate information concerning the 3552  
motor vehicle. Conveyance of the certificate of title or separate 3553  
sworn statement of the discharge within the required seven 3554  
business days may be indicated by postmark or receipt by a clerk 3555  
within that period. If the discharge of the security interest 3556  
appears to be genuine, the clerk shall note the cancellation of 3557  
the security interest on the face of the certificate of title, if 3558  
it was so conveyed, and note it in the automated title processing 3559  
system ~~and upon the records of the clerk.~~ 3560

(C)(1) In all cases, a secured party may choose to present a 3561  
clerk with evidence of a security interest via electronic means, 3562  
and the clerk shall enter the security interest into the automated 3563  
title processing system. A secured party also may choose to notify 3564

a clerk of the discharge of its security interest via electronic 3565  
means, and the clerk shall enter the cancellation into the 3566  
automated title processing system. 3567

(2) In the case of a security interest that is being 3568  
satisfied by a dealer to whom a certificate of title is being 3569  
transferred, the cancellation of the security interest shall occur 3570  
during the course of the transfer. The dealer shall submit a 3571  
discharge request to the secured party. A discharge request shall 3572  
include good funds in the correct amount to fully discharge the 3573  
security interest and accurate information concerning the motor 3574  
vehicle. 3575

(3)(a) Upon receiving a discharge request that complies with 3576  
division (C)(2) of this section, except as otherwise provided in 3577  
this division, a secured party shall convey the certificate of 3578  
title, with the discharge of the security interest noted on its 3579  
face, to the dealer within seven business days after the date good 3580  
funds in the correct amount to fully discharge the security 3581  
interest have been ~~credit~~ credited to an account of the secured 3582  
party. 3583

If a secured party is unable to convey to the dealer a 3584  
certificate of title within the required seven business days, the 3585  
secured party instead shall convey to the dealer an affidavit 3586  
stating that the security interest has been discharged, together 3587  
with payment for a duplicate certificate of title, within that 3588  
period. 3589

(b) Conveyance of a certificate of title, or affidavit and 3590  
required payment, from a secured party to a dealer under the 3591  
circumstances described in division (C)(3)(a) of this section 3592  
within the required seven business days may be indicated by a 3593  
postmark within that period. 3594

(4) A secured party is liable to a dealer for a late fee of 3595

ten dollars per day for each certificate of title, or affidavit 3596  
and required payment, conveyed to the dealer more than seven 3597  
business days but less than twenty-one days after the date 3598  
specified in division (C)(3)(a) of this section and, from then on, 3599  
twenty-five dollars per day until the certificate of title, or 3600  
affidavit and required payment, are conveyed to the dealer. 3601

(D) Notwithstanding any provision of Chapter 1310. of the 3602  
Revised Code or of any other law, the lease of a motor vehicle or 3603  
trailer does not constitute a conditional sale or create a 3604  
security interest merely because the lease agreement permits or 3605  
requires the lessor, at the end of the lease term, to adjust the 3606  
rental price to either a higher or a lower amount by reference to 3607  
the amount the lessor realizes upon the sale or other disposition 3608  
of the motor vehicle or trailer. 3609

(E) If a physical certificate of title has not been issued 3610  
for a motor vehicle and all the security interests relating to 3611  
that motor vehicle have been discharged, the owner of the motor 3612  
vehicle may obtain a physical certificate of title from the clerk 3613  
of any court of common pleas upon payment of the fee specified in 3614  
section 4509.09 of the Revised Code. 3615

(F) If a clerk of a court of common pleas, other than the 3616  
clerk of the court of common pleas of the county in which the 3617  
owner of a motor vehicle resides, enters a notation of the 3618  
existence of, or the cancellation of, a security interest relating 3619  
to the motor vehicle, the clerk shall transmit the data relating 3620  
to the notation to the automated title processing system. 3621

(G) The registrar of motor vehicles, in accordance with 3622  
Chapter 119. of the Revised Code, shall adopt rules governing the 3623  
electronic transmission of security interest and other information 3624  
under this section. In adopting the rules, the registrar shall 3625  
confer with the clerks of the courts of common pleas. 3626

(H) As used in this section: 3627

(1) "Accurate information" means the make and model of the 3628  
motor vehicle, its vehicle identification number, and the name and 3629  
address of its owner as they appear on the certificate of title 3630  
that is to be conveyed. 3631

(2) "Dealer" has the same meaning as in section 4517.01 of 3632  
the Revised Code. 3633

(3) "Good funds" includes cash, or a wire transfer, cashier's 3634  
check, certified check, draft, money order, or teller's check 3635  
issued by an insured financial institution, or a dealer's check 3636  
for which the secured party has received funds that are available 3637  
for withdrawal pursuant to "Availability of Funds and Collection 3638  
of Checks (Regulation CC)," 12 C.F.R. 229. 3639

(4) "Inventory" has the same meaning as in section ~~1309.07~~ 3640  
1309.102 of the Revised Code. 3641

**Sec. 4505.141.** The registrar of motor vehicles shall enable 3642  
the public to access motor vehicle title information via 3643  
electronic means. No fee shall be charged for this access. The 3644  
title information that must be so accessible is only the title 3645  
information that is in an electronic format at the time a person 3646  
requests this access. 3647

The registrar, shall establish procedures governing this 3648  
access. The procedures may be established by rule in accordance 3649  
with Chapter 119. of the Revised Code, ~~shall adopt rules governing~~ 3650  
~~this access.~~ In adopting the rules procedures, the registrar shall 3651  
confer with the clerks of the courts of common pleas. 3652

Access by the public to motor vehicle title information under 3653  
this section shall comply with all restrictions contained in the 3654  
Revised Code and federal law that govern the disclosure of that 3655  
information. 3656

<b>Sec. 4506.01.</b> As used in this chapter:	3657
(A) "Alcohol concentration" means the concentration of alcohol in a person's blood, breath, or urine. When expressed as a percentage, it means grams of alcohol per the following:	3658 3659 3660
(1) One hundred milliliters of blood;	3661
(2) Two hundred ten liters of breath;	3662
(3) One hundred milliliters of urine.	3663
(B) "School bus" has the same meaning as in section 4511.01 of the Revised Code.	3664 3665
(C) "Commercial driver's license" means a license issued in accordance with this chapter that authorizes an individual to drive a commercial motor vehicle.	3666 3667 3668
(D) "Commercial driver license information system" means the information system established pursuant to the requirements of the "Commercial Motor Vehicle Safety Act of 1986," 100 Stat. 3207-171, 49 U.S.C.A. App. 2701.	3669 3670 3671 3672
(E) Except when used in section 4506.25 of the Revised Code, "commercial motor vehicle" means any motor vehicle designed or used to transport persons or property that meets any of the following qualifications:	3673 3674 3675 3676
(1) Any combination of vehicles with a combined gross vehicle weight rating of twenty-six thousand one pounds or more, provided the gross vehicle weight rating of the vehicle or vehicles being towed is in excess of ten thousand pounds;	3677 3678 3679 3680
(2) Any single vehicle with a gross vehicle weight rating of twenty-six thousand one pounds or more, or any such vehicle towing a vehicle having a gross vehicle weight rating that is not in excess of ten thousand pounds;	3681 3682 3683 3684
(3) Any single vehicle or combination of vehicles that is not	3685

a class A or class B vehicle, but that either is designed to 3686  
transport sixteen or more passengers including the driver, or is 3687  
placarded for hazardous materials; 3688

(4) Any school bus with a gross vehicle weight rating of less 3689  
than twenty-six thousand one pounds that is designed to transport 3690  
fewer than sixteen passengers including the driver; 3691

(5) Is transporting hazardous materials for which placarding 3692  
is required by regulations adopted under the "Hazardous Materials 3693  
Transportation Act," 88 Stat. 2156 (1975), 49 U.S.C.A. 1801, as 3694  
amended; 3695

(6) Any single vehicle or combination of vehicles that is 3696  
designed to be operated and to travel on a public street or 3697  
highway and is considered by the federal highway administration to 3698  
be a commercial motor vehicle, including, but not limited to, a 3699  
motorized crane, a vehicle whose function is to pump cement, a rig 3700  
for drilling wells, and a portable crane. 3701

(F) "Controlled substance" means all of the following: 3702

(1) Any substance classified as a controlled substance under 3703  
the "Controlled Substances Act," 80 Stat. 1242 (1970), 21 U.S.C.A. 3704  
802(6), as amended; 3705

(2) Any substance included in schedules I through V of 21 3706  
C.F.R. part 1308, as amended; 3707

(3) Any drug of abuse. 3708

(G) "Conviction" means an unvacated adjudication of guilt or 3709  
a determination that a person has violated or failed to comply 3710  
with the law in a court of original jurisdiction or an authorized 3711  
administrative tribunal, an unvacated forfeiture of bail or 3712  
collateral deposited to secure the person's appearance in court, 3713  
the payment of a fine or court cost, or violation of a condition 3714  
of release without bail, regardless of whether or not the penalty 3715

is rebated, suspended, or probated. 3716

(H) "Disqualification" means withdrawal of the privilege to 3717  
drive a commercial motor vehicle. 3718

(I) "Drive" means to drive, operate, or be in physical 3719  
control of a motor vehicle. 3720

(J) "Driver" means any person who drives, operates, or is in 3721  
physical control of a commercial motor vehicle or is required to 3722  
have a commercial driver's license. 3723

(K) "Driver's license" means a license issued by the bureau 3724  
of motor vehicles that authorizes an individual to drive. 3725

(L) "Drug of abuse" means any controlled substance, dangerous 3726  
drug as defined in section 4729.01 of the Revised Code, or 3727  
over-the-counter medication that, when taken in quantities 3728  
exceeding the recommended dosage, can result in impairment of 3729  
judgment or reflexes. 3730

(M) "Employer" means any person, including the federal 3731  
government, any state, and a political subdivision of any state, 3732  
that owns or leases a commercial motor vehicle or assigns a person 3733  
to drive such a motor vehicle. 3734

(N) "Endorsement" means an authorization on a person's 3735  
commercial driver's license that is required to permit the person 3736  
to operate a specified type of commercial motor vehicle. 3737

(O) "Felony" means any offense under federal or state law 3738  
that is punishable by death or specifically classified as a felony 3739  
under the law of this state, regardless of the penalty that may be 3740  
imposed. 3741

(P) "Foreign jurisdiction" means any jurisdiction other than 3742  
a state. 3743

(Q) "Gross vehicle weight rating" means the value specified 3744  
by the manufacturer as the maximum loaded weight of a single or a 3745



combination vehicle. The gross vehicle weight rating of a 3746  
combination vehicle is the gross vehicle weight rating of the 3747  
power unit plus the gross vehicle weight rating of each towed 3748  
unit. 3749

(R) "Hazardous materials" means materials identified as such 3750  
under regulations adopted under the "Hazardous Materials 3751  
Transportation Act," 88 Stat. 2156 (1975), 49 U.S.C.A. 1801, as 3752  
amended. 3753

(S) "Motor vehicle" has the same meaning as in section 3754  
4511.01 of the Revised Code. 3755

(T) Except when used in sections 4506.25 and 4506.26 of the 3756  
Revised Code, "out-of-service order" means a temporary prohibition 3757  
against driving a commercial motor vehicle issued under this 3758  
chapter or a similar law of another state or of a foreign 3759  
jurisdiction. 3760

(U) "Residence" means any person's residence determined in 3761  
accordance with standards prescribed in rules adopted by the 3762  
registrar. 3763

(V) "Temporary residence" means residence on a temporary 3764  
basis as determined by the registrar in accordance with standards 3765  
prescribed in rules adopted by the registrar. 3766

(W) "Serious traffic violation" means a conviction arising 3767  
from the operation of a commercial motor vehicle that involves any 3768  
of the following: 3769

(1) A single charge of any speed that is in excess of the 3770  
posted speed limit by an amount specified by the United States 3771  
secretary of transportation and that the director of public safety 3772  
designates as such by rule; 3773

(2) Violation of section 4511.20, 4511.201, or 4511.202 of 3774  
the Revised Code or any similar ordinance or resolution, or of any 3775

similar law of another state or political subdivision of another state; 3776  
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(3) Violation of a law of this state or an ordinance or resolution relating to traffic control, other than a parking violation, or of any similar law of another state or political subdivision of another state, that results in a fatal accident; 3778  
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(4) Violation of any other law of this state or an ordinance or resolution relating to traffic control, other than a parking violation, that is determined to be a serious traffic violation by the United States secretary of transportation and the director designates as such by rule. 3782  
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(X) "State" means a state of the United States and includes the District of Columbia. 3787  
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(Y) "Tank vehicle" means any commercial motor vehicle that is designed to transport any liquid and has a maximum capacity greater than one hundred nineteen gallons or is designed to transport gaseous materials and has a water capacity greater than one thousand pounds within a tank that is either permanently or temporarily attached to the vehicle or its chassis. "Tank vehicle" does not include ~~either~~ any of the following: 3789  
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(1) Any portable tank having a rated capacity of less than one thousand gallons; 3796  
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(2) Tanks used exclusively as a fuel tank for the motor vehicle to which it is attached; 3798  
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(3) An empty storage container tank that is not designed for transportation and that is readily distinguishable from a transportation tank; 3800  
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(4) Ready-mix concrete mixers. 3803

(Z) "United States" means the fifty states and the District of Columbia. 3804  
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(AA) "Vehicle" has the same meaning as in section 4511.01 of the Revised Code. 3806  
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(BB) "Peace officer" has the same meaning as in section 2935.01 of the Revised Code. 3808  
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(CC) "Portable tank" means a liquid or gaseous packaging designed primarily to be loaded on or temporarily attached to a vehicle and equipped with skids, mountings, or accessories to facilitate handling of the tank by mechanical means. 3810  
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**Sec. 4506.08.** (A) Each application for a commercial driver's license temporary instruction permit shall be accompanied by a fee of ten dollars; except as provided in division (B) of this section, each application for a commercial driver's license, restricted commercial driver's license, or renewal of such a license shall be accompanied by a fee of twenty-five dollars; and each application for a duplicate commercial driver's license shall be accompanied by a fee of ten dollars. In addition, the registrar of motor vehicles or deputy registrar may collect and retain an additional fee of no more than two dollars and seventy-five cents commencing on July 1, 2001, three dollars and twenty-five cents commencing on January 1, 2003, and three dollars and fifty cents commencing on January 1, 2004, for each application for a commercial driver's license temporary instruction permit, commercial driver's license, renewal of a commercial driver's license, or duplicate commercial driver's license received by the registrar or deputy. No fee shall be charged for the annual issuance of a waiver for farm-related service industries pursuant to section 4506.24 of the Revised Code. 3814  
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Each deputy registrar shall transmit the fees collected to the registrar at the time and in the manner prescribed by the registrar by rule. The registrar shall pay the fees into the state highway safety fund established in section 4501.06 of the Revised 3833  
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Code. 3837

(B) In addition to the fees imposed under division (A) of 3838  
this section, the registrar of motor vehicles or deputy registrar 3839  
shall collect a fee of twelve dollars commencing on October 1, 3840  
2003, for each application for a commercial driver's license 3841  
temporary instruction permit, commercial driver's license, or 3842  
duplicate commercial driver's license and for each application for 3843  
renewal of a commercial driver's license with an expiration date 3844  
on or after that date received by the registrar or deputy 3845  
registrar. The additional fee is for the purpose of defraying the 3846  
department of public safety's costs associated with the 3847  
administration and enforcement of the motor vehicle and traffic 3848  
laws of Ohio. Each deputy registrar shall transmit the fees 3849  
collected under division (B) of this section in the time and 3850  
manner prescribed by the registrar. The registrar shall deposit 3851  
all moneys received under division (B) of this section into the 3852  
state highway safety fund established in section 4501.06 of the 3853  
Revised Code. 3854

(C) Information regarding the driving record of any person 3855  
holding a commercial driver's license issued by this state shall 3856  
be furnished by the registrar, upon request and payment of a fee 3857  
of ~~three~~ two dollars, to the employer or prospective employer of 3858  
such a person and to any insurer. 3859

**Sec. 4506.11.** (A) Every commercial driver's license shall be 3860  
marked "commercial driver's license" or "CDL" and shall be of such 3861  
material and so designed as to prevent its reproduction or 3862  
alteration without ready detection, and, to this end, shall be 3863  
laminated with a transparent plastic material. The commercial 3864  
driver's license for licensees under twenty-one years of age shall 3865  
have characteristics prescribed by the registrar of motor vehicles 3866  
distinguishing it from that issued to a licensee who is twenty-one 3867

years of age or older. Every commercial driver's license shall 3868  
display all of the following information: 3869

- (1) The name and residence address of the licensee; 3870
- (2) A color photograph of the licensee; 3871
- (3) A physical description of the licensee, including sex, 3872  
height, weight, and color of eyes and hair; 3873
- (4) The licensee's date of birth; 3874
- (5) The licensee's social security number if the person has 3875  
requested that the number be displayed in accordance with section 3876  
4501.31 of the Revised Code or if federal law requires the social 3877  
security number to be displayed and any number or other identifier 3878  
the director of public safety considers appropriate and 3879  
establishes by rules adopted under Chapter 119. of the Revised 3880  
Code and in compliance with federal law; ~~i~~ 3881
- (6) The licensee's signature; 3882
- (7) The classes of commercial motor vehicles the licensee is 3883  
authorized to drive and any endorsements or restrictions relating 3884  
to the licensee's driving of those vehicles; 3885
- (8) ~~A space marked "blood type" in which the licensee may~~ 3886  
~~specify the licensee's blood type;~~ 3887
- ~~(9)~~ The name of this state; 3888
- ~~(10)~~(9) The dates of issuance and of expiration of the 3889  
license; 3890
- ~~(11)~~(10) If the licensee has certified willingness to make an 3891  
anatomical donation under section 2108.04 of the Revised Code, any 3892  
symbol chosen by the registrar of motor vehicles to indicate that 3893  
the licensee has certified that willingness; 3894
- ~~(12)~~(11) If the licensee has executed a durable power of 3895  
attorney for health care or a declaration governing the use or 3896

continuation, or the withholding or withdrawal, of life-sustaining 3897  
treatment and has specified that the licensee wishes the license 3898  
to indicate that the licensee has executed either type of 3899  
instrument, any symbol chosen by the registrar to indicate that 3900  
the licensee has executed either type of instrument; 3901

~~(13)~~(12) Any other information the registrar considers 3902  
advisable and requires by rule. 3903

(B) The registrar may establish and maintain a file of 3904  
negatives of photographs taken for the purposes of this section. 3905

(C) Neither the registrar nor any deputy registrar shall 3906  
issue a commercial driver's license to anyone under twenty-one 3907  
years of age that does not have the characteristics prescribed by 3908  
the registrar distinguishing it from the commercial driver's 3909  
license issued to persons who are twenty-one years of age or 3910  
older. 3911

**Sec. 4506.12.** (A) Commercial drivers' licenses shall be 3912  
issued in the following classes and shall include any endorsements 3913  
and restrictions that are applicable. Subject to any such 3914  
endorsements and restrictions, the holder of a valid commercial 3915  
driver's license may drive all commercial motor vehicles in the 3916  
class for which that license is issued and all lesser classes of 3917  
vehicles, except that ~~he~~ the holder shall not operate a motorcycle 3918  
unless ~~he is~~ licensed to do so under Chapter 4507. of the Revised 3919  
Code. 3920

(B) The classes of commercial drivers' licenses and the 3921  
commercial motor vehicles that they authorize the operation of are 3922  
as follows: 3923

(1) Class A--any combination of vehicles with a combined 3924  
gross vehicle weight rating of twenty-six thousand one pounds or 3925  
more, if the gross vehicle weight rating of the vehicle or 3926

vehicles being towed is in excess of ten thousand pounds.	3927
(2) Class B--any single vehicle with a gross vehicle weight rating of twenty-six thousand one pounds or more or any such vehicle towing a vehicle having a gross vehicle weight rating that is not in excess of ten thousand pounds.	3928 3929 3930 3931
(3) Class C--any single vehicle, or combination of vehicles, that is not a class A or class B vehicle, but that either is designed to transport sixteen or more passengers, including the driver, or is placarded for hazardous materials and any school bus with a gross vehicle weight rating of less than twenty-six thousand one pounds that is designed to transport fewer than sixteen passengers including the driver.	3932 3933 3934 3935 3936 3937 3938
(C) The following endorsements and restrictions apply to commercial drivers' licenses:	3939 3940
(1) H--authorizes the driver to drive a vehicle transporting hazardous materials;	3941 3942
(2) K--restricts the driver to only intrastate operation;	3943
(3) L--restricts the driver to vehicles not equipped with air brakes;	3944 3945
(4) T--authorizes the driver to drive double and triple trailers;	3946 3947
(5) P--authorizes the driver to drive vehicles carrying passengers;	3948 3949
(6) P1--authorizes the driver to drive class A vehicles with fewer than fifteen passengers and all lesser classes of vehicles without restriction as to the number of passengers;	3950 3951 3952
(7) P2--authorizes the driver to drive class A or B vehicles with fewer than fifteen passengers and all lesser classes of vehicles without restriction as to the number of passengers;	3953 3954 3955
(8) P3--restricts the driver to driving class B school buses;	3956

(9) P4--Restricts the driver to driving class C school buses designed to transport fewer than sixteen passengers including the driver.	3957 3958 3959
(10) N--authorizes the driver to drive tank vehicles;	3960
(11) S--authorizes the driver to drive school buses;	3961
(12) X--authorizes the driver to drive tank vehicles transporting hazardous materials;	3962 3963
(13) W--restricts the driver to the operation of commercial motor vehicles in accordance with a waiver for farm-related service industries issued under section 4506.24 of the Revised Code.	3964 3965 3966 3967
(D) <u>In addition to any endorsement that otherwise may apply, a person who is engaged in the towing of a disabled or wrecked motor vehicle shall hold a commercial driver's license bearing any endorsement required to drive the towed vehicle except the driver is not required to have either of the following:</u>	3968 3969 3970 3971 3972
(1) <u>A passenger endorsement to tow an unoccupied passenger car;</u>	3973 3974
(2) <u>Any endorsement required for the wrecked or disabled vehicle when the driver initially removes a vehicle from the site of the emergency where the vehicle became wrecked or disabled to the nearest appropriate repair, disposal, or storage facility, as applicable.</u>	3975 3976 3977 3978 3979
(E) No person shall drive any commercial motor vehicle for which an endorsement is required under this section unless the proper endorsement appears on the person's commercial driver's license.	3980 3981 3982 3983
<b>Sec. 4507.13.</b> (A) The registrar of motor vehicles shall issue a driver's license to every person licensed as an operator of	3984 3985



motor vehicles other than commercial motor vehicles. No person 3986  
licensed as a commercial motor vehicle driver under Chapter 4506. 3987  
of the Revised Code need procure a driver's license, but no person 3988  
shall drive any commercial motor vehicle unless licensed as a 3989  
commercial motor vehicle driver. 3990

Every driver's license shall display on it the distinguishing 3991  
number assigned to the licensee and shall display the licensee's 3992  
name and date of birth; the licensee's residence address and 3993  
county of residence; a color photograph of the licensee; a brief 3994  
description of the licensee for the purpose of identification; a 3995  
facsimile of the signature of the licensee as it appears on the 3996  
application for the license; ~~a space marked "blood type" in which~~ 3997  
~~a licensee may specify the licensee's blood type;~~ a notation, in a 3998  
manner prescribed by the registrar, indicating any condition 3999  
described in division (D)(3) of section 4507.08 of the Revised 4000  
Code to which the licensee is subject; if the licensee has 4001  
executed a durable power of attorney for health care or a 4002  
declaration governing the use or continuation, or the withholding 4003  
or withdrawal, of life-sustaining treatment and has specified that 4004  
the licensee wishes the license to indicate that the licensee has 4005  
executed either type of instrument, any symbol chosen by the 4006  
registrar to indicate that the licensee has executed either type 4007  
of instrument; and any additional information that the registrar 4008  
requires by rule. No license shall display the licensee's social 4009  
security number unless the licensee specifically requests that the 4010  
licensee's social security number be displayed on the license. If 4011  
federal law requires the licensee's social security number to be 4012  
displayed on the license, the social security number shall be 4013  
displayed on the license notwithstanding this section. 4014

The driver's license for licensees under twenty-one years of 4015  
age shall have characteristics prescribed by the registrar 4016  
distinguishing it from that issued to a licensee who is twenty-one 4017

years of age or older, except that a driver's license issued to a 4018  
person who applies no more than thirty days before the applicant's 4019  
twenty-first birthday shall have the characteristics of a license 4020  
issued to a person who is twenty-one years of age or older. 4021

The driver's license issued to a temporary resident shall 4022  
contain the word "nonrenewable" and shall have any additional 4023  
characteristics prescribed by the registrar distinguishing it from 4024  
a license issued to a resident. 4025

Every driver's or commercial driver's license displaying a 4026  
motorcycle operator's endorsement and every restricted license to 4027  
operate a motor vehicle also shall display the designation 4028  
"novice," if the endorsement or license is issued to a person who 4029  
is eighteen years of age or older and previously has not been 4030  
licensed to operate a motorcycle by this state or another 4031  
jurisdiction recognized by this state. The "novice" designation 4032  
shall be effective for one year after the date of issuance of the 4033  
motorcycle operator's endorsement or license. 4034

Each license issued under this section shall be of such 4035  
material and so designed as to prevent its reproduction or 4036  
alteration without ready detection and, to this end, shall be 4037  
laminated with a transparent plastic material. 4038

(B) Except in regard to a driver's license issued to a person 4039  
who applies no more than thirty days before the applicant's 4040  
twenty-first birthday, neither the registrar nor any deputy 4041  
registrar shall issue a driver's license to anyone under 4042  
twenty-one years of age that does not have the characteristics 4043  
prescribed by the registrar distinguishing it from the driver's 4044  
license issued to persons who are twenty-one years of age or 4045  
older. 4046

**Sec. 4507.141.** (A) Any hearing-impaired person may apply to 4047  
the registrar of motor vehicles for an identification card 4048

identifying the person as hearing-impaired. The application for a 4049  
hearing-impaired identification card shall be accompanied by a 4050  
signed statement from the applicant's personal physician 4051  
certifying that the applicant is hearing-impaired. Upon receipt of 4052  
the application for the identification card and the signed 4053  
statement from the applicant's personal physician, and upon 4054  
presentation by the applicant of ~~his~~ the applicant's driver's or 4055  
commercial driver's license or motorcycle operator's license ~~and~~ 4056  
~~payment of a fee of five dollars~~, the registrar shall issue the 4057  
applicant an identification card. A hearing-impaired person may 4058  
also apply for a hearing-impaired identification card at the time 4059  
~~he~~ the person applies for a driver's or commercial driver's 4060  
license or motorcycle operator's license or endorsement. Every 4061  
hearing-impaired identification card shall expire on the same date 4062  
that the cardholder's driver's or commercial driver's license or 4063  
motorcycle operator's license expires. 4064

(B) The hearing-impaired identification card shall be 4065  
rectangular in shape, approximately the same size as an average 4066  
motor vehicle sun visor, as determined by the registrar, to enable 4067  
the identification card to be attached to a sun visor in a motor 4068  
vehicle. The identification card shall contain the heading 4069  
"Identification Card for the Hearing-impaired Driver" in boldface 4070  
type, the name and signature of the hearing-impaired person to 4071  
whom it is issued, an identifying number, and instructions on the 4072  
actions the hearing-impaired person should take and the actions 4073  
the person should refrain from taking in the event ~~he~~ the person 4074  
is stopped by a law enforcement officer while operating the motor 4075  
vehicle. The registrar shall determine the preferred manner in 4076  
which a hearing-impaired motorcycle operator should carry or 4077  
display the hearing-impaired identification card, and the color 4078  
and composition of, and any other information to be included on, 4079  
the identification card. 4080

(C) As used in this section, "hearing-impaired" means a 4081  
hearing loss of forty decibels or more in one or both ears. 4082

Sec. 4507.1614. The registrar shall suspend the person's 4083  
license or permit under division (A) of section 4507.162 of the 4084  
Revised Code regardless of whether the disposition of the case in 4085  
juvenile court occurred after the person's eighteenth birthday. 4086

**Sec. 4507.19.** The registrar of motor vehicles may suspend or 4087  
cancel any driver's or commercial driver's license or 4088  
identification card upon determination that ~~such~~ the license or 4089  
card was obtained fraudulently, unlawfully, issued in error, or 4090  
has been altered or willfully destroyed. 4091

**Sec. 4507.20.** The registrar of motor vehicles, ~~upon~~ 4092  
~~determination that any person has more than seven points charged~~ 4093  
~~against the person under section 4507.021 of the Revised Code, and~~ 4094  
~~is not subject to the provisions of section 4507.022 of the~~ 4095  
~~Revised Code, or,~~ having good cause to believe that the holder of 4096  
a driver's or commercial driver's license is incompetent or 4097  
otherwise not qualified to be licensed, shall ~~upon~~ send a written 4098  
notice of ~~at least five days sent~~ to the licensee's last known 4099  
address, ~~require~~ requiring the licensee to submit to a driver's 4100  
license examination or a physical examination, or both, or a 4101  
commercial driver's license examination within the time indicated 4102  
on the notice. The physical examination may be conducted by any 4103  
individual authorized by the Revised Code to do so, including a 4104  
physician assistant, a clinical nurse specialist, a certified 4105  
nurse practitioner, or a certified ~~nurse-midwife~~ nurse-midwife. 4106  
Any written documentation of the physical examination shall be 4107  
completed by the individual who conducted the examination. 4108

Upon the conclusion of the examination the registrar may 4109  
suspend or revoke the license of the person, or may permit the 4110

licensee to retain the license, or may issue the licensee a 4111  
restricted license. Refusal or neglect of the licensee to submit 4112  
to the examination is ground for suspension or revocation of the 4113  
licensee's license. 4114

A physician licensed under Chapter 4731. of the Revised Code 4115  
may submit a report to the registrar stating that in the 4116  
physician's professional opinion the holder of a driver's or 4117  
commercial driver's license may be incompetent or otherwise not 4118  
qualified to operate safely a motor vehicle due to medical 4119  
reasons. Any such report submitted to the registrar is 4120  
confidential, is not a public record, and is not subject to 4121  
disclosure under section 149.43 of the Revised Code. 4122

**Sec. 4507.50.** (A) The registrar of motor vehicles or a deputy 4124  
registrar, upon receipt of an application filed in compliance with 4125  
section 4507.51 of the Revised Code by any person who is a 4126  
resident or a temporary resident of this state and, except as 4127  
otherwise provided in this section, is not licensed as an operator 4128  
of a motor vehicle in this state or another licensing 4129  
jurisdiction, and, except as provided in division (B) of this 4130  
section, upon receipt of a fee of three dollars and fifty cents, 4131  
shall issue an identification card to that person. 4132

Any person who is a resident or temporary resident of this 4133  
state whose Ohio driver's or commercial driver's license has been 4134  
suspended or revoked, upon application in compliance with section 4135  
4507.51 of the Revised Code and, except as provided in division 4136  
(B) of this section, payment of a fee of three dollars and fifty 4137  
cents, may be issued a temporary identification card. The 4138  
temporary identification card shall be identical to an 4139  
identification card, except that it shall be printed on its face 4140  
with a statement that the card is valid during the effective dates 4141  
of the suspension or revocation of the cardholder's license, or 4142

until the birthday of the cardholder in the fourth year after the 4143  
date on which it is issued, whichever is shorter. The cardholder 4144  
shall surrender the identification card to the registrar or any 4145  
deputy registrar before the cardholder's driver's or commercial 4146  
driver's license is restored or reissued. 4147

Except as provided in division (B) of this section, the 4148  
deputy registrar shall be allowed a fee of two dollars and 4149  
seventy-five cents commencing on July 1, 2001, three dollars and 4150  
twenty-five cents commencing on January 1, 2003, and three dollars 4151  
and fifty cents commencing on January 1, 2004, for each 4152  
identification card issued under this section. The fee allowed to 4153  
the deputy registrar shall be in addition to the fee for issuing 4154  
an identification card. 4155

Neither the registrar nor any deputy registrar shall charge a 4156  
fee in excess of one dollar and fifty cents for laminating an 4157  
identification card or temporary identification card. A deputy 4158  
registrar laminating such a card shall retain the entire amount of 4159  
the fee charged for lamination, less the actual cost to the 4160  
registrar of the laminating materials used for that lamination, as 4161  
specified in the contract executed by the bureau for the 4162  
laminating materials and laminating equipment. The deputy 4163  
registrar shall forward the amount of the cost of the laminating 4164  
materials to the registrar for deposit as provided in this 4165  
section. 4166

The fee collected for issuing an identification card under 4167  
this section, except the fee allowed to the deputy registrar, 4168  
shall be paid into the state treasury to the credit of the state 4169  
bureau of motor vehicles fund created in section 4501.25 of the 4170  
Revised Code. 4171

(B) A disabled veteran who has a service-connected disability 4172  
rated at one hundred per cent by the veterans' administration may 4173  
apply to the registrar or a deputy registrar for the issuance to 4174

that veteran of an identification card or a temporary 4175  
identification card under this section without payment of any fee 4176  
prescribed in division (A) of this section, including any 4177  
lamination fee. 4178

~~If the identification card or temporary identification card 4179  
of a disabled veteran described in this division is laminated by a 4180  
deputy registrar who is acting as a deputy registrar pursuant to a 4181  
contract with the registrar that is in effect on the effective 4182  
date of this amendment, the disabled veteran shall pay the deputy 4183  
registrar the lamination fee prescribed in division (A) of this 4184  
section. If the identification card or temporary identification 4185  
card is laminated by a deputy registrar who is acting as a deputy 4186  
registrar pursuant to a contract with the registrar that is 4187  
executed after July 29, 1998, the disabled veteran is not required 4188  
to pay the deputy registrar the lamination fee prescribed in 4189  
division (A) of this section. 4190~~

~~A disabled veteran whose identification card or temporary 4191  
identification card is laminated by the registrar is not required 4192  
to pay the registrar any lamination fee. 4193~~

An application made under division ~~(A)~~(B) of this section 4194  
shall be accompanied by such documentary evidence of disability as 4195  
the registrar may require by rule. 4196

**Sec. 4507.51.** (A)(1) Every application for an identification 4197  
card or duplicate shall be made on a form furnished by the 4198  
registrar of motor vehicles, shall be signed by the applicant, and 4199  
by the applicant's parent or guardian if the applicant is under 4200  
eighteen years of age, and shall contain the following information 4201  
pertaining to the applicant: name, date of birth, sex, general 4202  
description including the applicant's height, weight, hair color, 4203  
and eye color, address, and social security number, ~~and at the 4204  
option of the applicant, the applicant's the applicant's the 4205~~

~~applicant's the applicant's blood type. The application form shall~~ 4206  
~~state that an applicant is not required to furnish the applicant's~~ 4207  
~~the applicant's blood type. The application also shall state~~ 4208  
whether an applicant wishes to certify willingness to make an 4209  
anatomical gift under section 2108.04 of the Revised Code and 4210  
shall include information about the requirements of that section 4211  
that apply to persons who are less than eighteen years of age. The 4212  
statement regarding willingness to make such a donation shall be 4213  
given no consideration in the decision of whether to issue an 4214  
identification card. Each applicant shall be photographed in color 4215  
at the time of making application. 4216

(2) The application also shall state whether the applicant 4217  
has executed a valid durable power of attorney for health care 4218  
pursuant to sections 1337.11 to 1337.17 of the Revised Code or has 4219  
executed a declaration governing the use or continuation, or the 4220  
withholding or withdrawal, of life-sustaining treatment pursuant 4221  
to sections 2133.01 to 2133.15 of the Revised Code and, if the 4222  
applicant has executed either type of instrument, whether the 4223  
applicant wishes the identification card issued to indicate that 4224  
the applicant has executed the instrument. 4225

(3) The registrar or deputy registrar, in accordance with 4226  
section 3503.11 of the Revised Code, shall register as an elector 4227  
any person who applies for an identification card or duplicate if 4228  
the applicant is eligible and wishes to be registered as an 4229  
elector. The decision of an applicant whether to register as an 4230  
elector shall be given no consideration in the decision of whether 4231  
to issue the applicant an identification card or duplicate. 4232

(B) The application for an identification card or duplicate 4233  
shall be filed in the office of the registrar or deputy registrar. 4234  
Each applicant shall present documentary evidence as required by 4235  
the registrar of the applicant's age and identity ~~or her or her,~~ 4236  
and the applicant shall swear that all information given is true. 4237



All applications for an identification card or duplicate 4238  
shall be filed in duplicate, and if submitted to a deputy 4239  
registrar, a copy shall be forwarded to the registrar. The 4240  
registrar shall prescribe rules for the manner in which a deputy 4241  
registrar is to file and maintain applications and other records. 4242  
The registrar shall maintain a suitable, indexed record of all 4243  
applications denied and cards issued or canceled. 4244

**Sec. 4507.53.** Digitalized photographic records of the 4245  
department of public safety may be released only to state, local, 4246  
or federal law enforcement agencies and to any court. 4247

**Sec. 4507.99.** (A) Whoever violates division (B)(2) or (D)(1) 4248  
of section 4507.02 of the Revised Code is guilty of driving under 4249  
suspension or revocation or in violation of license restrictions, 4250  
a misdemeanor of the first degree. Whoever violates division (C) 4251  
of section 4507.02 of the Revised Code is guilty of driving 4252  
without paying a license reinstatement fee, a misdemeanor of the 4253  
first degree. Except as otherwise provided in division (D) of 4254  
section 4507.162 of the Revised Code, the court, in addition to or 4255  
independent of all other penalties provided by law, may suspend 4256  
for a period not to exceed one year the driver's or commercial 4257  
driver's license or permit or nonresident operating privilege of 4258  
any person who pleads guilty to or is convicted of a violation of 4259  
division (B)(2), (C), or (D)(1) of section 4507.02 of the Revised 4260  
Code. 4261

(B) Whoever violates division (D)(2) of section 4507.02 of 4262  
the Revised Code is guilty of driving under OMVI suspension or 4263  
revocation and shall be punished as provided in division (B)(1), 4264  
(2), or (3) and divisions (B)(4) to (8) of this section. 4265

(1) Except as otherwise provided in division (B)(2) or (3) of 4266  
this section, driving under OMVI suspension or revocation is a 4267

misdemeanor of the first degree, and the court shall sentence the 4268  
offender to a term of imprisonment of not less than three 4269  
consecutive days and may sentence the offender pursuant to section 4270  
2929.21 of the Revised Code to a longer term of imprisonment. As 4271  
an alternative to the term of imprisonment required to be imposed 4272  
by this division, but subject to division (B)(6) of this section, 4273  
the court may sentence the offender to a term of not less than 4274  
thirty consecutive days of electronically monitored house arrest 4275  
as defined in division (A)(4) of section 2929.23 of the Revised 4276  
Code. The period of electronically monitored house arrest shall 4277  
not exceed six months. In addition, the court shall impose upon 4278  
the offender a fine of not less than two hundred fifty and not 4279  
more than one thousand dollars. 4280

Regardless of whether the vehicle the offender was operating 4281  
at the time of the offense is registered in the offender's name or 4282  
in the name of another person, the court, in addition to or 4283  
independent of any other sentence that it imposes upon the 4284  
offender and subject to section 4503.235 of the Revised Code, 4285  
shall order the immobilization for thirty days of the vehicle the 4286  
offender was operating at the time of the offense and the 4287  
impoundment for thirty days of the identification license plates 4288  
of that vehicle. The order for immobilization and impoundment 4289  
shall be issued and enforced in accordance with section 4503.233 4290  
of the Revised Code. 4291

(2) If, within five years of the offense, the offender has 4292  
been convicted of or pleaded guilty to one violation of division 4293  
(D)(2) of section 4507.02 of the Revised Code or a municipal 4294  
ordinance that is substantially equivalent to that division, 4295  
driving under OMVI suspension or revocation is a misdemeanor, and 4296  
the court shall sentence the offender to a term of imprisonment of 4297  
not less than ten consecutive days and may sentence the offender 4298  
to a longer definite term of imprisonment of not more than one 4299

year. As an alternative to the term of imprisonment required to be 4300  
imposed by this division, but subject to division (B)(6) of this 4301  
section, the court may sentence the offender to a term of not less 4302  
than ninety consecutive days of electronically monitored house 4303  
arrest as defined in division (A)(4) of section 2929.23 of the 4304  
Revised Code. The period of electronically monitored house arrest 4305  
shall not exceed one year. In addition, the court shall impose 4306  
upon the offender a fine of not less than five hundred and not 4307  
more than two thousand five hundred dollars. 4308

Regardless of whether the vehicle the offender was operating 4309  
at the time of the offense is registered in the offender's name or 4310  
in the name of another person, the court, in addition to or 4311  
independent of any other sentence that it imposes upon the 4312  
offender and subject to section 4503.235 of the Revised Code, 4313  
shall order the immobilization for sixty days of the vehicle the 4314  
offender was operating at the time of the offense and the 4315  
impoundment for sixty days of the identification license plates of 4316  
that vehicle. The order for immobilization and impoundment shall 4317  
be issued and enforced in accordance with section 4503.233 of the 4318  
Revised Code. 4319

(3) If, within five years of the offense, the offender has 4320  
been convicted of or pleaded guilty to two or more violations of 4321  
division (D)(2) of section 4507.02 of the Revised Code or a 4322  
municipal ordinance that is substantially equivalent to that 4323  
division, driving under OMVI suspension or revocation is guilty of 4324  
a misdemeanor. The court shall sentence the offender to a term of 4325  
imprisonment of not less than thirty consecutive days and may 4326  
sentence the offender to a longer definite term of imprisonment of 4327  
not more than one year. The court shall not sentence the offender 4328  
to a term of electronically monitored house arrest as defined in 4329  
division (A)(4) of section 2929.23 of the Revised Code. In 4330  
addition, the court shall impose upon the offender a fine of not 4331

less than five hundred and not more than two thousand five hundred 4332  
dollars. 4333

Regardless of whether the vehicle the offender was operating 4334  
at the time of the offense is registered in the offender's name or 4335  
in the name of another person, the court, in addition to or 4336  
independent of any other sentence that it imposes upon the 4337  
offender and subject to section 4503.235 of the Revised Code, 4338  
shall order the criminal forfeiture to the state of the vehicle 4339  
the offender was operating at the time of the offense. The order 4340  
of criminal forfeiture shall be issued and enforced in accordance 4341  
with section 4503.234 of the Revised Code. 4342

If title to a motor vehicle that is subject to an order for 4343  
criminal forfeiture under this section is assigned or transferred 4344  
and division (C)(2) or (3) of section 4503.234 of the Revised Code 4345  
applies, in addition to or independent of any other penalty 4346  
established by law, the court may fine the offender the value of 4347  
the vehicle as determined by publications of the national auto 4348  
dealer's association. The proceeds from any fine imposed under 4349  
this division shall be distributed in accordance with division 4350  
(D)(4) of section 4503.234 of the Revised Code. 4351

(4) In addition to or independent of all other penalties 4352  
provided by law or ordinance, the trial judge of any court of 4353  
record or the mayor of a mayor's court shall suspend for a period 4354  
not to exceed one year the driver's or commercial driver's license 4355  
or permit or nonresident operating privilege of an offender who is 4356  
sentenced under division (B)(1), (2), or (3) of this section. 4357

(5) Fifty per cent of any fine imposed by a court under 4358  
division (B)(1), (2), or (3) of this section shall be deposited 4359  
into the county indigent drivers alcohol treatment fund or 4360  
municipal indigent drivers alcohol treatment fund under the 4361  
control of that court, as created by the county or municipal 4362  
corporation pursuant to division (N) of section 4511.191 of the 4363

Revised Code. 4364

(6) No court shall impose the alternative sentence of not 4365  
less than thirty consecutive days of electronically monitored 4366  
house arrest permitted to be imposed by division (B)(1) of this 4367  
section or the alternative sentence of a term of not less than 4368  
ninety consecutive days of electronically monitored house arrest 4369  
permitted to be imposed by division (B)(2) of this section, unless 4370  
within sixty days of the date of sentencing, the court issues a 4371  
written finding, entered into the record, that, due to the 4372  
unavailability of space at the incarceration facility where the 4373  
offender is required to serve the term of imprisonment imposed 4374  
upon the offender, the offender will not be able to begin serving 4375  
that term of imprisonment within the sixty-day period following 4376  
the date of sentencing. If the court issues such a finding, the 4377  
court may impose the alternative sentence comprised of or 4378  
including electronically monitored house arrest permitted to be 4379  
imposed by division (B)(1) or (2) of this section. 4380

(7) An offender sentenced under this section to a period of 4381  
electronically monitored house arrest shall be permitted work 4382  
release during such period. The duration of the work release shall 4383  
not exceed the time necessary each day for the offender to commute 4384  
to and from the place of employment and the offender's home or 4385  
other place specified by the sentencing court and the time 4386  
actually spent under employment. 4387

(8) Suspension of a commercial driver's license under this 4388  
section shall be concurrent with any period of disqualification 4389  
under section 3123.611 or 4506.16 of the Revised Code or any 4390  
period of suspension under section 3123.58 of the Revised Code. No 4391  
person who is disqualified for life from holding a commercial 4392  
driver's license under section 4506.16 of the Revised Code shall 4393  
be issued a driver's license under this chapter during the period 4394  
for which the commercial driver's license was suspended under this 4395

section, and no person whose commercial driver's license is 4396  
suspended under this section shall be issued a driver's license 4397  
under this chapter during the period of the suspension. 4398

(C) Whoever violates division (B)(1) of section 4507.02 of 4399  
the Revised Code is guilty of driving under financial 4400  
responsibility law suspension or revocation and shall be punished 4401  
as provided in division (C)(1), (2), or (3) and division (C)(4) of 4402  
this section. 4403

(1) Except as otherwise provided in division (C)(2) or (3) of 4404  
this section, driving under financial responsibility law 4405  
suspension or revocation is a misdemeanor of the first degree. 4406

Regardless of whether the vehicle the offender was operating 4407  
at the time of the offense is registered in the offender's name or 4408  
in the name of another person, the court, in addition to or 4409  
independent of any other sentence that it imposes upon the 4410  
offender and subject to section 4503.235 of the Revised Code, 4411  
shall order the immobilization for thirty days of the vehicle the 4412  
offender was operating at the time of the offense and the 4413  
impoundment for thirty days of the identification license plates 4414  
of that vehicle. The order for immobilization and impoundment 4415  
shall be issued and enforced in accordance with section 4503.233 4416  
of the Revised Code. 4417

(2) If, within five years of the offense, the offender has 4418  
been convicted of or pleaded guilty to one violation of division 4419  
(B)(1) of section 4507.02 of the Revised Code or a municipal 4420  
ordinance that is substantially equivalent to that division, 4421  
driving under financial responsibility law suspension or 4422  
revocation is a misdemeanor of the first degree. 4423

Regardless of whether the vehicle the offender was operating 4424  
at the time of the offense is registered in the offender's name or 4425  
in the name of another person, the court, in addition to or 4426

independent of any other sentence that it imposes upon the 4427  
offender and subject to section 4503.235 of the Revised Code, 4428  
shall order the immobilization for sixty days of the vehicle the 4429  
offender was operating at the time of the offense and the 4430  
impoundment for sixty days of the identification license plates of 4431  
that vehicle. The order for immobilization and impoundment shall 4432  
be issued and enforced in accordance with section 4503.233 of the 4433  
Revised Code. 4434

(3) If, within five years of the offense, the offender has 4435  
been convicted of or pleaded guilty to two or more violations of 4436  
division (B)(1) of section 4507.02 of the Revised Code or a 4437  
municipal ordinance that is substantially equivalent to that 4438  
division, driving under financial responsibility law suspension or 4439  
revocation is a misdemeanor of the first degree. 4440

Regardless of whether the vehicle the offender was operating 4441  
at the time of the offense is registered in the offender's name or 4442  
in the name of another person, the court, in addition to or 4443  
independent of any other sentence that it imposes upon the 4444  
offender and subject to section 4503.235 of the Revised Code, 4445  
shall order the criminal forfeiture to the state of the vehicle 4446  
the offender was operating at the time of the offense. The order 4447  
of criminal forfeiture shall be issued and enforced in accordance 4448  
with section 4503.234 of the Revised Code. 4449

If title to a motor vehicle that is subject to an order for 4450  
criminal forfeiture under this section is assigned or transferred 4451  
and division (C)(2) or (3) of section 4503.234 of the Revised Code 4452  
applies, in addition to or independent of any other penalty 4453  
established by law, the court may fine the offender the value of 4454  
the vehicle as determined by publications of the national auto 4455  
dealer's association. The proceeds from any fine imposed under 4456  
this division shall be distributed in accordance with division 4457  
(D)(4) of section 4503.234 of the Revised Code. 4458

(4) Except as otherwise provided in division (D) of section 4459  
4507.162 of the Revised Code, the court, in addition to or 4460  
independent of all other penalties provided by law, may suspend 4461  
for a period not to exceed one year the driver's or commercial 4462  
driver's license or permit or nonresident operating privilege of 4463  
an offender who is sentenced under division (C)(1), (2), or (3) of 4464  
this section. 4465

(5) The court shall not release a vehicle from the 4466  
immobilization ordered under division (C)(1) or (2) of this 4467  
section unless the court is presented with current proof of 4468  
financial responsibility with respect to that vehicle. 4469

(D) Whoever violates division (A)(1) or (3) of section 4470  
4507.02 of the Revised Code by operating a motor vehicle when the 4471  
offender's driver's or commercial driver's license has been 4472  
expired for no more than six months is guilty of a minor 4473  
misdemeanor. Whoever violates division (B) of section 4507.13 or 4474  
division (C) of section 4507.52 of the Revised Code is guilty of a 4475  
minor misdemeanor. 4476

(E) Whoever violates section 4507.33 of the Revised Code is 4477  
guilty of permitting the operation of a vehicle by a person with 4478  
no legal right to operate a vehicle and shall be punished as 4479  
provided in division (E)(1) or (2) of this section. 4480

(1) Except as otherwise provided in division (E)(2) of this 4481  
section, permitting the operation of a vehicle by a person with no 4482  
legal right to operate a vehicle is a misdemeanor of the first 4483  
degree. In addition to or independent of any other sentence that 4484  
it imposes upon the offender and subject to section 4503.235 of 4485  
the Revised Code, the court shall order the immobilization for 4486  
thirty days of the vehicle involved in the offense and the 4487  
impoundment for thirty days of the identification license plates 4488  
of that vehicle. The order for immobilization and impoundment 4489



shall be issued and enforced in accordance with section 4503.233 4490  
of the Revised Code. 4491

(2) If the offender previously has been convicted of or 4492  
pleaded guilty to one or more violations of section 4507.33 of the 4493  
Revised Code, permitting the operation of a vehicle by a person 4494  
with no legal right to operate a vehicle is a misdemeanor of the 4495  
first degree. In addition to or independent of any other sentence 4496  
that it imposes upon the offender and subject to section 4503.235 4497  
of the Revised Code, the court shall order the criminal forfeiture 4498  
to the state of the vehicle involved in the offense. The order of 4499  
criminal forfeiture shall be issued and enforced in accordance 4500  
with section 4503.234 of the Revised Code. 4501

If title to a motor vehicle that is subject to an order for 4502  
criminal forfeiture under this section is assigned or transferred 4503  
and division (C)(2) or (3) of section 4503.234 of the Revised Code 4504  
applies, in addition to or independent of any other penalty 4505  
established by law, the court may fine the offender the value of 4506  
the vehicle as determined by publications of the national auto 4507  
dealer's association. The proceeds from any fine imposed under 4508  
this division shall be distributed in accordance with division 4509  
(D)(4) of section 4503.234 of the Revised Code. 4510

(F) Whoever violates division (F)(1) or (2) of section 4511  
4507.05, or division (B) or (D) of section 4507.071 of the Revised 4512  
Code is guilty of a minor misdemeanor. 4513

(G) Whoever violates division (G) of section 4507.21 of the 4514  
Revised Code shall be fined one hundred dollars. 4515

(H) Except as provided in divisions (A) to (E) of this 4516  
section and unless another penalty is provided by the laws of this 4517  
state, whoever violates any provision of sections 4507.01 to 4518  
4507.081 or 4507.10 to 4507.37 of the Revised Code is guilty of a 4519  
misdemeanor of the first degree. 4520

(I) Whenever a person is found guilty of a violation of 4521  
section 4507.32 of the Revised Code, the trial judge of any court 4522  
of record, in addition to or independent of all other penalties 4523  
provided by law or ordinance, may suspend for any period of time 4524  
not exceeding three years or revoke the license of any person, 4525  
partnership, association, or corporation, issued under section 4526  
4511.763 of the Revised Code. 4527

~~(J) Whenever a person is found guilty of a violation of a 4528  
traffic offense specified in Traffic Rule 13(B) that requires the 4529  
person's appearance in court, the court shall require the person 4530  
to verify the existence at the time of the offense of proof of 4531  
financial responsibility covering the person's operation of the 4532  
motor vehicle, or the motor vehicle if registered in the person's 4533  
name, and notify the registrar pursuant to division (D) of section 4534  
4509.101 of the Revised Code if the person fails to verify the 4535  
existence of such proof of financial responsibility. 4536~~

**Sec. 4509.05.** (A) Upon request, the registrar of motor 4537  
vehicles shall search and furnish a certified abstract of the 4538  
following information with respect to any person: 4539

~~(A)(1) An enumeration of the motor vehicle accidents in which 4540  
such person has been involved except accidents certified as 4541  
described in division (D) of section 3937.41 of the Revised Code; 4542~~

~~(B)(2) Such person's record of convictions for violation of 4543  
the motor vehicle laws. 4544~~

(B) The registrar shall collect for each abstract a fee of 4545  
two dollars. 4546

(C) The registrar may permit deputy registrars to perform a 4547  
search and furnish a certified abstract under this section. A 4548  
deputy registrar performing this function shall comply with 4549  
section 4501.27 of the Revised Code concerning the disclosure of 4550

personal information, shall collect and transmit to the registrar 4551  
the two dollar fee established under division (B) of this section, 4552  
and may collect and retain a service fee of three dollars and 4553  
twenty-five cents commencing on the effective date of this 4554  
amendment. If the deputy registrar fees are increased on January 4555  
1, 2004, in accordance with section 4503.034 of the Revised Code, 4556  
the deputy registrar may collect and retain a service fee of three 4557  
dollars and fifty cents, commencing on that date. 4558

**Sec. 4509.101.** (A)(1) No person shall operate, or permit the 4559  
operation of, a motor vehicle in this state, unless proof of 4560  
financial responsibility is maintained continuously throughout the 4561  
registration period with respect to that vehicle, or, in the case 4562  
of a driver who is not the owner, with respect to that driver's 4563  
operation of that vehicle. 4564

(2) Whoever violates division (A)(1) of this section shall be 4565  
subject to the following civil penalties: 4566

(a) Suspension of the person's operating privileges and 4567  
impoundment of the person's license until the person complies with 4568  
division (A)(5) of this section. The suspension shall be for a 4569  
period of not less than ninety days except that if, within five 4570  
years of the violation, the person's operating privileges are 4571  
again suspended and the person's license is impounded one or more 4572  
times for a violation of division (A)(1) of this section, the 4573  
suspension shall be for a period of not less than one year. Except 4574  
as provided by section 4509.105 of the Revised Code, the 4575  
suspension is not subject to revocation, suspension, or 4576  
occupational or other limited operating privileges. 4577

(b) In addition to the suspension of an owner's license under 4578  
division (A)(2)(a) of this section, the suspension of the rights 4579  
of the owner to register the motor vehicle and the impoundment of 4580  
the owner's certificate of registration and license plates until 4581

the owner complies with division (A)(5) of this section. 4582

(3) A person to whom this state has issued a certificate of 4583  
registration for a motor vehicle or a license to operate a motor 4584  
vehicle or who is determined to have operated any motor vehicle or 4585  
permitted the operation in this state of a motor vehicle owned by 4586  
the person shall be required to verify the existence of proof of 4587  
financial responsibility covering the operation of the motor 4588  
vehicle or the person's operation of the motor vehicle under any 4589  
of the following circumstances: 4590

(a) The person or a motor vehicle owned by the person is 4591  
involved in a traffic accident that requires the filing of an 4592  
accident report under section 4509.06 of the Revised Code. 4593

(b) The person receives a traffic ticket indicating that 4594  
proof of the maintenance of financial responsibility was not 4595  
produced upon the request of a peace officer or state highway 4596  
patrol trooper made in accordance with division (D)(2) of this 4597  
section. 4598

(c) Whenever, in accordance with rules adopted by the 4599  
registrar, the person is randomly selected by the registrar and 4600  
requested to provide such verification. 4601

(4) An order of the registrar that suspends and impounds a 4602  
license or registration, or both, shall state the date on or 4603  
before which the person is required to surrender the person's 4604  
license or certificate of registration and license plates. The 4605  
person is deemed to have surrendered the license or certificate of 4606  
registration and license plates, in compliance with the order, if 4607  
the person does either of the following: 4608

(a) On or before the date specified in the order, personally 4609  
delivers the license or certificate of registration and license 4610  
plates, or causes the delivery of the items, to the registrar; 4611

(b) Mails the license or certificate of registration and 4612

license plates to the registrar in an envelope or container 4613  
bearing a postmark showing a date no later than the date specified 4614  
in the order. 4615

(5) Except as provided in division (A)(6) of this section, 4616  
the registrar shall not restore any operating privileges or 4617  
registration rights suspended under this section, return any 4618  
license, certificate of registration, or license plates impounded 4619  
under this section, or reissue license plates under section 4620  
4503.232 of the Revised Code, if the registrar destroyed the 4621  
impounded license plates under that section, or reissue a license 4622  
under section 4507.54 of the Revised Code, if the registrar 4623  
destroyed the suspended license under that section, unless the 4624  
rights are not subject to suspension or revocation under any other 4625  
law and unless the person, in addition to complying with all other 4626  
conditions required by law for reinstatement of the operating 4627  
privileges or registration rights, complies with all of the 4628  
following: 4629

(a) Pays a financial responsibility reinstatement fee of 4630  
seventy-five dollars for the first violation of division (A)(1) of 4631  
this section, two hundred fifty dollars for a second violation of 4632  
that division, and five hundred dollars for a third or subsequent 4633  
violation of that division; 4634

(b) If the person has not voluntarily surrendered the 4635  
license, certificate, or license plates in compliance with the 4636  
order, pays a financial responsibility nonvoluntary compliance fee 4637  
in an amount, not to exceed fifty dollars, determined by the 4638  
registrar; 4639

(c) Files and continuously maintains proof of financial 4640  
responsibility under sections 4509.44 to 4509.65 of the Revised 4641  
Code. 4642

(6) If the registrar issues an order under division (A)(2) of 4643

this section resulting from the failure of a person to respond to 4644  
a financial responsibility random verification request under 4645  
division (A)(3)(c) of this section and the person successfully 4646  
maintains an affirmative defense to a violation of section 4507.02 4647  
of the Revised Code or is determined by the registrar or a deputy 4648  
registrar to have been in compliance with division (A)(1) of this 4649  
section at the time of the initial financial responsibility random 4650  
verification request, the registrar shall do both of the 4651  
following: 4652

(a) Terminate the order of suspension or impoundment; 4653

(b) Restore the operating privileges and registration rights 4654  
of the person without payment of the fees established in divisions 4655  
(A)(5)(a) and (b) of this section and without a requirement to 4656  
file proof of financial responsibility. 4657

(B)(1) Every party required to file an accident report under 4658  
section 4509.06 of the Revised Code also shall include with the 4659  
report a document described in division (G)(1) of this section. 4660

If the registrar determines, within forty-five days after the 4661  
report is filed, that an operator or owner has violated division 4662  
(A)(1) of this section, the registrar shall do all of the 4663  
following: 4664

(a) Order the impoundment, with respect to the motor vehicle 4665  
involved, required under division (A)(2)(b) of this section, of 4666  
the certificate of registration and license plates of any owner 4667  
who has violated division (A)(1) of this section; 4668

(b) Order the suspension required under division (A)(2)(a) of 4669  
this section of the license of any operator or owner who has 4670  
violated division (A)(1) of this section; 4671

(c) Record the name and address of the person whose 4672  
certificate of registration and license plates have been impounded 4673  
or are under an order of impoundment, or whose license has been 4674

suspended or is under an order of suspension; the serial number of 4675  
the person's license; the serial numbers of the person's 4676  
certificate of registration and license plates; and the person's 4677  
social security account number, if assigned, or, where the motor 4678  
vehicle is used for hire or principally in connection with any 4679  
established business, the person's federal taxpayer identification 4680  
number. The information shall be recorded in such a manner that it 4681  
becomes a part of the person's permanent record, and assists the 4682  
registrar in monitoring compliance with the orders of suspension 4683  
or impoundment. 4684

(d) Send written notification to every person to whom the 4685  
order pertains, at the person's last known address as shown on the 4686  
records of the bureau. The person, within ten days after the date 4687  
of the mailing of the notification, shall surrender to the 4688  
registrar, in a manner set forth in division (A)(4) of this 4689  
section, any certificate of registration and registration plates 4690  
under an order of impoundment, or any license under an order of 4691  
suspension. 4692

(2) The registrar shall issue any order under division (B)(1) 4693  
of this section without a hearing. Any person adversely affected 4694  
by the order, within ten days after the issuance of the order, may 4695  
request an administrative hearing before the registrar, who shall 4696  
provide the person with an opportunity for a hearing in accordance 4697  
with this paragraph. A request for a hearing does not operate as a 4698  
suspension of the order. The scope of the hearing shall be limited 4699  
to whether the person in fact demonstrated to the registrar proof 4700  
of financial responsibility in accordance with this section. The 4701  
registrar shall determine the date, time, and place of any 4702  
hearing, provided that the hearing shall be held, and an order 4703  
issued or findings made, within thirty days after the registrar 4704  
receives a request for a hearing. If requested by the person in 4705  
writing, the registrar may designate as the place of hearing the 4706

county seat of the county in which the person resides or a place 4707  
within fifty miles of the person's residence. The person shall pay 4708  
the cost of the hearing before the registrar, if the registrar's 4709  
order of suspension or impoundment is upheld. 4710

(C) Any order of suspension or impoundment issued under this 4711  
section or division (B) of section 4509.37 of the Revised Code may 4712  
be terminated at any time if the registrar determines upon a 4713  
showing of proof of financial responsibility that the operator or 4714  
owner of the motor vehicle was in compliance with division (A)(1) 4715  
of this section at the time of the traffic offense, motor vehicle 4716  
inspection, or accident that resulted in the order against the 4717  
person. A determination may be made without a hearing. This 4718  
division does not apply unless the person shows good cause for the 4719  
person's failure to present satisfactory proof of financial 4720  
responsibility to the registrar prior to the issuance of the 4721  
order. 4722

(D)(1) For the purpose of enforcing this section, every peace 4723  
officer is deemed an agent of the registrar. 4724

(a) Except as provided in division (D)(1)(b) of this section, 4725  
any peace officer who, in the performance of the peace officer's 4726  
duties as authorized by law, becomes aware of a person whose 4727  
license is under an order of suspension, or whose certificate of 4728  
registration and license plates are under an order of impoundment, 4729  
pursuant to this section, may confiscate the license, certificate 4730  
of registration, and license plates, and return them to the 4731  
registrar. 4732

(b) Any peace officer who, in the performance of the peace 4733  
officer's duties as authorized by law, becomes aware of a person 4734  
whose license is under an order of suspension, or whose 4735  
certificate of registration and license plates are under an order 4736  
of impoundment resulting from failure to respond to a financial 4737  
responsibility random verification, shall not, for that reason, 4738



arrest the owner or operator or seize the vehicle or license 4739  
plates. Instead, the peace officer shall issue a citation for a 4740  
violation of division (B)(1) of section 4507.02 of the Revised 4741  
Code specifying the circumstances as failure to respond to a 4742  
financial responsibility random verification. 4743

(2) A peace officer shall request the owner or operator of a 4744  
motor vehicle to produce proof of financial responsibility in a 4745  
manner described in division (G) of this section at the time the 4746  
peace officer acts to enforce the traffic laws of this state and 4747  
during motor vehicle inspections conducted pursuant to section 4748  
4513.02 of the Revised Code. 4749

(3) A peace officer shall indicate on every traffic ticket 4750  
whether the person receiving the traffic ticket produced proof of 4751  
the maintenance of financial responsibility in response to the 4752  
officer's request under division (D)(2) of this section. The peace 4753  
officer shall inform every person who receives a traffic ticket 4754  
and who has failed to produce proof of the maintenance of 4755  
financial responsibility that the person must submit proof to the 4756  
traffic violations bureau with any payment of a fine and costs for 4757  
the ticketed violation or, if the person is to appear in court for 4758  
the violation, the person must submit proof to the court. 4759

(4)(a) If a person who has failed to produce proof of the 4760  
maintenance of financial responsibility appears in court for a 4761  
ticketed violation, the court may permit the defendant to present 4762  
evidence of proof of financial responsibility to the court at such 4763  
time and in such manner as the court determines to be necessary or 4764  
appropriate. ~~The~~ In a manner prescribed by the registrar, the 4765  
clerk of courts shall provide the registrar with the identity of 4766  
any person who fails to submit proof of the maintenance of 4767  
financial responsibility pursuant to division (D)(3) of this 4768  
section. 4769

(b) If a person who has failed to produce proof of the 4770

maintenance of financial responsibility also fails to submit that 4771  
proof to the traffic violations bureau with payment of a fine and 4772  
costs for the ticketed violation, the traffic violations bureau, 4773  
in a manner prescribed by the registrar, shall notify the 4774  
registrar of the identity of that person. 4775

(5)(a) Upon receiving notice from a clerk of courts or 4776  
traffic violations bureau pursuant to division (D)(4) of this 4777  
section, the registrar shall order the suspension of the license 4778  
of the person required under division (A)(2)(a) of this section 4779  
and the impoundment of the person's certificate of registration 4780  
and license plates required under division (A)(2)(b) of this 4781  
section, effective thirty days after the date of the mailing of 4782  
notification. The registrar also shall notify the person that the 4783  
person must present the registrar with proof of financial 4784  
responsibility in accordance with this section, surrender to the 4785  
registrar the person's certificate of registration, license 4786  
plates, and license, or submit a statement subject to section 4787  
2921.13 of the Revised Code that the person did not operate or 4788  
permit the operation of the motor vehicle at the time of the 4789  
offense. Notification shall be in writing and shall be sent to the 4790  
person at the person's last known address as shown on the records 4791  
of the bureau of motor vehicles. The person, within fifteen days 4792  
after the date of the mailing of notification, shall present proof 4793  
of financial responsibility, surrender the certificate of 4794  
registration, license plates, and license to the registrar in a 4795  
manner set forth in division (A)(4) of this section, or submit the 4796  
statement required under this section together with other 4797  
information the person considers appropriate. 4798

If the registrar does not receive proof or the person does 4799  
not surrender the certificate of registration, license plates, and 4800  
license, in accordance with this division, the registrar shall 4801  
permit the order for the suspension of the license of the person 4802

and the impoundment of the person's certificate of registration 4803  
and license plates to take effect. 4804

(b) In the case of a person who presents, within the 4805  
fifteen-day period, documents to show proof of financial 4806  
responsibility, the registrar shall terminate the order of 4807  
suspension and the impoundment of the registration and license 4808  
plates required under division (A)(2)(b) of this section and shall 4809  
send written notification to the person, at the person's last 4810  
known address as shown on the records of the bureau. 4811

(c) Any person adversely affected by the order of the 4812  
registrar under division (D)(5)(a) or (b) of this section, within 4813  
ten days after the issuance of the order, may request an 4814  
administrative hearing before the registrar, who shall provide the 4815  
person with an opportunity for a hearing in accordance with this 4816  
paragraph. A request for a hearing does not operate as a 4817  
suspension of the order. The scope of the hearing shall be limited 4818  
to whether, at the time of the hearing, the person ~~in fact~~ 4819  
~~demonstrated to the registrar~~ presents proof of financial 4820  
responsibility covering the vehicle and whether the person is 4821  
eligible for an exemption in accordance with this section or any 4822  
rule adopted under it. The registrar shall determine the date, 4823  
time, and place of any hearing; provided, that the hearing shall 4824  
be held, and an order issued or findings made, within thirty days 4825  
after the registrar receives a request for a hearing. If requested 4826  
by the person in writing, the registrar may designate as the place 4827  
of hearing the county seat of the county in which the person 4828  
resides or a place within fifty miles of the person's residence. 4829  
Such person shall pay the cost of the hearing before the 4830  
registrar, if the registrar's order of suspension or impoundment 4831  
under division (D)(5)(a) or (b) of this section is upheld. 4832

(6) A peace officer may charge an owner or operator of a 4833  
motor vehicle with a violation of division (B)(1) of section 4834

4507.02 of the Revised Code when the owner or operator fails to 4835  
show proof of the maintenance of financial responsibility pursuant 4836  
to a peace officer's request under division (D)(2) of this 4837  
section, if a check of the owner or operator's driving record 4838  
indicates that the owner or operator, at the time of the operation 4839  
of the motor vehicle, is required to file and maintain proof of 4840  
financial responsibility under section 4509.45 of the Revised Code 4841  
for a previous violation of this chapter. 4842

(7) Any forms used by law enforcement agencies in 4843  
administering this section shall be prescribed, supplied, and paid 4844  
for by the registrar. 4845

(8) No peace officer, law enforcement agency employing a 4846  
peace officer, or political subdivision or governmental agency 4847  
that employs a peace officer shall be liable in a civil action for 4848  
damages or loss to persons arising out of the performance of any 4849  
duty required or authorized by this section. 4850

(9) As used in this division and divisions (E) and (G) of 4851  
this section, "peace officer" has the meaning set forth in section 4852  
2935.01 of the Revised Code. 4853

(E) All fees, except court costs, collected under this 4854  
section shall be paid into the state treasury to the credit of the 4855  
financial responsibility compliance fund. The financial 4856  
responsibility compliance fund shall be used exclusively to cover 4857  
costs incurred by the bureau in the administration of this section 4858  
and sections 4503.20, 4507.212, and 4509.81 of the Revised Code, 4859  
and by any law enforcement agency employing any peace officer who 4860  
returns any license, certificate of registration, and license 4861  
plates to the registrar pursuant to division (C) of this section, 4862  
except that the director of budget and management may transfer 4863  
excess money from the financial responsibility compliance fund to 4864  
the state bureau of motor vehicles fund if the registrar 4865  
determines that the amount of money in the financial 4866

responsibility compliance fund exceeds the amount required to 4867  
cover such costs incurred by the bureau or a law enforcement 4868  
agency and requests the director to make the transfer. 4869

All investment earnings of the financial responsibility 4870  
compliance fund shall be credited to the fund. 4871

(F) Chapter 119. of the Revised Code applies to this section 4872  
only to the extent that any provision in that chapter is not 4873  
clearly inconsistent with this section. 4874

(G)(1) The registrar, court, traffic violations bureau, or 4875  
peace officer may require proof of financial responsibility to be 4876  
demonstrated by use of a standard form prescribed by the 4877  
registrar. If the use of a standard form is not required, a person 4878  
may demonstrate proof of financial responsibility under this 4879  
section by presenting to the traffic violations bureau, court, 4880  
registrar, or peace officer any of the following documents or a 4881  
copy of the documents: 4882

(a) A financial responsibility identification card as 4883  
provided in section ~~4509.104~~ 4509.103 of the Revised Code; 4884

(b) A certificate of proof of financial responsibility on a 4885  
form provided and approved by the registrar for the filing of an 4886  
accident report required to be filed under section 4509.06 of the 4887  
Revised Code; 4888

(c) A policy of liability insurance, a declaration page of a 4889  
policy of liability insurance, or liability bond, if the policy or 4890  
bond complies with section 4509.20 or sections 4509.49 to 4509.61 4891  
of the Revised Code; 4892

(d) A bond or certification of the issuance of a bond as 4893  
provided in section 4509.59 of the Revised Code; 4894

(e) A certificate of deposit of money or securities as 4895  
provided in section 4509.62 of the Revised Code; 4896

(f) A certificate of self-insurance as provided in section 4509.72 of the Revised Code.	4897 4898
(2) If a person fails to demonstrate proof of financial responsibility in a manner described in division (G)(1) of this section, the person may demonstrate proof of financial responsibility under this section by any other method that the court or the bureau, by reason of circumstances in a particular case, may consider appropriate.	4899 4900 4901 4902 4903 4904
(3) A motor carrier certificated by the interstate commerce commission or by the public utilities commission may demonstrate proof of financial responsibility by providing a statement designating the motor carrier's operating authority and averring that the insurance coverage required by the certificating authority is in full force and effect.	4905 4906 4907 4908 4909 4910
(4)(a) A finding by the registrar or court that a person is covered by proof of financial responsibility in the form of an insurance policy or surety bond is not binding upon the named insurer or surety or any of its officers, employees, agents, or representatives and has no legal effect except for the purpose of administering this section.	4911 4912 4913 4914 4915 4916
(b) The preparation and delivery of a financial responsibility identification card or any other document authorized to be used as proof of financial responsibility under this division does not do any of the following:	4917 4918 4919 4920
(i) Create any liability or estoppel against an insurer or surety, or any of its officers, employees, agents, or representatives;	4921 4922 4923
(ii) Constitute an admission of the existence of, or of any liability or coverage under, any policy or bond;	4924 4925
(iii) Waive any defenses or counterclaims available to an	4926

insurer, surety, agent, employee, or representative in an action 4927  
commenced by an insured or third-party claimant upon a cause of 4928  
action alleged to have arisen under an insurance policy or surety 4929  
bond or by reason of the preparation and delivery of a document 4930  
for use as proof of financial responsibility. 4931

(c) Whenever it is determined by a final judgment in a 4932  
judicial proceeding that an insurer or surety, which has been 4933  
named on a document accepted by a court or the registrar as proof 4934  
of financial responsibility covering the operation of a motor 4935  
vehicle at the time of an accident or offense, is not liable to 4936  
pay a judgment for injuries or damages resulting from such 4937  
operation, the registrar, notwithstanding any previous contrary 4938  
finding, shall forthwith suspend the operating privileges and 4939  
registration rights of the person against whom the judgment was 4940  
rendered as provided in division (A)(2) of this section. 4941

(H) In order for any document described in division (G)(1)(b) 4942  
of this section to be used for the demonstration of proof of 4943  
financial responsibility under this section, the document shall 4944  
state the name of the insured or obligor, the name of the insurer 4945  
or surety company, and the effective and expiration dates of the 4946  
financial responsibility, and designate by explicit description or 4947  
by appropriate reference all motor vehicles covered which may 4948  
include a reference to fleet insurance coverage. 4949

(I) For purposes of this section, "owner" does not include a 4950  
licensed motor vehicle leasing dealer as defined in section 4951  
4517.01 of the Revised Code, but does include a motor vehicle 4952  
renting dealer as defined in section 4549.65 of the Revised Code. 4953  
Nothing in this section or in section 4509.51 of the Revised Code 4954  
shall be construed to prohibit a motor vehicle renting dealer from 4955  
entering into a contractual agreement with a person whereby the 4956  
person renting the motor vehicle agrees to be solely responsible 4957  
for maintaining proof of financial responsibility, in accordance 4958

with this section, with respect to the operation, maintenance, or 4959  
use of the motor vehicle during the period of the motor vehicle's 4960  
rental. 4961

(J) The purpose of this section is to require the maintenance 4962  
of proof of financial responsibility with respect to the operation 4963  
of motor vehicles on the highways of this state, so as to minimize 4964  
those situations in which persons are not compensated for injuries 4965  
and damages sustained in motor vehicle accidents. The general 4966  
assembly finds that this section contains reasonable civil 4967  
penalties and procedures for achieving this purpose. 4968

(K) Nothing in this section shall be construed to be subject 4969  
to section 4509.78 of the Revised Code. 4970

(L) The registrar shall adopt rules in accordance with 4971  
Chapter 119. of the Revised Code that are necessary to administer 4972  
and enforce this section. The rules shall include procedures for 4973  
the surrender of license plates upon failure to maintain proof of 4974  
financial responsibility and provisions relating to reinstatement 4975  
of registration rights, acceptable forms of proof of financial 4976  
responsibility, and verification of the existence of financial 4977  
responsibility during the period of registration. 4978

**Sec. 4509.79.** (A) As used in this section, "ridesharing 4979  
arrangement" means the transportation of persons in a motor 4980  
vehicle where such transportation is incidental to another purpose 4981  
of a volunteer driver and includes ridesharing arrangements known 4982  
as carpools, vanpools, and buspools. 4983

(B) Every owner registering as a passenger car a motor 4984  
vehicle designed and used for carrying more than nine but not more 4985  
than fifteen passengers or registering a bus under division 4986  
~~(H)-(8)~~(G) of section 4503.04 of the Revised Code shall have in 4987  
effect, whenever the motor vehicle is used in a ridesharing 4988  
arrangement, a policy of liability insurance with respect to the 4989



motor vehicle in amounts and coverage no less than: 4990

(1) One hundred thousand dollars because of bodily injury to 4991  
or death of one person in any one accident; 4992

(2) Three hundred thousand dollars because of bodily injury 4993  
to or death of two or more persons in any one accident; 4994

(3) Fifty thousand dollars because of injury to property of 4995  
others in any one accident. 4996

**Sec. 4510.036.** (A) The bureau of motor vehicles shall record 4997  
within ten days, after receipt, and shall keep at its main office, 4998  
all abstracts received under this section or section 4510.03, 4999  
4510.031, 4510.032, or 4510.034 of the Revised Code and shall 5000  
maintain records of convictions and bond forfeitures for any 5001  
violation of a state law or a municipal ordinance regulating the 5002  
operation of vehicles, streetcars, and trackless trolleys on 5003  
highways and streets, except a violation related to parking a 5004  
motor vehicle. 5005

(B) Every court of record or mayor's court before which a 5006  
person is charged with a violation for which points are chargeable 5007  
by this section shall assess and transcribe to the abstract of 5008  
conviction that is furnished by the bureau to the court the number 5009  
of points chargeable by this section in the correct space assigned 5010  
on the reporting form. A United States district court that has 5011  
jurisdiction within this state and before which a person is 5012  
charged with a violation for which points are chargeable by this 5013  
section may assess and transcribe to the abstract of conviction 5014  
report that is furnished by the bureau the number of points 5015  
chargeable by this section in the correct space assigned on the 5016  
reporting form. If the federal court so assesses and transcribes 5017  
the points chargeable for the offense and furnishes the report to 5018  
the bureau, the bureau shall record the points in the same manner 5019  
as those assessed and transcribed by a court of record or mayor's 5020

court.	5021
(C) A court shall assess the following points for an offense based on the following formula:	5022 5023
(1) Aggravated vehicular homicide, vehicular homicide, vehicular manslaughter, aggravated vehicular assault, or vehicular assault when the offense involves the operation of a vehicle, streetcar, or trackless trolley on a highway or street ..... 6 points	5024 5025 5026 5027 5028
(2) A violation of section 2921.331 of the Revised Code or any ordinance prohibiting the willful fleeing or eluding of a law enforcement officer ..... 6 points	5029 5030 5031
(3) A violation of section 4549.02 or 4549.021 of the Revised Code or any ordinance requiring the driver of a vehicle to stop and disclose identity at the scene of an accident ..... 6 points	5032 5033 5034 5035
(4) A violation of section 4511.251 of the Revised Code or any ordinance prohibiting street racing ..... 6 points	5036 5037
(5) A violation of section 4510.11, 4510.14, 4510.16, or 4510.21 of the Revised Code or any ordinance prohibiting the operation of a motor vehicle while the driver's or commercial driver's license is under suspension ..... 6 points	5038 5039 5040 5041
(6) A violation of division (A) of section 4511.19 of the Revised Code, any ordinance prohibiting the operation of a vehicle while under the influence of alcohol, a drug of abuse, or a combination of them, or any ordinance substantially equivalent to division (A) of section 4511.19 of the Revised Code prohibiting the operation of a vehicle with a prohibited concentration of alcohol in the whole blood, blood serum or plasma, breath, or urine ..... 6 points	5042 5043 5044 5045 5046 5047 5048 5049
(7) A violation of section 2913.03 of the Revised Code that	5050

does not involve an aircraft or motorboat or any ordinance	5051
prohibiting the operation of a vehicle without the consent of the	5052
owner ..... 6 points	5053
(8) Any offense under the motor vehicle laws of this state	5054
that is a felony, or any other felony in the commission of which a	5055
motor vehicle was used ..... 6 points	5056
(9) A violation of division (B) of section 4511.19 of the	5057
Revised Code or any ordinance substantially equivalent to that	5058
division prohibiting the operation of a vehicle with a prohibited	5059
concentration of alcohol in the whole blood, blood serum or	5060
plasma, breath, or urine ..... 4 points	5061
(10) A violation of section 4511.20 of the Revised Code or	5062
any ordinance prohibiting the operation of a motor vehicle in	5063
willful or wanton disregard of the safety of persons or property	5064
..... 4 points	5065
(11) <u>A violation of section 4511.194 of the Revised Code or</u>	5066
<u>any ordinance prohibiting having physical control of a vehicle</u>	5067
<u>while under the influence ..... 4 points</u>	5068
<u>(12)</u> A violation of any law or ordinance pertaining to speed:	5069
(a) Notwithstanding divisions (C) <del>(11)</del> <u>(12)</u> (b) and (c) of this	5070
section, when the speed exceeds the lawful speed limit by thirty	5071
miles per hour or more ..... 4 points	5072
(b) When the speed exceeds the lawful speed limit of	5073
fifty-five miles per hour or more by more than ten miles per hour	5074
..... 2 points	5075
(c) When the speed exceeds the lawful speed limit of less	5076
than fifty-five miles per hour by more than five miles per hour	5077
..... 2 points	5078
(d) When the speed does not exceed the amounts set forth in	5079
divisions (C) <del>(11)</del> <u>(12)</u> (a), (b), or (c) of this section ..... 0	5080

points 5081

~~(12)~~(13) Operating a motor vehicle in violation of a 5082  
restriction imposed by the registrar ..... 2 points 5083

~~(13)~~(14) All other moving violations reported under this 5084  
section ..... 2 points 5085

(D) Upon receiving notification from the proper court, 5086  
including a United States district court that has jurisdiction 5087  
within this state, the bureau shall delete any points entered for 5088  
a bond forfeiture if the driver is acquitted of the offense for 5089  
which bond was posted. 5090

(E) If a person is convicted of or forfeits bail for two or 5091  
more offenses arising out of the same facts and points are 5092  
chargeable for each of the offenses, points shall be charged for 5093  
only the conviction or bond forfeiture for which the greater 5094  
number of points is chargeable, and, if the number of points 5095  
chargeable for each offense is equal, only one offense shall be 5096  
recorded, and points shall be charged only for that offense. 5097

**Sec. 4510.22.** (A) If a person who has a current valid Ohio 5098  
driver's, commercial driver's license, or temporary instruction 5099  
permit is charged with a violation of any provision in sections 5100  
4511.01 to 4511.76, 4511.84, 4513.01 to 4513.65, or 4549.01 to 5101  
4549.65 of the Revised Code that is classified as a misdemeanor of 5102  
the first, second, third, or fourth degree or with a violation of 5103  
any substantially equivalent municipal ordinance and if the person 5104  
either fails to appear in court at the required time and place to 5105  
answer the charge or pleads guilty to or is found guilty of the 5106  
violation and fails within the time allowed by the court to pay 5107  
the fine imposed by the court, the court shall declare the 5108  
~~suspension~~ forfeiture of the person's license. Thirty days after 5109  
the declaration of forfeiture, the court shall inform the 5110  
registrar of motor vehicles of the ~~declaration~~ forfeiture by 5111

entering information relative to the ~~declaration~~ of forfeiture on 5112  
a form approved and furnished by the registrar and sending the 5113  
form to the registrar. The court also shall forward the person's 5114  
license, if it is in the possession of the court, to the 5115  
registrar. 5116

The registrar shall impose a class F suspension of the 5117  
person's driver's or commercial driver's license, or temporary 5118  
instruction permit for the period of time specified in division 5119  
(B)(6) of section 4510.02 of the Revised Code on any person who is 5120  
named in a declaration received by the registrar under this 5121  
section. The registrar shall send written notification of the 5122  
suspension to the person at the person's last known address and, 5123  
if the person is in possession of the license, order the person to 5124  
surrender the person's license or permit to the registrar within 5125  
forty-eight hours. 5126

No valid driver's or commercial driver's license shall be 5127  
granted to the person after the suspension, unless the court 5128  
having jurisdiction of the offense that led to the suspension 5129  
orders that the ~~suspension~~ forfeiture be terminated. The court 5130  
shall order the termination of the ~~suspension~~ forfeiture if the 5131  
person thereafter appears to answer the charge and pays any fine 5132  
imposed by the court or pays the fine originally imposed by the 5133  
court. The court shall inform the registrar of the termination of 5134  
the ~~suspension~~ forfeiture by entering information relative to the 5135  
termination on a form approved and furnished by the registrar and 5136  
sending the form to the registrar. The person shall pay to the 5137  
bureau of motor vehicles a fifteen-dollar ~~processing~~ reinstatement 5138  
fee to cover the costs of the bureau in administering this 5139  
section. The registrar shall deposit the fee into the state bureau 5140  
of motor vehicles fund created by section 4501.25 of the Revised 5141  
Code. 5142

(B) In addition to suspending the driver's or commercial 5143

driver's license or permit of the person named in a declaration of 5144  
~~suspension~~ forfeiture, the registrar, upon receipt from the court 5145  
of the copy of the declaration of ~~suspension~~ forfeiture, shall 5146  
take any measures that may be necessary to ensure that neither the 5147  
registrar nor any deputy registrar accepts any application for the 5148  
registration or transfer of registration of any motor vehicle 5149  
owned or leased by the person named in the declaration of of 5150  
forfeiture. However, for a motor vehicle leased by a person named 5151  
in a declaration of of forfeiture, the registrar shall not implement 5152  
the preceding sentence until the registrar adopts procedures for 5153  
that implementation under section 4503.39 of the Revised Code. The 5154  
period of denial of registration or transfer shall continue until 5155  
such time as the court having jurisdiction of the offense that led 5156  
to the suspension orders the ~~suspension~~ to forfeiture be 5157  
terminated. Upon receipt by the registrar of an order terminating 5158  
the ~~suspension~~ forfeiture, the registrar also shall take any 5159  
measures that may be necessary to permit the person to register a 5160  
motor vehicle owned or leased by the person or to transfer the 5161  
registration of such a motor vehicle, if the person later makes 5162  
application to take such action and otherwise is eligible to 5163  
register the motor vehicle or to transfer its registration. 5164

The registrar shall not be required to give effect to any 5165  
declaration of ~~suspension~~ forfeiture or order terminating a 5166  
~~suspension~~ forfeiture provided by a court under this section 5167  
unless the information contained in the declaration or order is 5168  
transmitted to the registrar by means of an electronic transfer 5169  
system. The registrar shall not restore the person's driving or 5170  
vehicle registration privileges until the person pays the 5171  
reinstatement fee as provided in this section. 5172

The period of denial relating to the issuance or transfer of 5173  
a certificate of registration for a motor vehicle imposed pursuant 5174  
to this division remains in effect until the person pays any fine 5175

imposed by the court relative to the offense. 5176

**Sec. 4510.31.** (A)(1) Except as provided in division (C) of 5177  
this section, the registrar of motor vehicles shall suspend the 5178  
probationary driver's license, restricted license, or temporary 5179  
instruction permit issued to any person when the person has been 5180  
convicted of, pleaded guilty to, or been adjudicated in juvenile 5181  
court of having committed, prior to the person's eighteenth 5182  
birthday, any of the following: 5183

(a) Three separate violations of section 2903.06, 2903.08, 5184  
2921.331, 4511.12, 4511.13, 4511.15, 4511.191, 4511.20, 4511.201, 5185  
4511.202, 4511.21, 4511.22, 4511.23, 4511.25 to 4511.48, 4511.57 5186  
to 4511.65, 4511.75, 4549.02, 4549.021, or 4549.03 of the Revised 5187  
Code, section 4510.14 of the Revised Code involving a suspension 5188  
imposed under section 4511.191 or 4511.196 of the Revised Code, 5189  
section 2903.04 of the Revised Code in a case in which the person 5190  
would have been subject to the sanctions described in division (D) 5191  
of that section had the person been convicted of the violation of 5192  
that section, former section 2903.07 of the Revised Code, or any 5193  
municipal ordinances similarly relating to the offenses referred 5194  
to in those sections; 5195

(b) One violation of section 4511.19 of the Revised Code or a 5196  
substantially similar municipal ordinance; 5197

(c) Two separate violations of any of the Revised Code 5198  
sections referred to in division (A)(1)(a) of this section, or any 5199  
municipal ordinance that is substantially similar to any of those 5200  
sections. 5201

(2) Any person whose license or permit is suspended under 5202  
division (A)(1)(a), (b), or (c) of this section shall mail or 5203  
deliver the person's probationary driver's license, restricted 5204  
license, or temporary instruction permit to the registrar within 5205  
fourteen days of notification of the suspension. The registrar 5206

shall retain the license or permit during the period of the 5207  
suspension. A suspension pursuant to division (A)(1)(a) of this 5208  
section shall be a class C suspension, a suspension pursuant to 5209  
division (A)(1)(b) of this section shall be a class D suspension, 5210  
and a suspension pursuant to division (A)(1)(c) of this section 5211  
shall be a class E suspension, all for the periods of time 5212  
specified in division (B) of section 4510.02 of the Revised Code. 5213  
If the person's probationary driver's license, restricted license, 5214  
or temporary instruction permit is under suspension on the date 5215  
the court imposes sentence upon the person for a violation 5216  
described in division (A)(1)(b) of this section, the suspension 5217  
shall take effect on the next day immediately following the end of 5218  
that period of suspension. If the person is sixteen years of age 5219  
or older and pleads guilty to or is convicted of a violation 5220  
described in division (A)(1)(b) of this section and the person 5221  
does not have a current, valid probationary driver's license, 5222  
restricted license, or temporary instruction permit, the registrar 5223  
shall deny the issuance to the person of a probationary driver's 5224  
license, restricted license, driver's license, commercial driver's 5225  
license, or temporary instruction permit, as the case may be, for 5226  
six months beginning on the date the court imposes sentence upon 5227  
the person for the violation. If the person has not attained the 5228  
age of sixteen years on the date the court imposes sentence upon 5229  
the person for the violation, the period of denial shall commence 5230  
on the date the person attains the age of sixteen years. 5231

(3) The registrar shall suspend the person's license or 5232  
permit under division (A) of this section regardless of whether 5233  
the disposition of the case in juvenile court occurred after the 5234  
person's eighteenth birthday. 5235

(B) The registrar also shall impose a class D suspension for 5236  
the period of time specified in division (B)(4) of section 4510.02 5237  
of the Revised Code of the temporary instruction permit or 5238



probationary driver's license of any person under the age of 5239  
eighteen who has been adjudicated an unruly child, delinquent 5240  
child, or juvenile traffic offender for having committed any act 5241  
that if committed by an adult would be a drug abuse offense or a 5242  
violation of division (B) of section 2917.11 of the Revised Code. 5243  
The registrar, in the registrar's discretion, may terminate the 5244  
suspension if the child, at the discretion of the court, attends 5245  
and satisfactorily completes a drug abuse or alcohol abuse 5246  
education, intervention, or treatment program specified by the 5247  
court. Any person whose temporary instruction permit or 5248  
probationary driver's license is suspended under this division 5249  
shall mail or deliver the person's permit or license to the 5250  
registrar within fourteen days of notification of the suspension. 5251  
The registrar shall retain the permit or license during the period 5252  
of the suspension. 5253

(C)(1) Except as provided in division (C)(3) of this section, 5254  
for any person who is convicted of, pleads guilty to, or is 5255  
adjudicated in juvenile court of having committed a second or 5256  
third violation of section 4511.12, 4511.13, 4511.15, 4511.20 to 5257  
4511.23, 4511.25, 4511.26 to 4511.48, 4511.57 to 4511.65, or 5258  
4511.75 of the Revised Code or any similar municipal ordinances 5259  
and whose license or permit is suspended under division (A)(1)(a) 5260  
or (c) of this section, the court in which the second or third 5261  
conviction, finding, plea, or adjudication resulting in the 5262  
suspension was made, upon petition of the person, may grant the 5263  
person limited driving privileges during the period during which 5264  
the suspension otherwise would be imposed under division (A)(1)(a) 5265  
or (c) of this section if the court finds reasonable cause to 5266  
believe that the suspension will seriously affect the person's 5267  
ability to continue in employment, educational training, 5268  
vocational training, or treatment. In granting the limited driving 5269  
privileges, the court shall specify the purposes, times, and 5270  
places of the privileges and may impose any other conditions upon 5271

the person's driving a motor vehicle that the court considers 5272  
reasonable and necessary. 5273

A court that grants limited driving privileges to a person 5274  
under this division shall retain the person's probationary 5275  
driver's license, restricted license, or temporary instruction 5276  
permit during the period the license or permit is suspended and 5277  
also during the period for which limited driving privileges are 5278  
granted, and shall deliver to the person a permit card, in a form 5279  
to be prescribed by the court, setting forth the date on which the 5280  
limited driving privileges will become effective, the purposes for 5281  
which the person may drive, the times and places at which the 5282  
person may drive, and any other conditions imposed upon the 5283  
person's use of a motor vehicle. 5284

The court immediately shall notify the registrar, in writing, 5285  
of a grant of limited driving privileges under this division. The 5286  
notification shall specify the date on which the limited driving 5287  
privileges will become effective, the purposes for which the 5288  
person may drive, the times and places at which the person may 5289  
drive, and any other conditions imposed upon the person's use of a 5290  
motor vehicle. The registrar shall not suspend the probationary 5291  
driver's license, restricted license, or temporary instruction 5292  
permit of any person pursuant to division (A) of this section 5293  
during any period for which the person has been granted limited 5294  
driving privileges as provided in this division, if the registrar 5295  
has received the notification described in this division from the 5296  
court. 5297

(2) Except as provided in division (C)(3) of this section, in 5298  
any case in which the temporary instruction permit or probationary 5299  
driver's license of a person under eighteen years of age has been 5300  
suspended under division (A) or (B) of this section or any other 5301  
provision of law, the court may grant the person limited driving 5302  
privileges for the purpose of the person's practicing of driving 5303

with the person's parent, guardian, or other custodian during the 5304  
period of the suspension. Any grant of limited driving privileges 5305  
under this division shall comply with division (D) of section 5306  
4510.021 of the Revised Code. 5307

(3) A court shall not grant limited driving privileges to a 5308  
person identified in division (C)(1) or (2) of this section if the 5309  
person, within the preceding six years, has been convicted of, 5310  
pleaded guilty to, or adjudicated in juvenile court of having 5311  
committed three or more violations of one or more of the divisions 5312  
or sections set forth in divisions (G)(2)(b) to (g) of section 5313  
2919.22 of the Revised Code. 5314

(D) If a person who has been granted limited driving 5315  
privileges under division (C) of this section is convicted of, 5316  
pleads guilty to, or is adjudicated in juvenile court of having 5317  
committed, a violation of Chapter 4510. of the Revised Code, or a 5318  
subsequent violation of any of the sections of the Revised Code 5319  
listed in division (A)(1)(a) of this section or any similar 5320  
municipal ordinance during the period for which the person was 5321  
granted limited driving privileges, the court that granted the 5322  
limited driving privileges shall suspend the person's permit card. 5323  
The court or the clerk of the court immediately shall forward the 5324  
person's probationary driver's license, restricted license, or 5325  
temporary instruction permit together with written notification of 5326  
the court's action to the registrar. Upon receipt of the license 5327  
or permit and notification, the registrar shall impose a class C 5328  
suspension of the person's probationary driver's license, 5329  
restricted license, or temporary instruction permit for the period 5330  
of time specified in division (B)(3) of section 4510.02 of the 5331  
Revised Code. The registrar shall retain the license or permit 5332  
during the period of suspension, and no further limited driving 5333  
privileges shall be granted during that period. 5334

(E) No application for a driver's or commercial driver's 5335

license shall be received from any person whose probationary 5336  
driver's license, restricted license, or temporary instruction 5337  
permit has been suspended under this section until each of the 5338  
following has occurred: 5339

(1) The suspension period has expired; 5340

(2) A temporary instruction permit or commercial driver's 5341  
license temporary instruction permit has been issued; 5342

(3) The person successfully completes a juvenile driver 5343  
improvement program approved by the registrar under section 5344  
4510.311 of the Revised Code; 5345

(4) The applicant has submitted to the examination for a 5346  
driver's license as provided for in section 4507.11 or a 5347  
commercial driver's license as provided in Chapter 4506. of the 5348  
Revised Code. 5349

**Sec. 4510.43.** (A)(1) The director of public safety, upon 5350  
consultation with the director of health and in accordance with 5351  
Chapter 119. of the Revised Code, shall certify immobilizing and 5352  
disabling devices and shall publish and make available to the 5353  
courts, without charge, a list of approved devices together with 5354  
information about the manufacturers of the devices and where they 5355  
may be obtained. The manufacturer of an immobilizing or disabling 5356  
device shall pay the cost of obtaining the certification of the 5357  
device to the director of public safety, and the director shall 5358  
deposit the payment in the drivers' treatment and intervention 5359  
fund established by sections 4511.19 and 4511.191 of the Revised 5360  
Code. 5361

(2) The director of public safety, in accordance with Chapter 5362  
119. of the Revised Code, shall adopt and publish rules setting 5363  
forth the requirements for obtaining the certification of an 5364  
immobilizing or disabling device. The director of public safety 5365

shall not certify an immobilizing or disabling device under this 5366  
section unless it meets the requirements specified and published 5367  
by the director in the rules adopted pursuant to this division. A 5368  
certified device may consist of an ignition interlock device, an 5369  
ignition blocking device initiated by time or magnetic or 5370  
electronic encoding, an activity monitor, or any other device that 5371  
reasonably assures compliance with an order granting limited 5372  
driving privileges. 5373

The requirements for an immobilizing or disabling device that 5374  
is an ignition interlock device shall include provisions for 5375  
setting a minimum and maximum calibration range and shall include, 5376  
but shall not be limited to, specifications that the device 5377  
complies with all of the following: 5378

(a) It does not impede the safe operation of the vehicle. 5379

(b) It has features that make circumvention difficult and 5380  
that do not interfere with the normal use of the vehicle. 5381

(c) It correlates well with established measures of alcohol 5382  
impairment. 5383

(d) It works accurately and reliably in an unsupervised 5384  
environment. 5385

(e) It is resistant to tampering and shows evidence of 5386  
tampering if tampering is attempted. 5387

(f) It is difficult to circumvent and requires premeditation 5388  
to do so. 5389

(g) It minimizes inconvenience to a sober user. 5390

(h) It requires a proper, deep-lung breath sample or other 5391  
accurate measure of the concentration by weight of alcohol in the 5392  
breath. 5393

(i) It operates reliably over the range of automobile 5394  
environments. 5395

(j) It is made by a manufacturer who is covered by product liability insurance. 5396  
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(3) The director of public safety may adopt, in whole or in part, the guidelines, rules, regulations, studies, or independent laboratory tests performed and relied upon by other states, or their agencies or commissions, in the certification or approval of immobilizing or disabling devices. 5398  
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(4) The director of public safety shall adopt rules in accordance with Chapter 119. of the Revised Code for the design of a warning label that shall be affixed to each immobilizing or disabling device upon installation. The label shall contain a warning that any person tampering, circumventing, or otherwise misusing the device is subject to a fine, imprisonment, or both and may be subject to civil liability. 5403  
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(B) A court considering the use of a prototype device in a pilot program shall advise the director of public safety, thirty days before the use, of the prototype device and its protocol, methodology, manufacturer, and licensor, lessor, other agent, or owner, and the length of the court's pilot program. A prototype device shall not be used for a violation of section 4510.14 or 4511.19 of the Revised Code, a violation of a municipal OVI ordinance, or in relation to a suspension imposed under section 4511.191 of the Revised Code. A court that uses a prototype device in a pilot program, periodically during the existence of the program and within fourteen days after termination of the program, shall report in writing to the director of public safety regarding the effectiveness of the prototype device and the program. 5410  
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(C) If a person has been granted limited driving privileges with a condition of the privileges being that the motor vehicle that is operated under the privileges must be equipped with an immobilizing or disabling device, ~~all of the following apply:~~ 5423  
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~~(1) If the person may operate a motor vehicle to be driven~~ 5427  
~~under the limited driving privileges that is owned by the person's~~ 5428  
~~employer and only if the person is required to operate that motor~~ 5429  
~~vehicle in the course and scope of the offender's employment, the,~~ 5430  
~~Such a person may operate that vehicle without the installation of~~ 5431  
~~an immobilizing or disabling device, provided that the employer~~ 5432  
~~has been notified that the person has limited driving privileges~~ 5433  
~~and of the nature of the restriction and further provided that the~~ 5434  
~~person has proof of the employer's notification in the person's~~ 5435  
~~possession while operating the employer's vehicle for normal~~ 5436  
~~business duties. A motor vehicle owned by a business that is~~ 5437  
~~partly or entirely owned or controlled by a person with limited~~ 5438  
~~driving privileges is not a motor vehicle owned by an employer,~~ 5439  
~~for purposes of this division.~~ 5440

~~(2) If the motor vehicle to be driven under the limited~~ 5441  
~~driving privileges is registered in a state other than this state,~~ 5442  
~~instead of installing on that vehicle an immobilizing or disabling~~ 5443  
~~device, the person with the limited driving privileges shall~~ 5444  
~~display on the vehicle a decal, as prescribed by the registrar of~~ 5445  
~~motor vehicles, that states that the vehicle is subject to limited~~ 5446  
~~driving privileges in this state and that describes the~~ 5447  
~~restriction. The decal shall be displayed on the bottom left~~ 5448  
~~corner of the back window of the vehicle or, if there is no back~~ 5449  
~~window, on the bottom left corner of the windshield of the~~ 5450  
~~vehicle.~~ 5451

**Sec. 4511.01.** As used in this chapter and in Chapter 4513. of 5452  
the Revised Code: 5453

(A) "Vehicle" means every device, including a motorized 5454  
bicycle, in, upon, or by which any person or property may be 5455  
transported or drawn upon a highway, except motorized wheelchairs, 5456  
electric personal assistive mobility devices, devices moved by 5457

power collected from overhead electric trolley wires, or used 5458  
exclusively upon stationary rails or tracks, and devices other 5459  
than bicycles moved by human power. 5460

(B) "Motor vehicle" means every vehicle propelled or drawn by 5461  
power other than muscular power or power collected from overhead 5462  
electric trolley wires, except motorized bicycles, road rollers, 5463  
traction engines, power shovels, power cranes, and other equipment 5464  
used in construction work and not designed for or employed in 5465  
general highway transportation, hole-digging machinery, 5466  
well-drilling machinery, ditch-digging machinery, farm machinery, 5467  
trailers used to transport agricultural produce or agricultural 5468  
production materials between a local place of storage or supply 5469  
and the farm when drawn or towed on a street or highway at a speed 5470  
of twenty-five miles per hour or less, threshing machinery, 5471  
hay-baling machinery, agricultural tractors and machinery used in 5472  
the production of horticultural, floricultural, agricultural, and 5473  
vegetable products, and trailers designed and used exclusively to 5474  
transport a boat between a place of storage and a marina, or in 5475  
and around a marina, when drawn or towed on a street or highway 5476  
for a distance of no more than ten miles and at a speed of 5477  
twenty-five miles per hour or less. 5478

(C) "Motorcycle" means every motor vehicle, other than a 5479  
tractor, having a saddle for the use of the operator and designed 5480  
to travel on not more than three wheels in contact with the 5481  
ground, including, but not limited to, motor vehicles known as 5482  
"motor-driven cycle," "motor scooter," or "motorcycle" without 5483  
regard to weight or brake horsepower. 5484

(D) "Emergency vehicle" means emergency vehicles of 5485  
municipal, township, or county departments or public utility 5486  
corporations when identified as such as required by law, the 5487  
director of public safety, or local authorities, and motor 5488  
vehicles when commandeered by a police officer. 5489



(E) "Public safety vehicle" means any of the following:	5490
(1) Ambulances, including private ambulance companies under contract to a municipal corporation, township, or county, and private ambulances and nontransport vehicles bearing license plates issued under section 4503.49 of the Revised Code;	5491 5492 5493 5494
(2) Motor vehicles used by public law enforcement officers or other persons sworn to enforce the criminal and traffic laws of the state;	5495 5496 5497
(3) Any motor vehicle when properly identified as required by the director of public safety, when used in response to fire emergency calls or to provide emergency medical service to ill or injured persons, and when operated by a duly qualified person who is a member of a volunteer rescue service or a volunteer fire department, and who is on duty pursuant to the rules or directives of that service. The state fire marshal shall be designated by the director of public safety as the certifying agency for all public safety vehicles described in division (E)(3) of this section.	5498 5499 5500 5501 5502 5503 5504 5505 5506
(4) Vehicles used by fire departments, including motor vehicles when used by volunteer fire fighters responding to emergency calls in the fire department service when identified as required by the director of public safety.	5507 5508 5509 5510
Any vehicle used to transport or provide emergency medical service to an ill or injured person, when certified as a public safety vehicle, shall be considered a public safety vehicle when transporting an ill or injured person to a hospital regardless of whether such vehicle has already passed a hospital.	5511 5512 5513 5514 5515
(5) Vehicles used by the <del>commercial motor vehicle safety</del> <u>carrier</u> enforcement unit for the enforcement of orders and rules of the public utilities commission as specified in section 5503.34 of the Revised Code.	5516 5517 5518 5519

(F) "School bus" means every bus designed for carrying more than nine passengers that is owned by a public, private, or governmental agency or institution of learning and operated for the transportation of children to or from a school session or a school function, or owned by a private person and operated for compensation for the transportation of children to or from a school session or a school function, provided "school bus" does not include a bus operated by a municipally owned transportation system, a mass transit company operating exclusively within the territorial limits of a municipal corporation, or within such limits and the territorial limits of municipal corporations immediately contiguous to such municipal corporation, nor a common passenger carrier certified by the public utilities commission unless such bus is devoted exclusively to the transportation of children to and from a school session or a school function, and "school bus" does not include a van or bus used by a licensed child day-care center or type A family day-care home to transport children from the child day-care center or type A family day-care home to a school if the van or bus does not have more than fifteen children in the van or bus at any time.

(G) "Bicycle" means every device, other than a tricycle designed solely for use as a play vehicle by a child, propelled solely by human power upon which any person may ride having either two tandem wheels, or one wheel in the front and two wheels in the rear, any of which is more than fourteen inches in diameter.

(H) "Motorized bicycle" means any vehicle having either two tandem wheels or one wheel in the front and two wheels in the rear, that is capable of being pedaled and is equipped with a helper motor of not more than fifty cubic centimeters piston displacement that produces no more than one brake horsepower and is capable of propelling the vehicle at a speed of no greater than twenty miles per hour on a level surface.

(I) "Commercial tractor" means every motor vehicle having 5552  
motive power designed or used for drawing other vehicles and not 5553  
so constructed as to carry any load thereon, or designed or used 5554  
for drawing other vehicles while carrying a portion of such other 5555  
vehicles, or load thereon, or both. 5556

(J) "Agricultural tractor" means every self-propelling 5557  
vehicle designed or used for drawing other vehicles or wheeled 5558  
machinery but having no provision for carrying loads independently 5559  
of such other vehicles, and used principally for agricultural 5560  
purposes. 5561

(K) "Truck" means every motor vehicle, except trailers and 5562  
semitrailers, designed and used to carry property. 5563

(L) "Bus" means every motor vehicle designed for carrying 5564  
more than nine passengers and used for the transportation of 5565  
persons other than in a ridesharing arrangement, and every motor 5566  
vehicle, automobile for hire, or funeral car, other than a taxicab 5567  
or motor vehicle used in a ridesharing arrangement, designed and 5568  
used for the transportation of persons for compensation. 5569

(M) "Trailer" means every vehicle designed or used for 5570  
carrying persons or property wholly on its own structure and for 5571  
being drawn by a motor vehicle, including any such vehicle when 5572  
formed by or operated as a combination of a "semitrailer" and a 5573  
vehicle of the dolly type, such as that commonly known as a 5574  
"trailer dolly," a vehicle used to transport agricultural produce 5575  
or agricultural production materials between a local place of 5576  
storage or supply and the farm when drawn or towed on a street or 5577  
highway at a speed greater than twenty-five miles per hour, and a 5578  
vehicle designed and used exclusively to transport a boat between 5579  
a place of storage and a marina, or in and around a marina, when 5580  
drawn or towed on a street or highway for a distance of more than 5581  
ten miles or at a speed of more than twenty-five miles per hour. 5582

(N) "Semitrailer" means every vehicle designed or used for carrying persons or property with another and separate motor vehicle so that in operation a part of its own weight or that of its load, or both, rests upon and is carried by another vehicle.

(O) "Pole trailer" means every trailer or semitrailer attached to the towing vehicle by means of a reach, pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregular shaped loads such as poles, pipes, or structural members capable, generally, of sustaining themselves as beams between the supporting connections.

(P) "Railroad" means a carrier of persons or property operating upon rails placed principally on a private right-of-way.

(Q) "Railroad train" means a steam engine or an electric or other motor, with or without cars coupled thereto, operated by a railroad.

(R) "Streetcar" means a car, other than a railroad train, for transporting persons or property, operated upon rails principally within a street or highway.

(S) "Trackless trolley" means every car that collects its power from overhead electric trolley wires and that is not operated upon rails or tracks.

(T) "Explosives" means any chemical compound or mechanical mixture that is intended for the purpose of producing an explosion that contains any oxidizing and combustible units or other ingredients in such proportions, quantities, or packing that an ignition by fire, by friction, by concussion, by percussion, or by a detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects, or of destroying life or limb. Manufactured articles shall not be held to be explosives when the individual

units contain explosives in such limited quantities, of such 5614  
nature, or in such packing, that it is impossible to procure a 5615  
simultaneous or a destructive explosion of such units, to the 5616  
injury of life, limb, or property by fire, by friction, by 5617  
concussion, by percussion, or by a detonator, such as fixed 5618  
ammunition for small arms, firecrackers, or safety fuse matches. 5619

(U) "Flammable liquid" means any liquid that has a flash 5620  
point of seventy degrees Fahrenheit, or less, as determined by a 5621  
tagliabue or equivalent closed cup test device. 5622

(V) "Gross weight" means the weight of a vehicle plus the 5623  
weight of any load thereon. 5624

(W) "Person" means every natural person, firm, 5625  
co-partnership, association, or corporation. 5626

(X) "Pedestrian" means any natural person afoot. 5627

(Y) "Driver or operator" means every person who drives or is 5628  
in actual physical control of a vehicle, trackless trolley, or 5629  
streetcar. 5630

(Z) "Police officer" means every officer authorized to direct 5631  
or regulate traffic, or to make arrests for violations of traffic 5632  
regulations. 5633

(AA) "Local authorities" means every county, municipal, and 5634  
other local board or body having authority to adopt police 5635  
regulations under the constitution and laws of this state. 5636

(BB) "Street" or "highway" means the entire width between the 5637  
boundary lines of every way open to the use of the public as a 5638  
thoroughfare for purposes of vehicular travel. 5639

(CC) "Controlled-access highway" means every street or 5640  
highway in respect to which owners or occupants of abutting lands 5641  
and other persons have no legal right of access to or from the 5642  
same except at such points only and in such manner as may be 5643

determined by the public authority having jurisdiction over such street or highway. 5644  
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(DD) "Private road or driveway" means every way or place in private ownership used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons. 5646  
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(EE) "Roadway" means that portion of a highway improved, designed, or ordinarily used for vehicular travel, except the berm or shoulder. If a highway includes two or more separate roadways the term "roadway" means any such roadway separately but not all such roadways collectively. 5650  
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(FF) "Sidewalk" means that portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for the use of pedestrians. 5655  
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(GG) "Laned highway" means a highway the roadway of which is divided into two or more clearly marked lanes for vehicular traffic. 5658  
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(HH) "Through highway" means every street or highway as provided in section 4511.65 of the Revised Code. 5661  
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(II) "State highway" means a highway under the jurisdiction of the department of transportation, outside the limits of municipal corporations, provided that the authority conferred upon the director of transportation in section 5511.01 of the Revised Code to erect state highway route markers and signs directing traffic shall not be modified by sections 4511.01 to 4511.79 and 4511.99 of the Revised Code. 5663  
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(JJ) "State route" means every highway that is designated with an official state route number and so marked. 5670  
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(KK) "Intersection" means: 5672

(1) The area embraced within the prolongation or connection 5673

of the lateral curb lines, or, if none, then the lateral boundary 5674  
lines of the roadways of two highways which join one another at, 5675  
or approximately at, right angles, or the area within which 5676  
vehicles traveling upon different highways joining at any other 5677  
angle may come in conflict. 5678

(2) Where a highway includes two roadways thirty feet or more 5679  
apart, then every crossing of each roadway of such divided highway 5680  
by an intersecting highway shall be regarded as a separate 5681  
intersection. If an intersecting highway also includes two 5682  
roadways thirty feet or more apart, then every crossing of two 5683  
roadways of such highways shall be regarded as a separate 5684  
intersection. 5685

(3) The junction of an alley with a street or highway, or 5686  
with another alley, shall not constitute an intersection. 5687

(LL) "Crosswalk" means: 5688

(1) That part of a roadway at intersections ordinarily 5689  
included within the real or projected prolongation of property 5690  
lines and curb lines or, in the absence of curbs, the edges of the 5691  
traversable roadway; 5692

(2) Any portion of a roadway at an intersection or elsewhere, 5693  
distinctly indicated for pedestrian crossing by lines or other 5694  
markings on the surface; 5695

(3) Notwithstanding divisions (LL)(1) and (2) of this 5696  
section, there shall not be a crosswalk where local authorities 5697  
have placed signs indicating no crossing. 5698

(MM) "Safety zone" means the area or space officially set 5699  
apart within a roadway for the exclusive use of pedestrians and 5700  
protected or marked or indicated by adequate signs as to be 5701  
plainly visible at all times. 5702

(NN) "Business district" means the territory fronting upon a 5703

street or highway, including the street or highway, between 5704  
successive intersections within municipal corporations where fifty 5705  
per cent or more of the frontage between such successive 5706  
intersections is occupied by buildings in use for business, or 5707  
within or outside municipal corporations where fifty per cent or 5708  
more of the frontage for a distance of three hundred feet or more 5709  
is occupied by buildings in use for business, and the character of 5710  
such territory is indicated by official traffic control devices. 5711

(OO) "Residence district" means the territory, not comprising 5712  
a business district, fronting on a street or highway, including 5713  
the street or highway, where, for a distance of three hundred feet 5714  
or more, the frontage is improved with residences or residences 5715  
and buildings in use for business. 5716

(PP) "Urban district" means the territory contiguous to and 5717  
including any street or highway which is built up with structures 5718  
devoted to business, industry, or dwelling houses situated at 5719  
intervals of less than one hundred feet for a distance of a 5720  
quarter of a mile or more, and the character of such territory is 5721  
indicated by official traffic control devices. 5722

(QQ) "Traffic control devices" means all flaggers, signs, 5723  
signals, markings, and devices placed or erected by authority of a 5724  
public body or official having jurisdiction, for the purpose of 5725  
regulating, warning, or guiding traffic, including signs denoting 5726  
names of streets and highways. 5727

(RR) "Traffic control signal" means any device, whether 5728  
manually, electrically, or mechanically operated, by which traffic 5729  
is alternately directed to stop, to proceed, to change direction, 5730  
or not to change direction. 5731

(SS) "Railroad sign or signal" means any sign, signal, or 5732  
device erected by authority of a public body or official or by a 5733  
railroad and intended to give notice of the presence of railroad 5734



tracks or the approach of a railroad train. 5735

(TT) "Traffic" means pedestrians, ridden or herded animals, 5736  
vehicles, streetcars, trackless trolleys, and other devices, 5737  
either singly or together, while using any highway for purposes of 5738  
travel. 5739

(UU) "Right-of-way" means either of the following, as the 5740  
context requires: 5741

(1) The right of a vehicle, streetcar, trackless trolley, or 5742  
pedestrian to proceed uninterruptedly in a lawful manner in the 5743  
direction in which it or the individual is moving in preference to 5744  
another vehicle, streetcar, trackless trolley, or pedestrian 5745  
approaching from a different direction into its or the 5746  
individual's path; 5747

(2) A general term denoting land, property, or the interest 5748  
therein, usually in the configuration of a strip, acquired for or 5749  
devoted to transportation purposes. When used in this context, 5750  
right-of-way includes the roadway, shoulders or berm, ditch, and 5751  
slopes extending to the right-of-way limits under the control of 5752  
the state or local authority. 5753

(VV) "Rural mail delivery vehicle" means every vehicle used 5754  
to deliver United States mail on a rural mail delivery route. 5755

(WW) "Funeral escort vehicle" means any motor vehicle, 5756  
including a funeral hearse, while used to facilitate the movement 5757  
of a funeral procession. 5758

(XX) "Alley" means a street or highway intended to provide 5759  
access to the rear or side of lots or buildings in urban districts 5760  
and not intended for the purpose of through vehicular traffic, and 5761  
includes any street or highway that has been declared an "alley" 5762  
by the legislative authority of the municipal corporation in which 5763  
such street or highway is located. 5764

(YY) "Freeway" means a divided multi-lane highway for through traffic with all crossroads separated in grade and with full control of access.

(ZZ) "Expressway" means a divided arterial highway for through traffic with full or partial control of access with an excess of fifty per cent of all crossroads separated in grade.

(AAA) "Thruway" means a through highway whose entire roadway is reserved for through traffic and on which roadway parking is prohibited.

(BBB) "Stop intersection" means any intersection at one or more entrances of which stop signs are erected.

(CCC) "Arterial street" means any United States or state numbered route, controlled access highway, or other major radial or circumferential street or highway designated by local authorities within their respective jurisdictions as part of a major arterial system of streets or highways.

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

(EEE) "Motorized wheelchair" means any self-propelled vehicle designed for, and used by, a handicapped person and that is incapable of a speed in excess of eight miles per hour.

(FFF) "Child day-care center" and "type A family day-care home" have the same meanings as in section 5104.01 of the Revised Code.

(GGG) "Multi-wheel agricultural tractor" means a type of agricultural tractor that has two or more wheels or tires on each side of one axle at the rear of the tractor, is designed or used for drawing other vehicles or wheeled machinery, has no provision

for carrying loads independently of the drawn vehicles or 5795  
machinery, and is used principally for agricultural purposes. 5796

Sec. 4511.121. (A)(1) Except as provided in division (B) of 5797  
this section, any operator of a commercial motor vehicle, upon 5798  
approaching a scale location established for the purpose of 5799  
determining the weight of the vehicle and its load, shall comply 5800  
with any traffic control device or the order of a peace officer 5801  
directing the vehicle to proceed to be weighed or otherwise 5802  
inspected. 5803

(2) Any operator of a commercial motor vehicle, upon 5804  
bypassing a scale location in accordance with division (B) of this 5805  
section, shall comply with an order of a peace officer to stop the 5806  
vehicle to verify the use and operation of an electronic clearance 5807  
device. 5808

(B) Any operator of a commercial motor vehicle that is 5809  
equipped with an electronic clearance device authorized by the 5810  
superintendent of the state highway patrol under section 4549.081 5811  
of the Revised Code may bypass a scale location, regardless of the 5812  
instruction of a traffic control device to enter the scale 5813  
facility, if either of the following apply: 5814

(1) The in-cab transponder displays a green light or other 5815  
affirmative visual signal and also sounds an affirmative audible 5816  
signal; 5817

(2) Any other criterion established by the superintendent by 5818  
rule is met. 5819

(C) Any peace officer may order the operator of a commercial 5820  
motor vehicle that bypasses a scale location to stop the vehicle 5821  
to verify the use and operation of an electronic clearance device. 5822

(D) Whoever violates division (A) of this section is guilty 5823  
of a minor misdemeanor. If, within one year of the offense, the 5824

offender previously has been convicted of or pleaded guilty to a 5825  
violation of division (A) of this section, whoever violates that 5826  
division is guilty of a misdemeanor of the fourth degree. If, 5827  
within one year of the offense, the offender previously has been 5828  
convicted of or pleaded guilty to two or more violations of 5829  
division (A) of this section, whoever violates division (A) is 5830  
guilty of a misdemeanor of the third degree. 5831

(E) As used in this section and in section 4549.081 of the 5832  
Revised Code, "commercial motor vehicle" means any combination of 5833  
vehicles with a gross vehicle weight rating or an actual gross 5834  
vehicle weight of more than ten thousand pounds if the vehicle is 5835  
used in interstate or intrastate commerce to transport property 5836  
and also means any vehicle that is transporting hazardous 5837  
materials for which placarding is required pursuant to 49 C.F.R. 5838  
Parts 100 to 180. 5839

**Sec. 4513.61.** The sheriff of a county or chief of police of a 5840  
municipal corporation, township, or township police district, 5841  
within the sheriff's or chief's respective territorial 5842  
jurisdiction, or a state highway patrol trooper, upon notification 5843  
to the sheriff or chief of police of such action and of the 5844  
location of the place of storage, may order into storage any motor 5845  
vehicle, including an abandoned junk motor vehicle as defined in 5846  
section 4513.63 of the Revised Code, that has come into the 5847  
possession of the sheriff, chief of police, or state highway 5848  
patrol trooper as a result of the performance of the sheriff's, 5849  
chief's, or trooper's duties or that has been left on a public 5850  
street or other property open to the public for purposes of 5851  
vehicular travel, or upon or within the right-of-way of any road 5852  
or highway, for forty-eight hours or longer without notification 5853  
to the sheriff or chief of police of the reasons for leaving the 5854  
motor vehicle in such place, except that when such a motor vehicle 5855  
constitutes an obstruction to traffic it may be ordered into 5856

storage immediately. The sheriff or chief of police shall 5857  
designate the place of storage of any motor vehicle so ordered 5858  
removed. 5859

The sheriff or chief of police immediately shall cause a 5860  
search to be made of the records of the bureau of motor vehicles 5861  
to ascertain the owner and any lienholder of a motor vehicle 5862  
ordered into storage by the sheriff or chief of police, or by a 5863  
state highway patrol trooper, and, if known, shall send or cause 5864  
to be sent notice to the owner or lienholder at the owner's or 5865  
lienholder's last known address by certified mail with return 5866  
receipt requested, that the motor vehicle will be declared a 5867  
nuisance and disposed of if not claimed within ten days of the 5868  
date of mailing of the notice. The owner or lienholder of the 5869  
motor vehicle may reclaim it upon payment of any expenses or 5870  
charges incurred in its removal and storage, and presentation of 5871  
proof of ownership, which may be evidenced by a certificate of 5872  
title or memorandum certificate of title to the motor vehicle. If 5873  
the owner or lienholder of the motor vehicle reclaims it after a 5874  
search of the records of the bureau has been conducted and after 5875  
notice has been sent to the owner or lienholder as described in 5876  
this section, and the search was conducted by the owner of the 5877  
place of storage or the owner's employee, and the notice was sent 5878  
to the motor vehicle owner by the owner of the place of storage or 5879  
the owner's employee, the owner or lienholder shall pay to the 5880  
place of storage a processing fee of twenty-five dollars, in 5881  
addition to any expenses or charges incurred in the removal and 5882  
storage of the vehicle. 5883

If the owner or lienholder makes no claim to the motor 5884  
vehicle within ten days of the date of mailing of the notice, and 5885  
if the vehicle is to be disposed of at public auction as provided 5886  
in section 4513.62 of the Revised Code, the sheriff or chief of 5887  
police shall file with the clerk of courts of the county in which 5888

the place of storage is located an affidavit showing compliance 5889  
with the requirements of this section. Upon presentation of the 5890  
affidavit, the clerk, without charge, shall issue a salvage 5891  
certificate of title, free and clear of all liens and 5892  
encumbrances, to the sheriff or chief of police. If the vehicle is 5893  
to be disposed of to a motor vehicle salvage dealer or other 5894  
facility as provided in section 4513.62 of the Revised Code, the 5895  
sheriff or chief of police shall execute in triplicate an 5896  
affidavit, as prescribed by the registrar of motor vehicles, 5897  
describing the motor vehicle and the manner in which it was 5898  
disposed of, and that all requirements of this section have been 5899  
complied with. The sheriff or chief of police shall retain the 5900  
original of the affidavit for the sheriff's or chief's records, 5901  
and shall furnish two copies to the motor vehicle salvage dealer 5902  
or other facility. Upon presentation of a copy of the affidavit by 5903  
the motor vehicle salvage dealer, the clerk of courts, within 5904  
thirty days of the presentation, shall issue to such owner a 5905  
salvage certificate of title, free and clear of all liens and 5906  
encumbrances. 5907

Whenever a motor vehicle salvage dealer or other facility 5908  
receives an affidavit for the disposal of a motor vehicle as 5909  
provided in this section, the dealer or facility shall not be 5910  
required to obtain an Ohio certificate of title to the motor 5911  
vehicle in the dealer's or facility's own name if the vehicle is 5912  
dismantled or destroyed and both copies of the affidavit are 5913  
delivered to the clerk of courts. 5914

**Sec. 4513.63.** "Abandoned junk motor vehicle" means any motor 5915  
vehicle meeting all of the following requirements: 5916

(A) Left on private property for forty-eight hours or longer 5917  
without the permission of the person having the right to the 5918  
possession of the property, on a public street or other property 5919

open to the public for purposes of vehicular travel or parking, or 5920  
upon or within the right-of-way of any road or highway, for 5921  
forty-eight hours or longer; 5922

(B) Three years old, or older; 5923

(C) Extensively damaged, such damage including but not 5924  
limited to any of the following: missing wheels, tires, motor, or 5925  
transmission; 5926

(D) Apparently inoperable; 5927

(E) Having a fair market value of one thousand five hundred 5928  
dollars or less. 5929

The sheriff of a county or chief of police of a municipal 5930  
corporation, township, or township police district, within the 5931  
sheriff's or chief's respective territorial jurisdiction, or a 5932  
state highway patrol trooper, upon notification to the sheriff or 5933  
chief of police of such action, shall order any abandoned junk 5934  
motor vehicle to be photographed by a law enforcement officer. The 5935  
officer shall record the make of motor vehicle, the serial number 5936  
when available, and shall also detail the damage or missing 5937  
equipment to substantiate the value of one thousand five hundred 5938  
dollars or less. The sheriff or chief of police shall thereupon 5939  
immediately dispose of the abandoned junk motor vehicle to a motor 5940  
vehicle salvage dealer as defined in section 4738.01 of the 5941  
Revised Code or a scrap metal processing facility as defined in 5942  
section 4737.05 of the Revised Code which is under contract to the 5943  
county, township, or municipal corporation, or to any other 5944  
facility owned by or under contract with the county, township, or 5945  
municipal corporation for the destruction of such motor vehicles. 5946  
The records and photograph relating to the abandoned junk motor 5947  
vehicle shall be retained by the law enforcement agency ordering 5948  
the disposition of such vehicle for a period of at least two 5949  
years. The law enforcement agency shall execute in quadruplicate 5950

an affidavit, as prescribed by the registrar of motor vehicles, 5951  
describing the motor vehicle and the manner in which it was 5952  
disposed of, and that all requirements of this section have been 5953  
complied with, and, within thirty days of disposing of the 5954  
vehicle, shall sign and file the ~~same~~ affidavit with the clerk of 5955  
courts of the county in which the motor vehicle was abandoned. The 5956  
clerk of courts shall retain the original of the affidavit for the 5957  
clerk's files, shall furnish one copy thereof to the registrar, 5958  
one copy to the motor vehicle salvage dealer or other facility 5959  
handling the disposal of the vehicle, and one copy to the law 5960  
enforcement agency ordering the disposal, who shall file such copy 5961  
with the records and photograph relating to the disposal. Any 5962  
moneys arising from the disposal of an abandoned junk motor 5963  
vehicle shall be deposited in the general fund of the county, 5964  
township, or the municipal corporation, as the case may be. 5965

Notwithstanding section 4513.61 of the Revised Code, any 5966  
motor vehicle meeting the requirements of divisions (C), (D), and 5967  
(E) of this section which has remained unclaimed by the owner or 5968  
lienholder for a period of ten days or longer following 5969  
notification as provided in section 4513.61 of the Revised Code 5970  
may be disposed of as provided in this section. 5971

**Sec. 4517.10.** At the time the registrar of motor vehicles 5972  
grants the application of any person for a license as motor 5973  
vehicle dealer, motor vehicle leasing dealer, manufactured home 5974  
broker, distributor, motor vehicle auction owner, or motor vehicle 5975  
salesperson, the registrar shall issue to the person a license. 5976  
The registrar shall prescribe different forms for the licenses of 5977  
motor vehicle dealers, motor vehicle leasing dealers, manufactured 5978  
home brokers, distributors, motor vehicle auction owners, and 5979  
motor vehicle salespersons, and all licenses shall include the 5980  
name and post-office address of the person licensed. 5981



The fee for a dealer's license, a motor vehicle leasing  
dealer's license, and a manufactured home broker's license shall  
be ~~twenty-five~~ fifty dollars, and the fee for a salesperson's  
license shall be ~~five~~ ten dollars. The fee for a motor vehicle  
auction owner's license shall be ~~fifty~~ one hundred dollars for  
each location. The fee for a distributor's license shall be ~~fifty~~  
one hundred dollars for each distributorship. In all cases, the  
fee shall accompany the application for license.

The registrar may require each applicant for a license issued  
under this chapter to pay an additional fee, which shall be used  
by the registrar to pay the costs of obtaining a record of any  
arrests and convictions of the applicant from the Ohio bureau of  
identification and investigation. The amount of the fee shall be  
equal to that paid by the registrar to obtain such record.

If a dealer, a motor vehicle leasing dealer, or a  
manufactured home broker, has more than one place of business in  
the county, the dealer or the broker shall make application, in  
such form as the registrar prescribes, for a certified copy of the  
license issued to the dealer or manufactured home broker for each  
place of business operated. In the event of the loss, mutilation,  
or destruction of a license issued under sections 4517.01 to  
4517.65 of the Revised Code, any licensee may make application to  
the registrar, in such form as the registrar prescribes, for a  
duplicate copy thereof. The fee for a certified or duplicate copy  
of a dealer's, motor vehicle leasing dealer's, manufactured home  
broker's, distributor's, or auction owner's license, is two  
dollars, and the fee for a duplicate copy of a salesperson's  
license is one dollar. All fees for such copies shall accompany  
the applications.

All Beginning on the effective date of this amendment, all  
dealers' licenses, motor vehicle leasing dealers' licenses,  
manufactured home broker's licenses, distributors' licenses, and

auction owners' licenses issued or renewed ~~each year~~ shall expire 6014  
biennially on the last day of March of each two-year cycle and all 6015  
salespersons' licenses issued or renewed ~~each year~~ shall expire 6016  
biennially on the last day of June ~~next following the date of~~ 6017  
~~their issuance~~ of each two-year cycle, unless sooner suspended or 6018  
revoked. Each licensed dealer, motor vehicle leasing dealer, 6019  
manufactured home broker, distributor, and auction owner ~~licensed~~ 6020  
~~during any year~~ shall, before the first day of April ~~each~~ in the 6021  
~~year thereafter~~ in which the license will expire and each licensed 6022  
salesperson ~~licensed during any year~~ shall, before the first day 6023  
of July ~~each~~ in the year thereafter in which the license will 6024  
expire, file an application, in such form as the registrar 6025  
prescribes, for the renewal of such license. The fee provided in 6026  
this section for the original license shall accompany the 6027  
application. 6028

Any salesperson's license shall be suspended upon the 6029  
termination, suspension, or revocation of the license of the motor 6030  
vehicle dealer or manufactured home broker for whom the 6031  
salesperson is acting, or upon the salesperson leaving the service 6032  
of the motor vehicle dealer or manufactured home broker; provided 6033  
that upon the termination, suspension, or revocation of the 6034  
license of the motor vehicle dealer or manufactured home broker 6035  
for whom the salesperson is acting, or upon the salesperson 6036  
leaving the service of a licensed motor vehicle dealer or 6037  
manufactured home broker, the licensed salesperson, upon entering 6038  
the service of any other licensed motor vehicle dealer or 6039  
manufactured home broker, shall make application to the registrar, 6040  
in such form as the registrar prescribes, to have the 6041  
salesperson's license reinstated, transferred, and registered as a 6042  
salesperson for the other dealer or broker. If the information 6043  
contained in the application is satisfactory to the registrar, the 6044  
registrar shall have the salesperson's license reinstated, 6045  
transferred, and registered as a salesperson for the other dealer 6046

or broker. The fee for the reinstatement and transfer of license 6047  
shall be two dollars. No license issued to a dealer, motor vehicle 6048  
leasing dealer, auction owner, manufactured home broker, or 6049  
salesperson, under sections 4517.01 to 4517.65 of the Revised Code 6050  
shall be transferable to any other person. 6051

Each dealer, motor vehicle leasing dealer, manufactured home 6052  
broker, distributor, and auction owner shall keep the license or a 6053  
certified copy thereof and, in the case of a dealer or broker, a 6054  
current list of the dealer's or the broker's licensed 6055  
salespersons, showing the names, addresses, and serial numbers of 6056  
their licenses, posted in a conspicuous place in each place of 6057  
business. Each salesperson shall carry the salesperson's license 6058  
or a certified copy thereof and shall exhibit such license or copy 6059  
upon demand to any inspector of the bureau of motor vehicles, 6060  
state highway patrol trooper, police officer, or person with whom 6061  
the salesperson seeks to transact business as a motor vehicle 6062  
salesperson. 6063

~~If a dealer's, motor vehicle leasing dealer's, manufactured 6064  
home broker's, distributor's, auction owner's, or salesperson's 6065  
license, is not granted, the fee shall be returned to the 6066  
applicant at the time of notification that the application has 6067  
been refused. The notice of refusal to grant a license shall 6068  
disclose the reason for refusal. 6069~~

**Sec. 4517.14.** The registrar of motor vehicles shall deny the 6070  
application of any person for a license as a salesperson and 6071  
refuse to issue the license if the registrar finds that the 6072  
applicant: 6073

(A) Has made any false statement of a material fact in the 6074  
application; 6075

(B) Has not complied with sections 4517.01 to 4517.45 of the 6076  
Revised Code; 6077

(C) Is of bad business repute or has habitually defaulted on 6078  
financial obligations; 6079

(D) Has been guilty of a fraudulent act in connection with 6080  
selling or otherwise dealing in motor vehicles; 6081

(E) Has not been designated to act as salesperson for a motor 6082  
vehicle dealer or manufactured home broker licensed to do business 6083  
in this state under section 4517.10 of the Revised Code, or 6084  
intends to act as salesperson for more than one licensed motor 6085  
vehicle dealer or manufactured home broker at the same time, 6086  
except that a licensed salesperson may act as a salesperson at any 6087  
licensed dealership owned or operated by the same corporation, 6088  
regardless of the county in which the dealership's facility is 6089  
located; 6090

(F) Holds a current motor vehicle dealer's or manufactured 6091  
home broker's license issued under section 4517.10 of the Revised 6092  
Code, and intends to act as salesperson for another licensed motor 6093  
vehicle dealer or manufactured home broker; 6094

(G) Has, less than twelve months prior to making application, 6095  
been denied a salesperson's license or had a salesperson's license 6096  
revoked. 6097

The registrar may refuse to issue a salesperson's license to 6098  
an applicant who was salesperson for, or in the employ of, a motor 6099  
vehicle dealer or manufactured home broker at the time the 6100  
dealer's or broker's license was revoked. The registrar's finding 6101  
may be based upon any statement contained in the application or 6102  
upon any facts within the registrar's knowledge, and, immediately 6103  
upon refusing to issue a salesperson's license, the registrar 6104  
shall enter a final order and shall certify the final order 6105  
together with his findings to the motor vehicle dealers board. 6106

**Sec. 4519.03.** (A) The owner of every snowmobile, off-highway 6107

motorcycle, and all-purpose vehicle required to be registered 6108  
under section 4519.02 of the Revised Code shall file an 6109  
application for registration with the registrar of motor vehicles 6110  
or a deputy registrar, on blanks furnished by the registrar for 6111  
that purpose and containing all of the following information: 6112

(1) A brief description of the snowmobile, off-highway 6113  
motorcycle, or all-purpose vehicle, including the ~~name of the~~ 6114  
~~manufacturer, the factory or year, make,~~ model number, and the 6115  
vehicle identification number; 6116

(2) The name, residence, and business address of the owner; 6117

(3) A statement that the snowmobile, off-highway motorcycle, 6118  
or all-purpose vehicle is equipped as required by section 4519.20 6119  
of the Revised Code and any rule adopted under that section. The 6120  
statement shall include a check list of the required equipment 6121  
items in the form the registrar shall prescribe. 6122

The application shall be signed by the owner of the 6123  
snowmobile, off-highway motorcycle, or all-purpose vehicle and 6124  
shall be accompanied by a fee as provided in division (C) of 6125  
section 4519.04 of the Revised Code. 6126

If the application is not in proper form, or if the vehicle 6127  
for which registration is sought does not appear to be equipped as 6128  
required by section 4519.20 of the Revised Code or any rule 6129  
adopted under that section, the registration shall be refused, and 6130  
no registration sticker shall be issued. 6131

(B) On and after July 1, 1999, no certificate of registration 6132  
or renewal of a certificate of registration shall be issued for an 6133  
off-highway motorcycle or all-purpose vehicle required to be 6134  
registered under section 4519.02 of the Revised Code, and no 6135  
certificate of registration issued under this chapter for an 6136  
off-highway motorcycle or all-purpose vehicle that is sold or 6137  
otherwise transferred shall be transferred to the new owner of the 6138

off-highway motorcycle or all-purpose vehicle as permitted by 6139  
division (B) of section 4519.05 of the Revised Code, unless a 6140  
certificate of title has been issued under this chapter for the 6141  
motorcycle or vehicle, and the owner or new owner, as the case may 6142  
be, presents a physical certificate of title or memorandum 6143  
certificate of title for inspection at the time the owner or new 6144  
owner first submits a registration application, registration 6145  
renewal application, or registration transfer application for the 6146  
motorcycle or vehicle on or after July 1, 1999, if a physical 6147  
certificate of title or memorandum certificate has been issued by 6148  
a clerk of a court of common pleas. If, under sections 4519.512 6149  
and 4519.58 of the Revised Code, a clerk instead has issued an 6150  
electronic certificate of title for the applicant's off-highway 6151  
motorcycle or all-purpose vehicle, that certificate may be 6152  
presented for inspection at the time of first registration in a 6153  
manner prescribed by rules adopted by the registrar. 6154

(C) When the owner of an off-highway motorcycle or 6155  
all-purpose vehicle first registers it in the owner's name, and a 6156  
certificate of title has been issued for the motorcycle or 6157  
vehicle, the owner shall present for inspection a physical 6158  
certificate of title or memorandum certificate of title showing 6159  
title to the off-highway motorcycle or all-purpose vehicle in the 6160  
name of the owner if a physical certificate of title or memorandum 6161  
certificate has been issued by a clerk of a court of common pleas. 6162  
If, under sections 4519.512 and 4519.58 of the Revised Code, a 6163  
clerk instead has issued an electronic certificate of title for 6164  
the applicant's off-highway motorcycle or all-purpose vehicle, 6165  
that certificate may be presented for inspection at the time of 6166  
first registration in a manner prescribed by rules adopted by the 6167  
registrar. If, when the owner of such an off-highway motorcycle or 6168  
all-purpose vehicle first makes application to register it in the 6169  
owner's name, the application is not in proper form or the 6170  
certificate of title or memorandum certificate of title does not 6171

accompany the registration or, in the case of an electronic 6172  
certificate of title, is not presented in a manner prescribed by 6173  
the registrar, the registration shall be refused, and neither a 6174  
certificate of registration nor a registration sticker shall be 6175  
issued. When a certificate of registration and registration 6176  
sticker are issued upon the first registration of an off-highway 6177  
motorcycle or all-purpose vehicle by or on behalf of the owner, 6178  
the official issuing them shall indicate the issuance with a stamp 6179  
on the certificate of title or memorandum certificate of title or, 6180  
in the case of an electronic certificate of title, an electronic 6181  
stamp or other notation as specified in rules adopted by the 6182  
registrar. 6183

(D) Each deputy registrar shall be allowed a fee of two 6184  
dollars and seventy-five cents commencing on July 1, 2001, three 6185  
dollars and twenty-five cents commencing on January 1, 2003, and 6186  
three dollars and fifty cents commencing on January 1, 2004, for 6187  
each application or renewal application received by the deputy 6188  
registrar, which shall be for the purpose of compensating the 6189  
deputy registrar for services, and office and rental expense, as 6190  
may be necessary for the proper discharge of the deputy 6191  
registrar's duties in the receiving of applications and the 6192  
issuing of certificates of registration. 6193

Each deputy registrar, upon receipt of any application for 6194  
registration, together with the registration fee, shall transmit 6195  
the fee, together with the original and duplicate copy of the 6196  
application, to the registrar in the manner and at the times the 6197  
registrar, subject to the approval of the director of public 6198  
safety and the treasurer of state, shall prescribe by rule. 6199

**Sec. 4519.05.** (A) Whenever a registered snowmobile, 6200  
off-highway motorcycle, or all-purpose vehicle is destroyed or 6201  
similarly disposed of, the owner shall surrender the certificate 6202

of registration to the registrar of motor vehicles or a deputy 6203  
registrar within fifteen days following the destruction or 6204  
disposal. The registrar thereupon shall cancel the certificate and 6205  
enter that fact in the registrar's records. 6206

In the case of an off-highway motorcycle or all-purpose 6207  
vehicle for which a certificate of title has been issued, the 6208  
owner also shall surrender the certificate of title to the clerk 6209  
of the court of common pleas who issued it and the clerk, with the 6210  
consent of any lienholders noted thereon, shall enter a 6211  
cancellation upon the clerk's records and shall notify the 6212  
registrar of the cancellation. Upon the cancellation of a 6213  
certificate of title in the manner prescribed by this division, 6214  
the clerk and the registrar may cancel and destroy all 6215  
certificates of title and memorandum certificates of title in that 6216  
chain of title. 6217

(B) Subject to division (B) of section 4519.03 of the Revised 6218  
Code, whenever the ownership of a registered snowmobile, 6219  
off-highway motorcycle, or all-purpose vehicle is transferred by 6220  
sale or otherwise, the new owner, within fifteen days following 6221  
the transfer, shall make application to the registrar or a deputy 6222  
registrar for the transfer of the certificate of registration. 6223  
Upon receipt of the application and a fee of one dollar, the 6224  
registrar shall transfer the certificate to the new owner and 6225  
shall enter the new owner's name and address in the registrar's 6226  
records. 6227

(C) Whenever the owner of a registered snowmobile, 6228  
off-highway motorcycle, or all-purpose vehicle changes address, 6229  
the owner shall surrender the certificate of registration to the 6230  
registrar or a deputy registrar within fifteen days following the 6231  
address change. Upon receipt of the certificate, the registrar 6232  
shall enter the new address thereon and shall make the appropriate 6233  
change in the registrar's records. In a case where the owner's 6234



change of address involves a move outside of the state, the 6235  
registrar shall cancel the certificate of registration for that 6236  
snowmobile, off-highway motorcycle, or all-purpose vehicle. 6237

(D) Whenever a certificate of registration for a snowmobile, 6238  
off-highway motorcycle, or all-purpose vehicle is lost, mutilated, 6239  
or destroyed, the owner may obtain a duplicate certificate, which 6240  
shall be identified as such, upon application and the payment of a 6241  
fee of one dollar. 6242

(E) The registrar and each deputy registrar may collect and 6243  
retain an additional fee of two dollars and seventy-five cents 6244  
commencing on July 1, 2001, three dollars and twenty-five cents 6245  
commencing on January 1, 2003, and three dollars and fifty cents 6246  
commencing on January 1, 2004, for each application for the 6247  
transfer of a certificate of registration or duplicate certificate 6248  
of registration received by the registrar or deputy registrar. 6249

**Sec. 4519.55.** Application for a certificate of title for an 6250  
off-highway motorcycle or all-purpose vehicle shall be made upon a 6251  
form prescribed by the registrar of motor vehicles and shall be 6252  
sworn to before a notary public or other officer empowered to 6253  
administer oaths. The application shall be filed with the clerk of 6254  
any court of common pleas. An application for a certificate of 6255  
title may be filed electronically by any electronic means approved 6256  
by the registrar in any county with the clerk of the court of 6257  
common pleas of that county. 6258

If an application for a certificate of title is filed 6259  
electronically by an electronic dealer on behalf of the purchaser 6260  
of an off-highway motorcycle or all-purpose vehicle, the clerk 6261  
shall retain the completed electronic record to which the dealer 6262  
converted the certificate of title application and other required 6263  
documents. The electronic dealer shall forward the actual 6264  
application and all other documents relating to the sale of the 6265

off-highway motorcycle or all-purpose vehicle to any clerk within 6266  
thirty days after the certificate of title is issued. The 6267  
registrar, after consultation with the attorney general, shall 6268  
~~adopt rules that govern~~ determine the location at which, and the 6269  
manner in which, are stored the actual application and all other 6270  
documents relating to the sale of an off-highway motorcycle or 6271  
all-purpose vehicle when an electronic dealer files the 6272  
application for a certificate of title electronically on behalf of 6273  
the purchaser. The determination may be made by rules that the 6274  
registrar adopts. 6275

The application shall be accompanied by the fee prescribed in 6276  
section 4519.59 of the Revised Code. The fee shall be retained by 6277  
the clerk who issues the certificate of title and shall be 6278  
distributed in accordance with that section. If a clerk of a court 6279  
of common pleas, other than the clerk of the court of common pleas 6280  
of an applicant's county of residence, issues a certificate of 6281  
title to the applicant, the clerk shall transmit data related to 6282  
the transaction to the automated title processing system. 6283

If a certificate of title previously has been issued for an 6284  
off-highway motorcycle or all-purpose vehicle, the application 6285  
also shall be accompanied by the certificate of title duly 6286  
assigned, unless otherwise provided in this chapter. If a 6287  
certificate of title previously has not been issued for the 6288  
off-highway motorcycle or all-purpose vehicle, the application, 6289  
unless otherwise provided in this chapter, shall be accompanied by 6290  
a manufacturer's or importer's certificate; by a sworn statement 6291  
of ownership; or by a certificate of title, bill of sale, or other 6292  
evidence of ownership required by law of another state from which 6293  
the off-highway motorcycle or all-purpose vehicle was brought into 6294  
this state. The registrar, in accordance with Chapter 119. of the 6295  
Revised Code, shall prescribe the types of additional 6296  
documentation sufficient to establish proof of ownership, 6297

including, but not limited to, receipts from the purchase of parts 6298  
or components, photographs, and affidavits of other persons. 6299

For purposes of the transfer of a certificate of title, if 6300  
the clerk is satisfied that a secured party has duly discharged a 6301  
lien notation but has not canceled the lien notation with a clerk, 6302  
the clerk may cancel the lien notation on the automated title 6303  
processing system and notify the clerk of the county of origin. 6304  
6305

In the case of the sale of an off-highway motorcycle or 6306  
all-purpose vehicle by a dealer to a general purchaser or user, 6307  
the certificate of title shall be obtained in the name of the 6308  
purchaser by the dealer upon application signed by the purchaser. 6309  
In all other cases, the certificate shall be obtained by the 6310  
purchaser. In all cases of transfer of an off-highway motorcycle 6311  
or all-purpose vehicle, the application for certificate of title 6312  
shall be filed within thirty days after the later of the date of 6313  
purchase or assignment of ownership of the off-highway motorcycle 6314  
or all-purpose vehicle. If the application for certificate of 6315  
title is not filed within thirty days after the later of the date 6316  
of purchase or assignment of ownership of the off-highway 6317  
motorcycle or all-purpose vehicle, the clerk shall charge a late 6318  
filing fee of five dollars in addition to the fee prescribed by 6319  
section 4519.59 of the Revised Code. The clerk shall retain the 6320  
entire amount of each late filing fee. 6321

Except in the case of an off-highway motorcycle or 6322  
all-purpose vehicle purchased prior to July 1, 1999, the clerk 6323  
shall refuse to accept an application for certificate of title 6324  
unless the applicant either tenders with the application payment 6325  
of all taxes levied by or pursuant to Chapter 5739. or 5741. of 6326  
the Revised Code based on the purchaser's county of residence, or 6327  
submits either of the following: 6328

(A) A receipt issued by the tax commissioner or a clerk of 6329

courts showing payment of the tax; 6330

(B) An exemption certificate, in any form prescribed by the 6331  
tax commissioner, that specifies why the purchase is not subject 6332  
to the tax imposed by Chapter 5739. or 5741. of the Revised Code. 6333

Payment of the tax shall be made in accordance with division 6334  
(E) of section 4505.06 of the Revised Code and any rules issued by 6335  
the tax commissioner. When a dealer submits payment of the tax to 6336  
the clerk, the dealer shall retain any discount to which the 6337  
dealer is entitled under section 5739.12 of the Revised Code. The 6338  
clerk shall issue a receipt in the form prescribed by the tax 6339  
commissioner to any applicant who tenders payment of the tax with 6340  
the application for a certificate of title. If the application for 6341  
a certificate of title is for an off-highway motorcycle or 6342  
all-purpose vehicle purchased prior to July 1, 1999, the clerk 6343  
shall accept the application without payment of the taxes levied 6344  
by or pursuant to Chapter 5739. or 5741. of the Revised Code or 6345  
presentation of either of the items listed in division (A) or (B) 6346  
of this section. 6347

For receiving and disbursing such taxes paid to the clerk by 6348  
a resident of the clerk's county, the clerk may retain a poundage 6349  
fee of one and one-hundredth per cent of the taxes collected, 6350  
which shall be paid into the certificate of title administration 6351  
fund created by section 325.33 of the Revised Code. The clerk 6352  
shall not retain a poundage fee from payments of taxes by persons 6353  
who do not reside in the clerk's county. 6354

A clerk, however, may retain from the taxes paid to the clerk 6355  
an amount equal to the poundage fees associated with certificates 6356  
of title issued by other clerks of courts of common pleas to 6357  
applicants who reside in the first clerk's county. The registrar, 6358  
in consultation with the tax commissioner and the clerks of the 6359  
courts of common pleas, shall develop a report from the automated 6360  
title processing system that informs each clerk of the amount of 6361

the poundage fees that the clerk is permitted to retain from those 6362  
taxes because of certificates of title issued by the clerks of 6363  
other counties to applicants who reside in the first clerk's 6364  
county. 6365

In the case of casual sales of off-highway motorcycles or 6366  
all-purpose vehicles that are subject to the tax imposed by 6367  
Chapter 5739. or 5741. of the Revised Code, the purchase price for 6368  
the purpose of determining the tax shall be the purchase price on 6369  
an affidavit executed and filed with the clerk by the seller on a 6370  
form to be prescribed by the registrar, which shall be prima-facie 6371  
evidence of the price for the determination of the tax. 6372

In addition to the information required by section 4519.57 of 6373  
the Revised Code, each certificate of title shall contain in bold 6374  
lettering the following notification and statements: "WARNING TO 6375  
TRANSFEROR AND TRANSFEREE (SELLER AND BUYER): You are required by 6376  
law to state the true selling price. A false statement is in 6377  
violation of section 2921.13 of the Revised Code and is punishable 6378  
by six months imprisonment or a fine of up to one thousand 6379  
dollars, or both. All transfers are audited by the department of 6380  
taxation. The seller and buyer must provide any information 6381  
requested by the department of taxation. The buyer may be assessed 6382  
any additional tax found to be due." 6383

The clerk shall forward all payments of taxes, less poundage 6384  
fees, to the treasurer of state in a manner to be prescribed by 6385  
the tax commissioner and shall furnish information to the 6386  
commissioner as the commissioner may require. 6387

Every clerk shall have the capability to transact by 6388  
electronic means all procedures and transactions relating to the 6389  
issuance of certificates of title for off-highway motorcycles and 6390  
all-purpose vehicles that are described in the Revised Code as 6391  
being accomplished by electronic means. 6392

**Sec. 4519.56.** (A) An application for a certificate of title 6393  
shall be sworn to before a notary public or other officer 6394  
empowered to administer oaths by the lawful owner or purchaser of 6395  
the off-highway motorcycle or all-purpose vehicle and shall 6396  
contain at least the following information in a form and together 6397  
with any other information the registrar of motor vehicles may 6398  
require: 6399

(1) Name, address, and social security number or employer's 6400  
tax identification number of the applicant; 6401

(2) Statement of how the off-highway motorcycle or 6402  
all-purpose vehicle was acquired; 6403

(3) Name and address of the previous owner; 6404

(4) A statement of all liens, mortgages, or other 6405  
encumbrances on the off-highway motorcycle or all-purpose vehicle, 6406  
and the name and address of each holder thereof; 6407

(5) If there are no outstanding liens, mortgages, or other 6408  
encumbrances, a statement of that fact; 6409

(6) A description of the off-highway motorcycle or 6410  
all-purpose vehicle, including the make, year, series or model, if 6411  
any, body type, and manufacturer's vehicle identification number. 6412

If the off-highway motorcycle or all-purpose vehicle contains 6413  
a permanent identification number placed thereon by the 6414  
manufacturer, this number shall be used as the vehicle 6415  
identification number. Except as provided in division (B) of this 6416  
section, if the application for a certificate of title refers to 6417  
an off-highway motorcycle or all-purpose vehicle that contains 6418  
such a permanent identification number, but for which no 6419  
certificate of title has been issued previously by this state, the 6420  
application shall be accompanied by a physical inspection 6421  
certificate as described in that division. 6422

If there is no manufacturer's vehicle identification number 6423  
or if the manufacturer's vehicle identification number has been 6424  
removed or obliterated, the registrar, upon receipt of a 6425  
prescribed application and proof of ownership, but prior to 6426  
issuance of a certificate of title, shall assign a vehicle 6427  
identification number for the off-highway motorcycle or 6428  
all-purpose vehicle. This assigned vehicle identification number 6429  
shall be permanently affixed to or imprinted upon the off-highway 6430  
motorcycle or all-purpose vehicle by the state highway patrol. The 6431  
state highway patrol shall assess a fee of fifty dollars for 6432  
affixing the number to the off-highway motorcycle or all-purpose 6433  
vehicle and shall deposit each such fee in the state highway 6434  
safety fund established by section 4501.06 of the Revised Code. 6435

(B) Except in the case of a new off-highway motorcycle or 6436  
all-purpose vehicle ~~sold by a dealer licensed under Chapter 4517-~~ 6437  
~~of the Revised Code~~ title to which is evidenced by a 6438  
manufacturer's or importer's certificate, if the application for a 6439  
certificate of title refers to an off-highway motorcycle or 6440  
all-purpose vehicle that contains a permanent identification 6441  
number placed thereon by the manufacturer, but for which no 6442  
certificate of title previously has been issued by this state, the 6443  
application shall be accompanied by a physical inspection 6444  
certificate issued by the department of public safety verifying 6445  
the make, year, series or model, if any, body type, and 6446  
manufacturer's vehicle identification number of the off-highway 6447  
motorcycle or all-purpose vehicle for which the certificate of 6448  
title is desired. The physical inspection certificate shall be in 6449  
such form as is designated by the registrar. The physical 6450  
inspection shall be made at a deputy registrar's office or at an 6451  
established place of business operated by a licensed motor vehicle 6452  
dealer. The deputy registrar or motor vehicle dealer may charge a 6453  
maximum fee of two dollars and seventy-five cents commencing on 6454

July 1, 2001, three dollars and twenty-five cents commencing on 6455  
January 1, 2003, and three dollars and fifty cents commencing on 6456  
January 1, 2004, for conducting the physical inspection. 6457

The clerk of the court of common pleas shall charge a fee of 6458  
one dollar and fifty cents for the processing of each physical 6459  
inspection certificate. The clerk shall retain fifty cents of the 6460  
one dollar and fifty cents so charged and shall pay the remaining 6461  
one dollar to the registrar by monthly returns, which shall be 6462  
forwarded to the registrar not later than the fifth day of the 6463  
month next succeeding that in which the certificate is received by 6464  
the clerk. The registrar shall pay such remaining sums into the 6465  
state bureau of motor vehicles fund established by section 4501.25 6466  
of the Revised Code. 6467

**Sec. 4519.58.** (A) When the clerk of a court of common pleas 6468  
issues a physical certificate of title, the clerk shall issue the 6469  
certificate of title on a form and in duplicate. ~~One copy shall be~~ 6470  
~~retained and filed~~ a manner prescribed by the registrar of motor 6471  
vehicles. ~~The clerk shall file a copy of the physical certificate~~ 6472  
~~of title in the clerk's office, and a manner prescribed by the~~ 6473  
registrar. ~~The~~ information contained in it shall be transmitted to 6474  
the registrar ~~of motor vehicles~~ on the day it is issued. The clerk 6475  
shall sign and affix the clerk's seal to the original certificate 6476  
of title and, if there are no liens on the off-highway motorcycle 6477  
or all-purpose vehicle, shall deliver the certificate to the 6478  
applicant or the selling dealer. Except as otherwise provided in 6479  
this section, if there are one or more liens on the off-highway 6480  
motorcycle or all-purpose vehicle, the certificate of title shall 6481  
be delivered to the holder of the first lien. If the certificate 6482  
of title is obtained by a dealer on behalf of the applicant and 6483  
there are one or more liens on the off-highway motorcycle or 6484  
all-purpose vehicle, the clerk shall issue a certificate of title 6485  
and may issue a memorandum certificate of title. The certificate 6486



of title and memorandum certificate of title, if issued, shall be 6487  
delivered to the holder of the first lien or the selling dealer, 6488  
who shall deliver the certificate of title to the holder of the 6489  
first lien and the memorandum certificate of title to the 6490  
applicant. The selling dealer also may make arrangements with the 6491  
clerk to have the clerk deliver the memorandum certificate of 6492  
title to the applicant. 6493

(B) The registrar shall prescribe a uniform method of 6494  
numbering certificates of title. The numbering shall be in such 6495  
manner that the county of issuance is indicated. Numbers shall be 6496  
assigned to certificates of title in the manner prescribed by the 6497  
registrar. The clerk shall file all certificates of title 6498  
according to the rules to be prescribed by the registrar, and the 6499  
clerk shall maintain in the clerk's office indexes for the 6500  
certificates of title. 6501

The clerk need not retain on file any current certificates of 6502  
title, current duplicate certificates of title, current memorandum 6503  
certificates of title, or current salvage certificates of title, 6504  
or supporting evidence of them, ~~including the electronic record~~ 6505  
~~described in section 4519.55 of the Revised Code,~~ covering any 6506  
off-highway motorcycle or all-purpose vehicle for a period longer 6507  
than seven years after the date of their filing; thereafter, the 6508  
documents and supporting evidence may be destroyed. The clerk need 6509  
not retain on file any inactive records, including certificates of 6510  
title, duplicate certificates of title, or memorandum certificates 6511  
of title, or supporting evidence of them, including the electronic 6512  
record described in section 4519.55 of the Revised Code, covering 6513  
any off-highway motorcycle or all-purpose vehicle for a period 6514  
longer than five years after the date of their filing; thereafter, 6515  
the documents and supporting evidence may be destroyed. 6516

The automated title processing system shall contain all 6517  
active records and an index of the active records, and shall 6518

contain a record and index of all inactive titles for ten years, 6519  
and a record and index of all inactive titles for manufactured and 6520  
mobile homes for thirty years. If the clerk provides a written 6521  
copy of any information contained in the database, the copy shall 6522  
be considered the original for purposes of the clerk certifying 6523  
the record of such information for use in any legal proceedings. 6524

(C) The clerk shall issue a physical certificate of title to 6525  
an applicant unless the applicant specifically requests the clerk 6526  
not to issue a physical certificate of title and instead to issue 6527  
an electronic certificate of title. The fact that a physical 6528  
certificate of title is not issued for an off-highway motorcycle 6529  
or all-purpose vehicle does not affect ownership of the motorcycle 6530  
or vehicle. In that case, when the clerk completes the process of 6531  
entering certificate of title application information into the 6532  
automated title processing system, the effect of the completion of 6533  
the process is the same as if the clerk actually issued a physical 6534  
certificate of title for the motorcycle or vehicle. 6535

(D) An electronic dealer who applies for a certificate of 6536  
title on behalf of a customer who purchases an off-highway 6537  
motorcycle or all-purpose vehicle from the dealer may print a 6538  
non-negotiable evidence of ownership for the customer if the 6539  
customer so requests. The authorization to print the 6540  
non-negotiable evidence of ownership shall come from the clerk 6541  
with whom the dealer makes application for the certificate of 6542  
title for the customer, but the printing by the dealer does not 6543  
create an agency relationship of any kind between the dealer and 6544  
the clerk. 6545

~~(E) If an electronic certificate of title previously has been~~ 6546  
~~issued for an off-highway motorcycle or all-purpose vehicle, the~~ 6547  
The owner of the off-highway motorcycle or all-purpose vehicle may 6548  
apply at any time to a clerk of a court of common pleas for a 6549  
non-negotiable evidence of ownership for the off-highway 6550

motorcycle or all-purpose vehicle. 6551

**Sec. 4519.61.** (A) Each owner of an off-highway motorcycle or 6552  
all-purpose vehicle and each person mentioned as owner in the last 6553  
certificate of title, when the off-highway motorcycle or 6554  
all-purpose vehicle is dismantled, destroyed, or changed in such 6555  
manner that it loses its character as an off-highway motorcycle or 6556  
all-purpose vehicle, or changed in such manner that it is not the 6557  
off-highway motorcycle or all-purpose vehicle described in the 6558  
certificate of title, shall surrender the certificate of title to 6559  
a clerk of a court of common pleas, and the clerk, with the 6560  
consent of the holders of any liens noted on the certificate of 6561  
title, then shall enter a cancellation upon the clerk's records 6562  
and shall notify the registrar of motor vehicles of the 6563  
cancellation. 6564

Upon the cancellation of a certificate of title in the manner 6565  
prescribed by this section, any clerk and the registrar may cancel 6566  
and destroy all certificates and all memorandum certificates in 6567  
that chain of title. 6568

(B) If an Ohio certificate of title or salvage certificate of 6569  
title to an off-highway motorcycle or all-purpose vehicle is 6570  
assigned to a salvage dealer, the dealer shall not be required to 6571  
obtain an Ohio certificate of title or a salvage certificate of 6572  
title to the off-highway motorcycle or all-purpose vehicle in the 6573  
dealer's own name if the dealer dismantles or destroys the 6574  
off-highway motorcycle or all-purpose vehicle, completes the 6575  
assignment on the certificate of title or salvage certificate of 6576  
title, indicates the number of the dealer's motor vehicle salvage 6577  
dealer's license on it, marks "FOR DESTRUCTION" across the face of 6578  
the certificate of title or salvage certificate of title, and 6579  
surrenders the certificate of title or salvage certificate of 6580  
title to a clerk of a court of common pleas as provided in 6581

division (A) of this section. If the salvage dealer retains the 6582  
off-highway motorcycle or all-purpose vehicle for resale, the 6583  
salvage dealer shall make application for a salvage certificate of 6584  
title to the off-highway motorcycle or all-purpose vehicle in the 6585  
salvage dealer's own name as provided in division (C)(1) of this 6586  
section. 6587

(C)(1) When an insurance company declares it economically 6588  
impractical to repair the off-highway motorcycle or all-purpose 6589  
vehicle and has paid an agreed price for the purchase of the 6590  
off-highway motorcycle or all-purpose vehicle to any insured or 6591  
claimant owner, the insurance company shall receive the 6592  
certificate of title and off-highway motorcycle or all-purpose 6593  
vehicle and proceed as follows. Within thirty days, the insurance 6594  
company shall deliver the certificate of title to a clerk of a 6595  
court of common pleas and shall make application for a salvage 6596  
certificate of title. The clerk shall issue the salvage 6597  
certificate of title on a form, prescribed by the registrar, that 6598  
shall be easily distinguishable from the original certificate of 6599  
title and shall bear the same ~~number and~~ information as the 6600  
original certificate of title except that it may bear a different 6601  
number from that of the original certificate of title. Except as 6602  
provided in division (C)(2) of this section, the salvage 6603  
certificate of title shall be assigned by the insurance company to 6604  
a salvage dealer or any other person for use as evidence of 6605  
ownership upon the sale or other disposition of the off-highway 6606  
motorcycle or all-purpose vehicle, and the salvage certificate of 6607  
title shall be transferable to any other person. The clerk of the 6608  
court of common pleas shall charge a fee of four dollars for the 6609  
cost of processing each salvage certificate of title. 6610

(2) If an insurance company considers an off-highway 6611  
motorcycle or all-purpose vehicle as described in division (C)(1) 6612  
of this section to be impossible to restore to normal operation, 6613

the insurance company may assign the certificate of title to the 6614  
off-highway motorcycle or all-purpose vehicle to a salvage dealer 6615  
or scrap metal processing facility and send the assigned 6616  
certificate of title to the clerk of the court of common pleas of 6617  
~~the any county in which the salvage dealer or scrap metal~~ 6618  
~~processing facility is located.~~ The insurance company shall mark 6619  
the face of the certificate of title "FOR DESTRUCTION" and shall 6620  
deliver a photocopy of the certificate of title to the salvage 6621  
dealer or scrap metal processing facility for its records. 6622

(3) If an insurance company declares it economically 6623  
impractical to repair an off-highway motorcycle or all-purpose 6624  
vehicle, agrees to pay to the insured or claimant owner an amount 6625  
in settlement of a claim against a policy of motor vehicle 6626  
insurance covering the off-highway motorcycle or all-purpose 6627  
vehicle, and agrees to permit the insured or claimant owner to 6628  
retain possession of the off-highway motorcycle or all-purpose 6629  
vehicle, the insurance company shall not pay the insured or 6630  
claimant owner any amount in settlement of the insurance claim 6631  
until the owner obtains a salvage certificate of title to the 6632  
vehicle and furnishes a copy of the salvage certificate of title 6633  
to the insurance company. 6634

(D) When a self-insured organization, rental or leasing 6635  
company, or secured creditor becomes the owner of an off-highway 6636  
motorcycle or all-purpose vehicle that is burned, damaged, or 6637  
dismantled and is determined to be economically impractical to 6638  
repair, the self-insured organization, rental or leasing company, 6639  
or secured creditor shall do one of the following: 6640

(1) Mark the face of the certificate of title to the 6641  
off-highway motorcycle or all-purpose vehicle "FOR DESTRUCTION" 6642  
and surrender the certificate of title to a clerk of a court of 6643  
common pleas for cancellation as described in division (A) of this 6644  
section. The self-insured organization, rental or leasing company, 6645

or secured creditor then shall deliver the off-highway motorcycle 6646  
or all-purpose vehicle, together with a photocopy of the 6647  
certificate of title, to a salvage dealer or scrap metal 6648  
processing facility and shall cause the off-highway motorcycle or 6649  
all-purpose vehicle to be dismantled, flattened, crushed, or 6650  
destroyed. 6651

(2) Obtain a salvage certificate of title to the off-highway 6652  
motorcycle or all-purpose vehicle in the name of the self-insured 6653  
organization, rental or leasing company, or secured creditor, as 6654  
provided in division (C)(1) of this section, and then sell or 6655  
otherwise dispose of the off-highway motorcycle or all-purpose 6656  
vehicle. If the off-highway motorcycle or all-purpose vehicle is 6657  
sold, the self-insured organization, rental or leasing company, or 6658  
secured creditor shall obtain a salvage certificate of title to 6659  
the off-highway motorcycle or all-purpose vehicle in the name of 6660  
the purchaser from a clerk of a court of common pleas. 6661

(E) If an off-highway motorcycle or all-purpose vehicle 6662  
titled with a salvage certificate of title is restored for 6663  
operation, application shall be made to a clerk of a court of 6664  
common pleas for a certificate of title after inspection by the 6665  
state highway patrol. The inspection shall include establishing 6666  
proof of ownership and an inspection of the motor number and 6667  
vehicle identification number of the off-highway motorcycle or 6668  
all-purpose vehicle and of documentation or receipts for the 6669  
materials used in restoration by the owner of the off-highway 6670  
motorcycle or all-purpose vehicle being inspected, which 6671  
documentation or receipts shall be presented at the time of 6672  
inspection. Upon successful completion of the inspection, the 6673  
state highway patrol shall issue to the owner a completed 6674  
inspection form. The clerk, upon submission of the completed 6675  
inspection form and surrender of the salvage certificate of title, 6676  
shall issue a certificate of title for a fee prescribed by the 6677

registrar. The certificate of title shall be in the same form as 6678  
the original certificate of title, ~~shall bear the same number as~~ 6679  
~~the salvage certificate of title and the original certificate of~~ 6680  
~~title,~~ and shall bear the words "REBUILT SALVAGE" in black 6681  
boldface letters on its face. Every subsequent certificate of 6682  
title, memorandum certificate of title, or certified copy of a 6683  
certificate of title or memorandum certificate of title issued for 6684  
the off-highway motorcycle or all-purpose vehicle also shall bear 6685  
the words "REBUILT SALVAGE" in black boldface letters on its face. 6686  
The exact location on the face of the certificate of title of the 6687  
words "REBUILT SALVAGE" shall be determined by the registrar, who 6688  
shall develop an automated procedure within the automated title 6689  
processing system to comply with this division. The clerk shall 6690  
use reasonable care in performing the duties imposed on the clerk 6691  
by this division in issuing a certificate of title pursuant to 6692  
this division, but the clerk is not liable for errors or omissions 6693  
of the clerk of courts, the clerk's deputies, or the automated 6694  
title processing system in the performance of such duties. A fee 6695  
of fifty dollars shall be assessed by the state highway patrol for 6696  
each inspection made pursuant to this division. 6697

(F) No off-highway motorcycle or all-purpose vehicle the 6698  
certificate of title to which has been marked "FOR DESTRUCTION" 6699  
and surrendered to a clerk of a court of common pleas shall be 6700  
used for anything except parts and scrap metal. 6701

**Sec. 4519.631.** The registrar of motor vehicles shall enable 6702  
the public to access off-highway motorcycle and all-purpose 6703  
vehicle title information via electronic means. No fee shall be 6704  
charged for this access. The title information that must be so 6705  
accessible is only the title information that is in an electronic 6706  
format at the time a person requests this access. 6707

The registrar, shall establish procedures governing this 6708

access. The procedures may be established by rule in accordance 6709  
with Chapter 119. of the Revised Code, ~~shall adopt rules governing~~ 6710  
~~this access.~~ In adopting the rules, the registrar shall confer 6711  
with the clerks of the courts of common pleas. 6712

Access by the public to off-highway motorcycle and 6713  
all-purpose vehicle title information under this section shall 6714  
comply with all restrictions contained in the Revised Code and 6715  
federal law that govern the disclosure of that information. 6716

**Sec. 4519.68.** (A)(1) Chapter 1309. of the Revised Code does 6717  
not permit or require the deposit, filing, or other record of a 6718  
security interest covering an off-highway motorcycle or 6719  
all-purpose vehicle, except as provided in division (A)(2) of this 6720  
section. 6721

(2) Chapter 1309. of the Revised Code applies to a security 6722  
interest in an off-highway motorcycle or all-purpose vehicle held 6723  
as inventory, as defined in section 1309.102 of the Revised Code, 6724  
for sale by a dealer. The security interest has priority over 6725  
creditors of the dealer as provided in Chapter 1309. of the 6726  
Revised Code without notation of the security interest on a 6727  
certificate of title, without entry of a notation of the security 6728  
interest into the automated title processing system if a physical 6729  
certificate of title has not been issued, or without the retention 6730  
of a manufacturer's or importer's certificate. 6731

(B) Subject to division (A) of this section, any security 6732  
agreement covering a security interest in an off-highway 6733  
motorcycle or all-purpose vehicle, if a notation of the agreement 6734  
has been made by a clerk of a court of common pleas on the face of 6735  
the certificate of title or if the clerk has entered a notation of 6736  
the agreement into the automated title processing system if a 6737  
physical certificate of title has not been issued, is valid as 6738  
against the creditors of the debtor, whether armed with process or 6739



not, and against subsequent purchasers, secured parties, and other 6740  
lienholders or claimants. All security interests, liens, 6741  
mortgages, and encumbrances entered into the automated title 6742  
processing system in relation to a particular certificate of 6743  
title, regardless of whether a physical certificate of title is 6744  
issued, take priority according to the order of time in which they 6745  
are entered into the automated title processing system by the 6746  
clerk. Exposure for sale of any off-highway motorcycle or 6747  
all-purpose vehicle by its owner, with the knowledge or with the 6748  
knowledge and consent of the holder of any security interest, 6749  
lien, mortgage, or encumbrance on it, does not render the security 6750  
interest, lien, mortgage, or encumbrance ineffective as against 6751  
the creditors of the owner, or against holders of subsequent 6752  
security interests, liens, mortgages, or encumbrances upon the 6753  
off-highway motorcycle or all-purpose vehicle. 6754

The secured party, upon presentation of evidence of a 6755  
security interest to a clerk of a court of common pleas, together 6756  
with the certificate of title if a physical certificate of title 6757  
for the off-highway motorcycle or all-purpose vehicle exists, and 6758  
the fee prescribed by section 4519.59 of the Revised Code, may 6759  
have a notation of the security interest made ~~on the face of the~~ 6760  
~~certificate of title, and, if such a notation is made, another~~ 6761  
~~notation of the security interest shall be entered into the~~ 6762  
~~automated title processing system.~~ Unless the secured party 6763  
specifically requests the clerk not to issue a physical 6764  
certificate of title and instead to issue an electronic 6765  
certificate of title, the clerk, over the clerk's signature and 6766  
seal of office, shall issue a new original certificate of title 6767  
from the automated title processing system that indicates the 6768  
security interest and the date of the security interest. 6769

If a security interest is fully discharged as a result of its 6770  
holder's receipt of good funds in the correct amount and if the 6771

holder of the security interest holds a physical certificate of 6772  
title, the holder of the security interest shall note ~~its~~ the 6773  
discharge of the security interest over the holder's signature on 6774  
the face of the certificate of title, or over the holder's 6775  
signature on a form prescribed by the registrar of motor vehicles 6776  
when there is no space for the discharge on the face of the 6777  
certificate of title. ~~Prior~~ Except as otherwise provided in this 6778  
section, prior to delivering the certificate of title to the 6779  
owner, the holder or the holder's agent shall ~~present it and any~~ 6780  
~~additional information a clerk requires to a clerk to have the~~ 6781  
~~clerk note the cancellation of the security interest on the face~~ 6782  
~~of~~ convey the certificate of title ~~and upon the records of the~~ or 6783  
a separate sworn statement of the discharge of the security 6784  
interest to a clerk. The conveyance shall occur not more than 6785  
seven business days after the date good funds in the correct 6786  
amount to discharge fully the security interest have been credited 6787  
to an account of the holder, provided the holder has been provided 6788  
accurate information concerning the off-highway motorcycle or 6789  
all-purpose vehicle. Conveyance of the certificate of title or 6790  
separate sworn statement of the discharge within the required 6791  
seven business days may be indicated by postmark or receipt by a 6792  
clerk within that period. If the discharge of the security 6793  
interest appears to be genuine, the clerk shall note the 6794  
cancellation of the security interest on the face of the 6795  
certificate of title, if it was so conveyed, and also shall note 6796  
~~the cancellation on the clerk's records and notify the registrar,~~ 6797  
~~who shall note the cancellation. If a security interest that is~~ 6798  
~~discharged does not appear on the face of the certificate of~~ 6799  
~~title, but instead was entered into the automated title processing~~ 6800  
~~system, the clerk shall enter the cancellation into~~ it in the 6801  
automated title processing system ~~and also shall note the~~ 6802  
~~cancellation on a form prescribed by the registrar.~~ 6803

(C) In all cases, a secured party may choose to present a 6804

clerk with evidence of a security interest via electronic means, 6805  
and the clerk shall enter the security interest into the automated 6806  
title processing system. A secured party also may choose to notify 6807  
a clerk of the discharge of its security interest via electronic 6808  
means, and the clerk shall enter the cancellation into the 6809  
automated title processing system. 6810

(D) If a physical certificate of title has not been issued 6811  
for an off-highway motorcycle or all-purpose vehicle and all the 6812  
security interests relating to that motorcycle or vehicle have 6813  
been discharged, the owner of the motorcycle or vehicle may obtain 6814  
a physical certificate of title from the clerk of any court of 6815  
common pleas upon payment of the fee specified in section 4519.59 6816  
of the Revised Code. 6817

~~(D)~~(E) If a clerk of a court of common pleas, other than the 6818  
clerk of the court of common pleas of the county in which the 6819  
owner of an off-highway motorcycle or all-purpose vehicle resides, 6820  
enters a notation of the existence of, or the cancellation of, a 6821  
security interest relating to the off-highway motorcycle or 6822  
all-purpose vehicle, the clerk shall transmit the data relating to 6823  
the notation to the automated title processing system. 6824

**Sec. 4549.08.** No person shall operate or drive a motor 6825  
vehicle upon the public roads and highways in this state if it 6826  
displays a license plate or a distinctive number or identification 6827  
mark that meets any of the following criteria: 6828

(A) Is fictitious; 6829

(B) Is a counterfeit or an unlawfully made copy of any 6830  
distinctive number or identification mark; 6831

(C) Belongs to another motor vehicle, provided that this 6832  
section does not apply to a motor vehicle that is operated on the 6833  
public roads and highways in this state when the motor vehicle 6834

displays license plates that originally were issued for a motor 6835  
vehicle that previously was owned by the same person who owns the 6836  
motor vehicle that is operated on the public roads and highways in 6837  
this state, during the thirty-day period described in division 6838  
(D)(A)(4) of section 4503.12 of the Revised Code. 6839

A person who fails to comply with the transfer of 6840  
registration provisions of section 4503.12 of the Revised Code and 6841  
is charged with a violation of that section shall not be charged 6842  
with a violation of this section. 6843

Sec. 4549.081. (A) The superintendent of the state highway 6844  
patrol shall adopt rules governing the use of an electronic 6845  
clearance device that enables an operator of a commercial motor 6846  
vehicle, in accordance with division (B) of section 4511.121 of 6847  
the Revised Code, to bypass a scale location established for the 6848  
purpose of determining the weight of the vehicle and its load. The 6849  
superintendent shall establish the acceptable types and features 6850  
of such devices. The rules of the superintendent also shall 6851  
establish a method for a peace officer to determine that the 6852  
device and its use are in compliance with this section and the 6853  
rules of the superintendent. 6854

(B) No person shall use an electronic clearance device if the 6855  
device or its use is not in compliance with rules of the 6856  
superintendent. 6857

(C) Whoever violates division (B) of this section is guilty 6858  
of a misdemeanor of the fourth degree on a first offense and a 6859  
misdemeanor of the third degree on each subsequent offense. 6860

**Sec. 4738.05.** At the time the registrar of motor vehicles 6861  
grants the application of any person for a license under this 6862  
chapter, ~~he~~ the registrar shall issue to the person a license that 6863  
shall have provisional status for a period of one hundred eighty 6864

days from the date of issuance. At the end of that period and 6865  
subject to the results of the inspection described in section 6866  
4738.071 of the Revised Code of the place of business of the 6867  
license holder, the license either shall be revoked or shall 6868  
remain valid and no longer have provisional status. The registrar 6869  
shall prescribe forms for licenses, and all licenses shall include 6870  
the name and post office address of the person licensed. 6871

The fee for a motor vehicle salvage dealer's license, a 6872  
salvage motor vehicle auction license, or a salvage motor vehicle 6873  
pool license shall be ~~fifty~~ one hundred dollars. In all cases the 6874  
fee shall accompany the application for license. 6875

If a licensee has more than one place of business in the 6876  
county, ~~he~~ the licensee shall make application, in a form as the 6877  
registrar prescribes, for a certified copy of the license issued 6878  
to the person for each place of business operated. In the event of 6879  
the loss, mutilation, or destruction of a license issued under 6880  
sections 4738.01 to 4738.16 of the Revised Code, any licensee may 6881  
make application to the registrar, in a form as the registrar 6882  
prescribes, for a duplicate copy thereof. The fee for a certified 6883  
or duplicate copy of a license is one dollar. All fees for copies 6884  
shall accompany the applications. 6885

~~All~~ Beginning on the effective date of this amendment, all 6886  
licenses issued or renewed ~~each year~~ shall expire biennially on 6887  
the last day of July of each two-year license cycle unless sooner 6888  
suspended or revoked, and each motor vehicle salvage dealer, 6889  
salvage motor vehicle auction, or salvage motor vehicle pool 6890  
licensed ~~during any year~~ shall, before the first day of August 6891  
~~each~~ in the year in which the license will expire, file an 6892  
application, in a form as the registrar prescribes, for the 6893  
renewal of the license. The fee provided in this section for the 6894  
original license shall accompany the application. 6895

Sec. 4738.18. (A) Any person licensed under division (A) of 6896  
section 4738.03 of the Revised Code who wishes to purchase salvage 6897  
motor vehicles at salvage motor vehicle auctions or salvage motor 6898  
vehicle pools shall make application to the registrar of motor 6899  
vehicles for a buyer's identification card. The application shall 6900  
be on a form prescribed by the registrar and shall contain the 6901  
applicant's name, principal business address, the license number 6902  
under which the applicant will be making purchases, and such other 6903  
information as the registrar requires. In lieu of directly 6904  
obtaining a buyer's identification card or in addition thereto, 6905  
any person licensed under division (A) of section 4738.03 of the 6906  
Revised Code may designate up to two employees to act as buyers 6907  
for the licensee. The licensee shall make application for a 6908  
buyer's identification card for each employee in the same manner 6909  
as for a card for the licensee. 6910

(B) The fee for each buyer's identification card shall be ~~ten~~ 6911  
thirty-five dollars. 6912

(C) Beginning on the effective date of this amendment, each 6913  
buyer's identification card shall expire biennially on a day 6914  
within the two-year cycle that is prescribed by the registrar, 6915  
unless sooner suspended or revoked. Before the first day after the 6916  
day prescribed by the registrar in the year that the card expires, 6917  
each cardholder shall file an application for renewal of the card, 6918  
in a form that the registrar prescribes. A buyer's identification 6919  
card is nontransferable. If the holder of a card no longer 6920  
possesses a valid salvage motor vehicle dealer's license, or if an 6921  
employee of the licensee leaves the employment of the licensee, 6922  
the buyer's identification card of that person is invalid and the 6923  
holder shall return the card to the registrar. 6924

(D) Any person who holds a valid salvage motor vehicle 6925  
dealer's license from another state that imposes qualifications 6926

and requirements with respect to the license that are equivalent 6927  
to those required by Chapter 4738. of the Revised Code may make 6928  
application and receive a buyer's identification card. The person 6929  
shall make application to the registrar who shall, based upon ~~his~~ 6930  
the registrar's investigation, issue a buyer's identification card 6931  
to those applicants who the registrar determines are qualified. 6932

(E) All applicants for a buyer's identification card must be 6933  
of good financial repute and not have been convicted of a felony 6934  
as verified by a report from a law enforcement agency and credit 6935  
report furnished to the registrar by the applicant. 6936

(F) The registrar may revoke or suspend the license of any 6937  
salvage motor vehicle dealer who allows ~~his~~ the dealer's card or 6938  
the card of any employee to be used by any unauthorized person. 6939

**Sec. 4905.06.** The public utilities commission has general 6940  
supervision over all public utilities within its jurisdiction as 6941  
defined in section 4905.05 of the Revised Code, and may examine 6942  
such public utilities and keep informed as to their general 6943  
condition, capitalization, and franchises, and as to the manner in 6944  
which their properties are leased, operated, managed, and 6945  
conducted with respect to the adequacy or accommodation afforded 6946  
by their service, the safety and security of the public and their 6947  
employees, and their compliance with all laws, orders of the 6948  
commission, franchises, and charter requirements. The commission 6949  
has general supervision over all other companies referred to in 6950  
section 4905.05 of the Revised Code to the extent of its 6951  
jurisdiction as defined in that section, and may examine such 6952  
companies and keep informed as to their general condition and 6953  
capitalization, and as to the manner in which their properties are 6954  
leased, operated, managed, and conducted with respect to the 6955  
adequacy or accommodation afforded by their service, and their 6956  
compliance with all laws and orders of the commission, insofar as 6957

any of such matters may relate to the costs associated with the 6958  
provision of electric utility service by public utilities in this 6959  
state which are affiliated or associated with such companies. The 6960  
commission, through the public utilities commissioners or 6961  
inspectors or employees of the commission authorized by it, may 6962  
enter in or upon, for purposes of inspection, any property, 6963  
equipment, building, plant, factory, office, apparatus, machinery, 6964  
device, and lines of any public utility. The power to inspect 6965  
includes the power to prescribe any rule or order that the 6966  
commission finds necessary for protection of the public safety. In 6967  
order to assist the commission in the performance of its duties 6968  
under this chapter, authorized employees of the ~~commercial~~ motor 6969  
~~vehicle safety~~ carrier enforcement unit, created under section 6970  
5503.04 of the Revised Code in the division of state highway 6971  
patrol, of the department of public safety may enter in or upon, 6972  
for inspection purposes, any motor vehicle of any motor 6973  
transportation company or private motor carrier as defined in 6974  
section 4923.02 of the Revised Code. 6975

In order to inspect motor vehicles owned or operated by a 6976  
motor transportation company engaged in the transportation of 6977  
persons, authorized employees of the ~~commercial~~ motor ~~vehicle~~ 6978  
~~safety~~ carrier enforcement unit, division of state highway patrol, 6979  
of the department of public safety may enter in or upon any 6980  
property of any motor transportation company, as defined in 6981  
section ~~4913.02~~ 4921.02 of the Revised Code, engaged in the 6982  
intrastate transportation of persons. 6983

**Sec. 4919.79.** (A) The public utilities commission may adopt 6984  
safety rules applicable to the highway transportation and offering 6985  
for transportation of hazardous materials in interstate commerce, 6986  
which highway transportation takes place into or through this 6987  
state. 6988



(B) The commission may adopt safety rules applicable to the 6989  
highway transportation of persons or property in interstate 6990  
commerce, which transportation takes place into or through this 6991  
state. 6992

(C) Rules adopted under divisions (A) and (B) of this section 6993  
shall be consistent with, and equivalent in scope, coverage, and 6994  
content to, the "Hazardous Materials Transportation Act," 88 Stat. 6995  
2156 (1975), 49 U.S.C.A. 1801, as amended, and regulations adopted 6996  
under it, and the "Motor Carrier Safety Act of 1984," 98 Stat. 6997  
2832, 49 U.S.C.A. 2501, and regulations adopted under it, 6998  
respectively. No person shall violate a rule adopted under 6999  
division (A) or (B) of this section or any order of the commission 7000  
issued to secure compliance with any such rule. 7001

(D) The commission shall cooperate with, and permit the use 7002  
of, the services, records, and facilities of the commission as 7003  
fully as practicable by appropriate officers of the interstate 7004  
commerce commission, the United States department of 7005  
transportation, and other federal agencies or commissions and 7006  
appropriate commissions of other states in the enforcement and 7007  
administration of state and federal laws relating to highway 7008  
transportation by motor vehicles. The commission may enter into 7009  
cooperative agreements with the interstate commerce commission, 7010  
the United States department of transportation, and any other 7011  
federal agency or commission to enforce the economic and safety 7012  
laws and rules of this state and of the United States concerning 7013  
highway transportation by motor vehicles. 7014

(E) To achieve the purposes of this section, the commission 7015  
~~may~~, through its inspectors or other authorized employees, may 7016  
inspect any vehicles of carriers of persons or property in 7017  
interstate commerce subject to the safety rules prescribed by this 7018  
section and may enter upon the premises and vehicles of such 7019  
carriers to examine any of the carriers' records or documents that 7020

relate to the safety of operation of such carriers. In order to 7021  
assist the commission in the performance of its duties under this 7022  
section, authorized employees of the ~~commercial motor vehicle~~ 7023  
~~safety carrier~~ enforcement unit, created under section 5503.34 of 7024  
the Revised Code in the division of state highway patrol, of the 7025  
department of public safety may enter in or upon, for purposes of 7026  
inspection, any vehicle of any such carrier. 7027

In order to inspect motor vehicles owned or operated by 7028  
private motor carriers of persons, authorized employees of the 7029  
~~commercial motor vehicle~~ safety carrier enforcement unit, division 7030  
of state highway patrol, of the department of public safety may 7031  
enter in or upon the premises of any private carrier of persons in 7032  
interstate commerce, subject to the safety rules prescribed by 7033  
this section. 7034

**Sec. 4923.20.** (A) As used in this section: 7035

(1) "Private motor carrier" has the same meaning as in 7036  
section 4923.02 of the Revised Code, except that it includes only 7037  
private motor carriers operating on a not-for-hire basis and 7038  
excludes all private motor carriers operating on a for-hire basis. 7039

(2) "Commercial motor vehicle" has the same meaning as in the 7040  
"Commercial Motor Vehicle Safety Act of 1986," 49 U.S.C.A. 2701, 7041  
as amended, except that "commerce" means trade, traffic, and 7042  
transportation solely within this state. 7043

(B) The public utilities commission may adopt and enforce 7044  
rules concerning the safety of operation of commercial motor 7045  
vehicles by private motor carriers, except that the rules shall 7046  
not affect any rights or duties granted to or imposed upon the 7047  
operator of such a motor vehicle by Chapter 4511. of the Revised 7048  
Code. 7049

(C) The commission may adopt safety rules applicable to the 7050

transportation of hazardous materials by private motor carriers by 7051  
means of commercial motor vehicles and applicable to the offering 7052  
of hazardous materials for such transportation. The rules shall be 7053  
consistent with, and equivalent in scope, coverage, and content 7054  
to, the "Hazardous Materials Transportation Act," 88 Stat. 2156 7055  
(1975), 49 U.S.C.A. 1801, as amended, and regulations adopted 7056  
under it. 7057

(D) To achieve the purposes of this section, the commission 7058  
may, through inspectors or other authorized employees, inspect any 7059  
motor vehicles of such carriers and may enter upon the premises 7060  
and vehicles of the carriers to examine any of the carriers' 7061  
records or documents that relate to the safety of operation of 7062  
private motor carriers. In order to assist the commission in 7063  
performing its duties under this section, authorized employees of 7064  
the ~~commercial~~ motor ~~vehicle safety~~ carrier enforcement unit, 7065  
created under section 5503.34 of the Revised Code in the division 7066  
of state highway patrol, of the department of public safety may 7067  
enter in or upon, for purposes of inspection, any motor vehicle of 7068  
any such carrier. 7069

In order to inspect motor vehicles owned or operated by 7070  
private motor carriers engaged in the transportation of persons, 7071  
authorized employees of the ~~commercial~~ motor ~~vehicle safety~~ 7072  
carrier enforcement unit, division of state highway patrol, of the 7073  
department of public safety may enter in or upon the premises of 7074  
any private motor carrier engaged in the intrastate transportation 7075  
of persons. 7076

(E) No private motor carrier or person offering hazardous 7077  
materials for transportation by private motor carrier shall fail 7078  
to comply with any order, decision, or rule adopted under this 7079  
section or any order of the commission issued to secure compliance 7080  
with any such rule. 7081

Sec. 5502.011. (A) As used in this section, "department of public safety" and "department" include all divisions within the department of public safety. 7082  
7083  
7084

(B) The director of the department of public safety is the chief executive and administrative officer of the department. The director may establish policies governing the department, the performance of its employees and officers, the conduct of its business, and the custody, use, and preservation of departmental records, papers, books, documents, and property. The director also may authorize and approve investigations to be conducted by any of the department's divisions. Whenever the Revised Code imposes a duty upon or requires an action of the department, the director may perform the action or duty in the name of the department or direct such performance to be performed by the director's designee. 7085  
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(C) In addition to any other duties enumerated in the Revised Code, the director or the director's designee shall do all of the following: 7097  
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(1) Administer and direct the performance of the duties of the department; 7100  
7101

(2) Pursuant to Chapter 119. of the Revised Code, approve, adopt, and prescribe such forms and rules as are necessary to carry out the duties of the department; 7102  
7103  
7104

(3) On behalf of the department and in addition to any authority the Revised Code otherwise grants to the department, have the authority and responsibility for approving and entering into contracts, agreements, and other business arrangements; 7105  
7106  
7107  
7108

(4) Make appointments for the department as needed to comply with requirements of the Revised Code; 7109  
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(5) Approve employment actions of the department, including 7111

appointments, promotions, discipline, investigations, and 7112  
terminations; 7113

(6) Accept, hold, and use, for the benefit of the department, 7114  
any gift, donation, bequest, or devise, and may agree to and 7115  
perform all conditions of the gift, donation, bequest, or devise, 7116  
that are not contrary to law; 7117

(7) Do all other acts necessary or desirable to carry out 7118  
this chapter. 7119

(D)(1) The director of public safety may assess a reasonable 7120  
fee, plus the amount of any charge or fee passed on from a 7121  
financial institution, on a drawer or indorser for each of the 7122  
following: 7123

(a) A check, draft, or money order that is returned or 7124  
dishonored; 7125

(b) An automatic bank transfer that is declined, due to 7126  
insufficient funds or for any other reason; 7127

(c) Any financial transaction device that is returned or 7128  
dishonored for any reason. 7129

(2) The director shall deposit any fee collected under this 7130  
division in an appropriate fund as determined by the director 7131  
based on the tax, fee, or fine being paid. 7132

(3) As used in this division, "financial transaction device" 7133  
has the same meaning as in section 113.40 of the Revised Code. 7134

**Sec. 5502.11.** Every law enforcement agency representing a 7135  
township, county, municipal corporation, or other political 7136  
subdivision investigating a motor vehicle accident involving a 7137  
fatality, personal injury, or property damage in an amount ~~not~~ 7138  
~~less~~ greater than ~~one hundred fifty~~ four hundred dollars shall, 7139  
within five days, forward a written report of such accident to the 7140  
director of public safety on a form which the director shall adopt 7141

subject to sections 119.01 to 119.13 of the Revised Code. 7142

**Sec. 5503.03.** The state highway patrol and the superintendent 7143  
of the state highway patrol shall be furnished by the state with 7144  
such vehicles, equipment, and supplies as the director of public 7145  
safety deems necessary, all of which shall remain the property of 7146  
the state and be strictly accounted for by each member of the 7147  
patrol. 7148

The patrol may be equipped with standardized and tested 7149  
devices for weighing vehicles, and may stop and weigh any vehicle 7150  
which appears to weigh in excess of the amounts permitted by 7151  
sections 5577.01 to 5577.14 of the Revised Code. 7152

The superintendent, with the approval of the director, shall 7153  
prescribe rules for instruction and discipline, make all 7154  
administrative rules, and fix the hours of duty for patrol 7155  
officers. ~~He~~ The superintendent shall divide the state into 7156  
districts and assign members of the patrol to such districts in a 7157  
manner that ~~he~~ the superintendent deems proper. ~~He~~ The 7158  
superintendent may transfer members of the patrol from one 7159  
district to another, and classify and rank members of the patrol. 7160  
All promotions to a higher grade shall be made from the next lower 7161  
grade. ~~When~~ Notwithstanding the step seven limitations in division 7162  
(G) of section 124.15 of the Revised Code, when a patrol officer 7163  
is promoted by the superintendent, the officer's salary shall be 7164  
increased to that of the lowest step in the pay range for the new 7165  
grade which shall increase the officer's salary or wage by at 7166  
least nine per cent of the base pay wherever possible. 7167

**Sec. 5503.34.** There is hereby created in the department of 7168  
public safety, division of state highway patrol, a ~~commercial~~ 7169  
motor ~~vehicle safety~~ carrier enforcement unit, to be administered 7170  
by the superintendent of the state highway patrol. This unit shall 7171

be responsible for enforcement of commercial motor vehicle 7172  
transportation safety, economic, and hazardous materials 7173  
requirements. 7174

The superintendent, with the approval of the director of 7175  
public safety, may appoint and maintain necessary staff to carry 7176  
out the duties assigned under this section. 7177

Employees of the ~~commercial motor vehicle safety~~ carrier 7178  
enforcement unit shall cooperate with the public utilities 7179  
commission to enforce compliance with orders and rules of the 7180  
commission, applicable laws under Chapters 4919., 4921., and 4923. 7181  
of the Revised Code, and any other applicable laws or rules. 7182

Uniformed employees of the ~~commercial motor vehicle safety~~ 7183  
carrier enforcement unit may stop commercial motor vehicles for 7184  
the exclusive purpose of inspecting such vehicles to enforce 7185  
compliance with orders and rules of the public utilities 7186  
commission as required by division (F) of section 5502.01 of the 7187  
Revised Code. 7188

**Sec. 5577.05. (A)** No vehicle shall be operated upon the 7189  
public highways, streets, bridges, and culverts within the state, 7190  
whose dimensions exceed those specified in this section. 7191

~~(A)~~(B) No such vehicle shall have a width in excess of: 7192

(1) One hundred four inches for passenger bus type vehicles 7193  
operated exclusively within municipal corporations; 7194

(2) One hundred two inches, excluding such safety devices as 7195  
are required by law, for passenger bus type vehicles operated over 7196  
freeways, and such other state roads with minimum pavement widths 7197  
of twenty-two feet, except those roads or portions thereof over 7198  
which operation of one hundred two-inch buses is prohibited by 7199  
order of the director of transportation; 7200

(3) One hundred thirty-two inches for traction engines; 7201

(4) One hundred two inches for recreational vehicles, 7202  
excluding safety devices and retracted awnings and other 7203  
appurtenances of six inches or less in width and except that the 7204  
director may prohibit the operation of one hundred two inch 7205  
recreational vehicles on designated state highways or portions of 7206  
highways; 7207

(5) One hundred two inches, including load, for all other 7208  
vehicles, except that the director may prohibit the operation of 7209  
one hundred two-inch vehicles on such state highways or portions 7210  
thereof as the director designates. 7211

~~(B)~~(C) No such vehicle shall have a length in excess of: 7212

(1) Sixty feet for passenger bus type vehicles operated by a 7213  
regional transit authority pursuant to sections 306.30 to 306.54 7214  
of the Revised Code; 7215

(2) ~~Forty~~ Forty-five feet for all other passenger bus type 7216  
vehicles; 7217

(3) Fifty-three feet for any semitrailer when operated in a 7218  
commercial tractor-semitrailer combination, with or without load, 7219  
except that the director may prohibit the operation of any such 7220  
commercial tractor-semitrailer combination on such state highways 7221  
or portions thereof as the director designates. 7222

(4) Twenty-eight and one-half feet for any semitrailer or 7223  
trailer when operated in a commercial tractor-semitrailer-trailer 7224  
or commercial tractor-semitrailer-semitrailer combination, except 7225  
that the director may prohibit the operation of any such 7226  
commercial tractor-semitrailer-trailer or commercial 7227  
tractor-semitrailer-semitrailer combination on such state highways 7228  
or portions thereof as the director designates; 7229

(5) Seventy-five feet for drive-away saddlemount vehicle 7230  
transporter combinations and drive-away saddlemount with fullmount 7231



vehicle transporter combinations, not to exceed three 7232  
saddlemounted vehicles, but which may include one fullmount. 7233

(6) Sixty-five feet for any other combination of vehicles 7234  
coupled together, with or without load, except as provided in 7235  
divisions ~~(B)~~(C)(3) and (4), and in division ~~(D)~~(E) of this 7236  
section; 7237

(7) Forty-five feet for recreational vehicles; 7238

(8) Forty feet for all other vehicles except trailers and 7239  
semitrailers, with or without load. 7240

~~(C)~~(D) No such vehicle shall have a height in excess of 7241  
thirteen feet six inches, with or without load. 7242

~~(D)~~(E) An automobile transporter or boat transporter shall be 7243  
allowed a length of sixty-five feet and a stinger-steered 7244  
automobile transporter or stinger-steered boat transporter shall 7245  
be allowed a length of seventy-five feet, except that the load 7246  
thereon may extend no more than four feet beyond the rear of such 7247  
vehicles and may extend no more than three feet beyond the front 7248  
of such vehicles, and except further that the director may 7249  
prohibit the operation of a stinger-steered automobile 7250  
transporter, stinger-steered boat transporter, or a B-train 7251  
assembly on any state highway or portion thereof that the director 7252  
designates. 7253

(F) The widths prescribed in division (B) of this section 7254  
shall not include side mirrors, turn signal lamps, marker lamps, 7255  
handholds for cab entry and egress, flexible fender extensions, 7256  
mud flaps, splash and spray suppressant devices, and load-induced 7257  
tire bulge. 7258

The width prescribed in division ~~(A)~~(B)(5) of this section 7259  
shall not include automatic covering devices ~~used by a vehicle 7260  
hauling solid waste, tarp and tarp hardware, and tiedown 7261  
assemblies, provided these safety devices do not extend more than 7262~~

three inches from each side of the vehicle. 7263

The lengths prescribed in divisions ~~(B)~~(C)(2) to (7) of this 7264  
section shall not include safety devices, bumpers attached to the 7265  
front or rear of such bus or combination, B-train assembly used 7266  
between the first and second semitrailer of a commercial 7267  
tractor-semitrailer-semitrailer combination, energy conservation 7268  
devices as provided in any regulations adopted by the secretary of 7269  
the United States department of transportation, or any 7270  
noncargo-carrying refrigeration equipment attached to the front of 7271  
trailers and semitrailers. In special cases, vehicles whose 7272  
dimensions exceed those prescribed by this section may operate in 7273  
accordance with rules adopted by the director. 7274

~~(E)~~(G) This section does not apply to fire engines, fire 7275  
trucks, or other vehicles or apparatus belonging to any municipal 7276  
corporation or to the volunteer fire department of any municipal 7277  
corporation or used by such department in the discharge of its 7278  
functions. This section does not apply to vehicles and pole 7279  
trailers used in the transportation of wooden and metal poles, nor 7280  
to the transportation of pipes or well-drilling equipment, nor to 7281  
farm machinery and equipment. The owner or operator of any 7282  
vehicle, machinery, or equipment not specifically enumerated in 7283  
this section but the dimensions of which exceed the dimensions 7284  
provided by this section, when operating the same on the highways 7285  
and streets of this state, shall comply with the rules of the 7286  
director governing such movement, which the director may adopt. 7287  
Sections 119.01 to 119.13 of the Revised Code apply to any rules 7288  
the director adopts under this section, or the amendment or 7289  
rescission thereof, and any person adversely affected shall have 7290  
the same right of appeal as provided in those sections. 7291

This section does not require the state, a municipal 7292  
corporation, county, township, or any railroad or other private 7293  
corporation to provide sufficient vertical clearance to permit the 7294

operation of such vehicle, or to make any changes in or about 7295  
existing structures now crossing streets, roads, and other public 7296  
thoroughfares in this state. 7297

~~(F)~~(H) As used in this section, "recreational vehicle" has 7298  
the same meaning as in section 4501.01 of the Revised Code. 7299

**Sec. 5577.99.** (A) Whoever violates the weight provisions of 7300  
sections 5577.01 to 5577.07 or the weight provisions in regard to 7301  
highways under section 5577.04 of the Revised Code shall be fined 7302  
eighty dollars for the first two thousand pounds, or fraction 7303  
thereof, of overload; for overloads in excess of two thousand 7304  
pounds, but not in excess of five thousand pounds, such person 7305  
shall be fined one hundred dollars, and in addition thereto one 7306  
dollar per one hundred pounds of overload; for overloads in excess 7307  
of five thousand pounds, but not in excess of ten thousand pounds, 7308  
such person shall be fined one hundred thirty dollars and in 7309  
addition thereto two dollars per one hundred pounds of overload, 7310  
or imprisoned not more than thirty days, or both. For all 7311  
overloads in excess of ten thousand pounds such person shall be 7312  
fined one hundred sixty dollars, and in addition thereto three 7313  
dollars per one hundred pounds of overload, or imprisoned not more 7314  
than thirty days, or both. Whoever violates the weight provisions 7315  
of vehicle and load relating to gross load limits shall be fined 7316  
not less than one hundred dollars. No penalty prescribed in this 7317  
division shall be imposed on any vehicle combination if the 7318  
overload on any axle does not exceed one thousand pounds, and if 7319  
the immediately preceding or following axle, excepting the front 7320  
axle of the vehicle combination, is underloaded by the same or a 7321  
greater amount. For purposes of this division, two axles on one 7322  
vehicle less than eight feet apart, shall be considered as one 7323  
axle. 7324

(B) Whoever violates the weight provisions of section 7325

5571.071 or 5577.08 or the weight provisions in regard to bridges 7326  
under section 5577.09, and whoever exceeds the carrying capacity 7327  
specified under section 5591.42 of the Revised Code, shall be 7328  
fined eighty dollars for the first two thousand pounds, or 7329  
fraction thereof, of overload; for overloads in excess of two 7330  
thousand pounds, but not in excess of five thousand pounds, the 7331  
person shall be fined one hundred dollars, and in addition thereto 7332  
one dollar per one hundred pounds of overload; for overloads in 7333  
excess of five thousand pounds, but not in excess of ten thousand 7334  
pounds, the person shall be fined one hundred thirty dollars, and 7335  
in addition thereto two dollars per one hundred pounds of 7336  
overload, or imprisoned not more than thirty days, or both. For 7337  
all overloads in excess of ten thousand pounds, the person shall 7338  
be fined one hundred sixty dollars, and in addition thereto three 7339  
dollars per one hundred pounds of overload, or imprisoned not more 7340  
than thirty days, or both. 7341

Notwithstanding any other provision of the Revised Code that 7342  
specifies a procedure for the distribution of fines, all fines 7343  
collected pursuant to this section shall be paid into the treasury 7344  
of the county and credited to any fund for the maintenance and 7345  
repair of roads, highways, bridges, or culverts. 7346

(C) Whoever violates any other provision of sections 5577.01 7347  
to 5577.09 of the Revised Code ~~shall be fined not more than~~ 7348  
~~twenty five dollars for~~ is guilty of a minor misdemeanor on a 7349  
~~first offense; for a second offense within one year thereafter,~~ 7350  
~~such person shall be fined not less than ten nor more than one~~ 7351  
~~hundred dollars, or imprisoned not more than ten days, or both;~~ 7352  
~~for~~ on a second or subsequent offense ~~within one year after the~~ 7353  
~~first offense,~~ such person ~~shall be fined not less than~~ 7354  
~~twenty five nor more than two hundred dollars, or imprisoned not~~ 7355  
~~more than thirty days, or both~~ is guilty of a misdemeanor of the 7356  
fourth degree. 7357

(D) Whoever violates section 5577.10 of the Revised Code 7358  
shall be fined not more than five thousand dollars or imprisoned 7359  
for not less than thirty days nor more than six months, or both. 7360

(E) Whoever violates section 5577.11 of the Revised Code 7361  
shall be fined not more than twenty-five dollars. 7362

**Section 2.** That existing sections 109.801, 1548.06, 1548.09, 7363  
1548.13, 2935.27, 2937.221, 3937.41, 3937.45, 4501.01, 4501.02, 7364  
4501.021, 4503.01, 4503.03, 4503.034, 4503.04, 4503.041, 4503.042, 7365  
4503.10, 4503.12, 4503.24, 4503.44, 4505.06, 4505.08, 4505.09, 7366  
4505.10, 4505.11, 4505.13, 4505.141, 4506.01, 4506.08, 4506.11, 7367  
4506.12, 4507.13, 4507.141, 4507.19, 4507.20, 4507.50, 4507.51, 7368  
4507.53, 4507.99, 4509.05, 4509.101, 4509.79, 4510.036, 4510.22, 7369  
4510.31, 4510.43, 4511.01, 4513.61, 4513.63, 4517.10, 4517.14, 7370  
4519.03, 4519.05, 4519.55, 4519.56, 4519.58, 4519.61, 4519.631, 7371  
4519.68, 4549.08, 4738.05, 4738.18, 4905.06, 4919.79, 4923.20, 7372  
5502.11, 5503.03, 5503.34, 5577.05, and 5577.99 of the Revised 7373  
Code are hereby repealed. 7374

**Section 3.** Sections 2935.27, 2937.221, 4510.036, 4510.22, 7375  
4510.31, and 4510.43 of the Revised Code, as amended by this act, 7376  
shall take effect January 1, 2004. 7377

**Section 4.** The amendment by this act of section 4549.08 of 7378  
the Revised Code has interim effect and does not supersede the 7379  
earlier amendment, with delayed effective date, of the section by 7380  
Am. Sub. S.B. 123 of the 124th General Assembly. 7381

**Section 5.** That the versions of sections 4501.01, 4503.10, 7382  
4503.12, 4503.44, 4505.11, 4506.01, 4506.11, 4506.12, 4507.13, 7383  
4507.19, 4507.20, 4507.50, 4507.99, 4509.101, 4509.79, 4511.01, 7384  
and 4519.05 of the Revised Code that are scheduled to take effect 7385  
January 1, 2004, be amended to read as follows: 7386

**Sec. 4501.01.** As used in this chapter and Chapters 4503., 7387  
4505., 4507., 4509., 4510., 4511., 4513., 4515., and 4517. of the 7388  
Revised Code, and in the penal laws, except as otherwise provided: 7389

(A) "Vehicles" means everything on wheels or runners, 7390  
including motorized bicycles, but does not mean electric personal 7391  
assistive mobility devices, vehicles that are operated exclusively 7392  
on rails or tracks or from overhead electric trolley wires, and 7393  
vehicles that belong to any police department, municipal fire 7394  
department, or volunteer fire department, or that are used by such 7395  
a department in the discharge of its functions. 7396

(B) "Motor vehicle" means any vehicle, including mobile homes 7397  
and recreational vehicles, that is propelled or drawn by power 7398  
other than muscular power or power collected from overhead 7399  
electric trolley wires. "Motor vehicle" does not include motorized 7400  
bicycles, road rollers, traction engines, power shovels, power 7401  
cranes, and other equipment used in construction work and not 7402  
designed for or employed in general highway transportation, 7403  
well-drilling machinery, ditch-digging machinery, farm machinery, 7404  
trailers that are used to transport agricultural produce or 7405  
agricultural production materials between a local place of storage 7406  
or supply and the farm when drawn or towed on a public road or 7407  
highway at a speed of twenty-five miles per hour or less, 7408  
threshing machinery, hay-baling machinery, corn sheller, 7409  
hammermill and agricultural tractors, machinery used in the 7410  
production of horticultural, agricultural, and vegetable products, 7411  
and trailers that are designed and used exclusively to transport a 7412  
boat between a place of storage and a marina, or in and around a 7413  
marina, when drawn or towed on a public road or highway for a 7414  
distance of no more than ten miles and at a speed of twenty-five 7415  
miles per hour or less. 7416

(C) "Agricultural tractor" and "traction engine" mean any 7417

self-propelling vehicle that is designed or used for drawing other 7418  
vehicles or wheeled machinery, but has no provisions for carrying 7419  
loads independently of such other vehicles, and that is used 7420  
principally for agricultural purposes. 7421

(D) "Commercial tractor," except as defined in division (C) 7422  
of this section, means any motor vehicle that has motive power and 7423  
either is designed or used for drawing other motor vehicles, or is 7424  
designed or used for drawing another motor vehicle while carrying 7425  
a portion of the other motor vehicle or its load, or both. 7426

(E) "Passenger car" means any motor vehicle that is designed 7427  
and used for carrying not more than nine persons and includes any 7428  
motor vehicle that is designed and used for carrying not more than 7429  
fifteen persons in a ridesharing arrangement. 7430

(F) "Collector's vehicle" means any motor vehicle or 7431  
agricultural tractor or traction engine that is of special 7432  
interest, that has a fair market value of one hundred dollars or 7433  
more, whether operable or not, and that is owned, operated, 7434  
collected, preserved, restored, maintained, or used essentially as 7435  
a collector's item, leisure pursuit, or investment, but not as the 7436  
owner's principal means of transportation. "Licensed collector's 7437  
vehicle" means a collector's vehicle, other than an agricultural 7438  
tractor or traction engine, that displays current, valid license 7439  
tags issued under section 4503.45 of the Revised Code, or a 7440  
similar type of motor vehicle that displays current, valid license 7441  
tags issued under substantially equivalent provisions in the laws 7442  
of other states. 7443

(G) "Historical motor vehicle" means any motor vehicle that 7444  
is over twenty-five years old and is owned solely as a collector's 7445  
item and for participation in club activities, exhibitions, tours, 7446  
parades, and similar uses, but that in no event is used for 7447  
general transportation. 7448

(H) "Noncommercial motor vehicle" means any motor vehicle, 7449  
including a farm truck as defined in section 4503.04 of the 7450  
Revised Code, that is designed by the manufacturer to carry a load 7451  
of no more than one ton and is used exclusively for purposes other 7452  
than engaging in business for profit. 7453

(I) "Bus" means any motor vehicle that has motor power and is 7454  
designed and used for carrying more than nine passengers, except 7455  
any motor vehicle that is designed and used for carrying not more 7456  
than fifteen passengers in a ridesharing arrangement. 7457

(J) "Commercial car" or "truck" means any motor vehicle that 7458  
has motor power and is designed and used for carrying merchandise 7459  
or freight, or that is used as a commercial tractor. 7460

(K) "Bicycle" means every device, other than a tricycle that 7461  
is designed solely for use as a play vehicle by a child, that is 7462  
propelled solely by human power upon which any person may ride, 7463  
and that has either two tandem wheels, or one wheel in front and 7464  
two wheels in the rear, any of which is more than fourteen inches 7465  
in diameter. 7466

(L) "Motorized bicycle" means any vehicle that either has two 7467  
tandem wheels or one wheel in the front and two wheels in the 7468  
rear, that is capable of being pedaled, and that is equipped with 7469  
a helper motor of not more than fifty cubic centimeters piston 7470  
displacement that produces no more than one brake horsepower and 7471  
is capable of propelling the vehicle at a speed of no greater than 7472  
twenty miles per hour on a level surface. 7473

(M) "Trailer" means any vehicle without motive power that is 7474  
designed or used for carrying property or persons wholly on its 7475  
own structure and for being drawn by a motor vehicle, and includes 7476  
any such vehicle that is formed by or operated as a combination of 7477  
a semitrailer and a vehicle of the dolly type such as that 7478  
commonly known as a trailer dolly, a vehicle used to transport 7479



agricultural produce or agricultural production materials between 7480  
a local place of storage or supply and the farm when drawn or 7481  
towed on a public road or highway at a speed greater than 7482  
twenty-five miles per hour, and a vehicle that is designed and 7483  
used exclusively to transport a boat between a place of storage 7484  
and a marina, or in and around a marina, when drawn or towed on a 7485  
public road or highway for a distance of more than ten miles or at 7486  
a speed of more than twenty-five miles per hour. "Trailer" does 7487  
not include a manufactured home or travel trailer. 7488

(N) "Noncommercial trailer" means any trailer, except a 7489  
travel trailer or trailer that is used to transport a boat as 7490  
described in division (B) of this section, but, where applicable, 7491  
includes a vehicle that is used to transport a boat as described 7492  
in division (M) of this section, that has a gross weight of no 7493  
more than three thousand pounds, and that is used exclusively for 7494  
purposes other than engaging in business for a profit. 7495

(O) "Mobile home" means a building unit or assembly of closed 7496  
construction that is fabricated in an off-site facility, is more 7497  
than thirty-five body feet in length or, when erected on site, is 7498  
three hundred twenty or more square feet, is built on a permanent 7499  
chassis, is transportable in one or more sections, and does not 7500  
qualify as a manufactured home as defined in division (C)(4) of 7501  
section 3781.06 of the Revised Code or as an industrialized unit 7502  
as defined in division (C)(3) of section 3781.06 of the Revised 7503  
Code. 7504

(P) "Semitrailer" means any vehicle of the trailer type that 7505  
does not have motive power and is so designed or used with another 7506  
and separate motor vehicle that in operation a part of its own 7507  
weight or that of its load, or both, rests upon and is carried by 7508  
the other vehicle furnishing the motive power for propelling 7509  
itself and the vehicle referred to in this division, and includes, 7510  
for the purpose only of registration and taxation under those 7511

chapters, any vehicle of the dolly type, such as a trailer dolly, 7512  
that is designed or used for the conversion of a semitrailer into 7513  
a trailer. 7514

(Q) "Recreational vehicle" means a vehicular portable 7515  
structure that meets all of the following conditions: 7516

(1) It is designed for the sole purpose of recreational 7517  
travel. 7518

(2) It is not used for the purpose of engaging in business 7519  
for profit. 7520

(3) It is not used for the purpose of engaging in intrastate 7521  
commerce. 7522

(4) It is not used for the purpose of commerce as defined in 7523  
49 C.F.R. 383.5, as amended. 7524

(5) It is not regulated by the public utilities commission 7525  
pursuant to Chapter 4919., 4921., or 4923. of the Revised Code. 7526

(6) It is classed as one of the following: 7527

(a) "Travel trailer" means a nonself-propelled recreational 7528  
vehicle that does not exceed an overall length of thirty-five 7529  
feet, exclusive of bumper and tongue or coupling, and contains 7530  
less than three hundred twenty square feet of space when erected 7531  
on site. "Travel trailer" includes a tent-type fold-out camping 7532  
trailer as defined in section 4517.01 of the Revised Code. 7533

(b) "Motor home" means a self-propelled recreational vehicle 7534  
that has no fifth wheel and is constructed with permanently 7535  
installed facilities for cold storage, cooking and consuming of 7536  
food, and for sleeping. 7537

(c) "Truck camper" means a nonself-propelled recreational 7538  
vehicle that does not have wheels for road use and is designed to 7539  
be placed upon and attached to a motor vehicle. "Truck camper" 7540  
does not include truck covers that consist of walls and a roof, 7541

but do not have floors and facilities enabling them to be used as 7542  
a dwelling. 7543

(d) "Fifth wheel trailer" means a vehicle that is of such 7544  
size and weight as to be movable without a special highway permit, 7545  
that has a gross trailer area of four hundred square feet or less, 7546  
that is constructed with a raised forward section that allows a 7547  
bi-level floor plan, and that is designed to be towed by a vehicle 7548  
equipped with a fifth-wheel hitch ordinarily installed in the bed 7549  
of a truck. 7550

(e) "Park trailer" means a vehicle that is commonly known as 7551  
a park model recreational vehicle, meets the American national 7552  
standard institute standard A119.5 (1988) for park trailers, is 7553  
built on a single chassis, has a gross trailer area of four 7554  
hundred square feet or less when set up, is designed for seasonal 7555  
or temporary living quarters, and may be connected to utilities 7556  
necessary for the operation of installed features and appliances. 7557

(R) "Pneumatic tires" means tires of rubber and fabric or 7558  
tires of similar material, that are inflated with air. 7559

(S) "Solid tires" means tires of rubber or similar elastic 7560  
material that are not dependent upon confined air for support of 7561  
the load. 7562

(T) "Solid tire vehicle" means any vehicle that is equipped 7563  
with two or more solid tires. 7564

(U) "Farm machinery" means all machines and tools that are 7565  
used in the production, harvesting, and care of farm products, and 7566  
includes trailers that are used to transport agricultural produce 7567  
or agricultural production materials between a local place of 7568  
storage or supply and the farm when drawn or towed on a public 7569  
road or highway at a speed of twenty-five miles per hour or less. 7570

(V) "Owner" includes any person or firm, other than a 7571  
manufacturer or dealer, that has title to a motor vehicle, except 7572

that, in sections 4505.01 to 4505.19 of the Revised Code, "owner" 7573  
includes in addition manufacturers and dealers. 7574

(W) "Manufacturer" and "dealer" include all persons and firms 7575  
that are regularly engaged in the business of manufacturing, 7576  
selling, displaying, offering for sale, or dealing in motor 7577  
vehicles, at an established place of business that is used 7578  
exclusively for the purpose of manufacturing, selling, displaying, 7579  
offering for sale, or dealing in motor vehicles. A place of 7580  
business that is used for manufacturing, selling, displaying, 7581  
offering for sale, or dealing in motor vehicles shall be deemed to 7582  
be used exclusively for those purposes even though snowmobiles or 7583  
all-purpose vehicles are sold or displayed for sale thereat, even 7584  
though farm machinery is sold or displayed for sale thereat, or 7585  
even though repair, accessory, gasoline and oil, storage, parts, 7586  
service, or paint departments are maintained thereat, or, in any 7587  
county having a population of less than seventy-five thousand at 7588  
the last federal census, even though a department in a place of 7589  
business is used to dismantle, salvage, or rebuild motor vehicles 7590  
by means of used parts, if such departments are operated for the 7591  
purpose of furthering and assisting in the business of 7592  
manufacturing, selling, displaying, offering for sale, or dealing 7593  
in motor vehicles. Places of business or departments in a place of 7594  
business used to dismantle, salvage, or rebuild motor vehicles by 7595  
means of using used parts are not considered as being maintained 7596  
for the purpose of assisting or furthering the manufacturing, 7597  
selling, displaying, and offering for sale or dealing in motor 7598  
vehicles. 7599

(X) "Operator" includes any person who drives or operates a 7600  
motor vehicle upon the public highways. 7601

(Y) "Chauffeur" means any operator who operates a motor 7602  
vehicle, other than a taxicab, as an employee for hire; or any 7603  
operator whether or not the owner of a motor vehicle, other than a 7604

taxicab, who operates such vehicle for transporting, for gain, 7605  
compensation, or profit, either persons or property owned by 7606  
another. Any operator of a motor vehicle who is voluntarily 7607  
involved in a ridesharing arrangement is not considered an 7608  
employee for hire or operating such vehicle for gain, 7609  
compensation, or profit. 7610

(Z) "State" includes the territories and federal districts of 7611  
the United States, and the provinces of Canada. 7612

(AA) "Public roads and highways" for vehicles includes all 7613  
public thoroughfares, bridges, and culverts. 7614

(BB) "Manufacturer's number" means the manufacturer's 7615  
original serial number that is affixed to or imprinted upon the 7616  
chassis or other part of the motor vehicle. 7617

(CC) "Motor number" means the manufacturer's original number 7618  
that is affixed to or imprinted upon the engine or motor of the 7619  
vehicle. 7620

(DD) "Distributor" means any person who is authorized by a 7621  
motor vehicle manufacturer to distribute new motor vehicles to 7622  
licensed motor vehicle dealers at an established place of business 7623  
that is used exclusively for the purpose of distributing new motor 7624  
vehicles to licensed motor vehicle dealers, except when the 7625  
distributor also is a new motor vehicle dealer, in which case the 7626  
distributor may distribute at the location of the distributor's 7627  
licensed dealership. 7628

(EE) "Ridesharing arrangement" means the transportation of 7629  
persons in a motor vehicle where the transportation is incidental 7630  
to another purpose of a volunteer driver and includes ridesharing 7631  
arrangements known as carpools, vanpools, and buspools. 7632

(FF) "Apportionable vehicle" means any vehicle that is used 7633  
or intended for use in two or more international registration plan 7634  
member jurisdictions that allocate or proportionally register 7635

vehicles, that is used for the transportation of persons for hire 7636  
or designed, used, or maintained primarily for the transportation 7637  
of property, and that meets any of the following qualifications: 7638

(1) Is a power unit having a gross vehicle weight in excess 7639  
of twenty-six thousand pounds; 7640

(2) Is a power unit having three or more axles, regardless of 7641  
the gross vehicle weight; 7642

(3) Is a combination vehicle with a gross vehicle weight in 7643  
excess of twenty-six thousand pounds. 7644

"Apportionable vehicle" does not include recreational 7645  
vehicles, vehicles displaying restricted plates, city pick-up and 7646  
delivery vehicles, buses used for the transportation of chartered 7647  
parties, or vehicles owned and operated by the United States, this 7648  
state, or any political subdivisions thereof. 7649

(GG) "Chartered party" means a group of persons who contract 7650  
as a group to acquire the exclusive use of a passenger-carrying 7651  
motor vehicle at a fixed charge for the vehicle in accordance with 7652  
the carrier's tariff, lawfully on file with the United States 7653  
department of transportation, for the purpose of group travel to a 7654  
specified destination or for a particular itinerary, either agreed 7655  
upon in advance or modified by the chartered group after having 7656  
left the place of origin. 7657

(HH) "International registration plan" means a reciprocal 7658  
agreement of member jurisdictions that is endorsed by the American 7659  
association of motor vehicle administrators, and that promotes and 7660  
encourages the fullest possible use of the highway system by 7661  
authorizing apportioned registration of fleets of vehicles and 7662  
recognizing registration of vehicles apportioned in member 7663  
jurisdictions. 7664

(II) "Restricted plate" means a license plate that has a 7665  
restriction of time, geographic area, mileage, or commodity, and 7666

includes license plates issued to farm trucks under division 7667  
(~~K~~)(J) of section 4503.04 of the Revised Code. 7668

(JJ) "Gross vehicle weight," with regard to any commercial 7669  
car, trailer, semitrailer, or bus that is taxed at the rates 7670  
established under section 4503.042 of the Revised Code, means the 7671  
unladen weight of the vehicle fully equipped plus the maximum 7672  
weight of the load to be carried on the vehicle. 7673

(KK) "Combined gross vehicle weight" with regard to any 7674  
combination of a commercial car, trailer, and semitrailer, that is 7675  
taxed at the rates established under section 4503.042 of the 7676  
Revised Code, means the total unladen weight of the combination of 7677  
vehicles fully equipped plus the maximum weight of the load to be 7678  
carried on that combination of vehicles. 7679

(LL) "Chauffeured limousine" means a motor vehicle that is 7680  
designed to carry nine or fewer passengers and is operated for 7681  
hire on an hourly basis pursuant to a prearranged contract for the 7682  
transportation of passengers on public roads and highways along a 7683  
route under the control of the person hiring the vehicle and not 7684  
over a defined and regular route. "Prearranged contract" means an 7685  
agreement, made in advance of boarding, to provide transportation 7686  
from a specific location in a chauffeured limousine at a fixed 7687  
rate per hour or trip. "Chauffeured limousine" does not include 7688  
any vehicle that is used exclusively in the business of funeral 7689  
directing. 7690

(MM) "Manufactured home" has the same meaning as in division 7691  
(C)(4) of section 3781.06 of the Revised Code. 7692

(NN) "Acquired situs," with respect to a manufactured home or 7693  
a mobile home, means to become located in this state by the 7694  
placement of the home on real property, but does not include the 7695  
placement of a manufactured home or a mobile home in the inventory 7696  
of a new motor vehicle dealer or the inventory of a manufacturer, 7697

remanufacturer, or distributor of manufactured or mobile homes. 7698

(OO) "Electronic" includes electrical, digital, magnetic, 7699  
optical, electromagnetic, or any other form of technology that 7700  
entails capabilities similar to these technologies. 7701

(PP) "Electronic record" means a record generated, 7702  
communicated, received, or stored by electronic means for use in 7703  
an information system or for transmission from one information 7704  
system to another. 7705

(QQ) "Electronic signature" means a signature in electronic 7706  
form attached to or logically associated with an electronic 7707  
record. 7708

(RR) "Financial transaction device" has the same meaning as 7709  
in division (A) of section 113.40 of the Revised Code. 7710

(SS) "Electronic motor vehicle dealer" means a motor vehicle 7711  
dealer licensed under Chapter 4517. of the Revised Code whom the 7712  
registrar of motor vehicles determines meets the criteria 7713  
designated in section 4503.035 of the Revised Code for electronic 7714  
motor vehicle dealers and designates as an electronic motor 7715  
vehicle dealer under that section. 7716

(TT) "Electric personal assistive mobility device" means a 7717  
self-balancing two non-tandem wheeled device that is designed to 7718  
transport only one person, has an electric propulsion system of an 7719  
average of seven hundred fifty watts, and when ridden on a paved 7720  
level surface by an operator who weighs one hundred seventy pounds 7721  
has a maximum speed of less than twenty miles per hour. 7722

~~(TT)~~(UU) "Limited driving privileges" means the privilege to 7723  
operate a motor vehicle that a court grants under section 4510.021 7724  
of the Revised Code to a person whose driver's or commercial 7725  
driver's license or permit or nonresident operating privilege has 7726  
been suspended. 7727



Sec. 4503.10. (A) The owner of every snowmobile, off-highway 7728  
motorcycle, and all-purpose vehicle required to be registered 7729  
under section 4519.02 of the Revised Code shall file an 7730  
application for registration under section 4519.03 of the Revised 7731  
Code. The owner of a motor vehicle, other than a snowmobile, 7732  
off-highway motorcycle, or all-purpose vehicle, that is not 7733  
designed and constructed by the manufacturer for operation on a 7734  
street or highway may not register it under this chapter except 7735  
upon certification of inspection pursuant to section 4513.02 of 7736  
the Revised Code by the sheriff, or the chief of police of the 7737  
municipal corporation or township, with jurisdiction over the 7738  
political subdivision in which the owner of the motor vehicle 7739  
resides. Except as provided in section 4503.103 of the Revised 7740  
Code, every owner of every other motor vehicle not previously 7741  
described in this section and every person mentioned as owner in 7742  
the last certificate of title of a motor vehicle that is operated 7743  
or driven upon the public roads or highways shall cause to be 7744  
filed each year, by mail or otherwise, in the office of the 7745  
registrar of motor vehicles or a deputy registrar, a written or 7746  
electronic application or a preprinted registration renewal notice 7747  
issued under section 4503.102 of the Revised Code, the form of 7748  
which shall be prescribed by the registrar, for registration for 7749  
the following registration year, which shall begin on the first 7750  
day of January of every calendar year and end on the thirty-first 7751  
day of December in the same year. Applications for registration 7752  
and registration renewal notices shall be filed at the times 7753  
established by the registrar pursuant to section 4503.101 of the 7754  
Revised Code. A motor vehicle owner also may elect to apply for or 7755  
renew a motor vehicle registration by electronic means using 7756  
electronic signature in accordance with rules adopted by the 7757  
registrar. Except as provided in division (J) of this section, 7758  
applications for registration shall be made on blanks furnished by 7759

the registrar for that purpose, containing the following 7760  
information: 7761

(1) A brief description of the motor vehicle to be 7762  
registered, including the ~~name of the manufacturer, the factory~~ 7763  
~~number of the vehicle, the year's model~~ year, make, model, and 7764  
vehicle identification number, and, in the case of commercial 7765  
cars, the gross weight of the vehicle fully equipped computed in 7766  
the manner prescribed in section 4503.08 of the Revised Code; 7767

(2) The name and residence address of the owner, and the 7768  
township and municipal corporation in which the owner resides; 7769

(3) The district of registration, which shall be determined 7770  
as follows: 7771

(a) In case the motor vehicle to be registered is used for 7772  
hire or principally in connection with any established business or 7773  
branch business, conducted at a particular place, the district of 7774  
registration is the municipal corporation in which that place is 7775  
located or, if not located in any municipal corporation, the 7776  
county and township in which that place is located. 7777

(b) In case the vehicle is not so used, the district of 7778  
registration is the municipal corporation or county in which the 7779  
owner resides at the time of making the application. 7780

(4) Whether the motor vehicle is a new or used motor vehicle; 7781

(5) The date of purchase of the motor vehicle; 7782

(6) Whether the fees required to be paid for the registration 7783  
or transfer of the motor vehicle, during the preceding 7784  
registration year and during the preceding period of the current 7785  
registration year, have been paid. Each application for 7786  
registration shall be signed by the owner, either manually or by 7787  
electronic signature, or pursuant to obtaining a limited power of 7788  
attorney authorized by the registrar for registration, or other 7789

document authorizing such signature. If the owner elects to apply 7790  
for or renew the motor vehicle registration with the registrar by 7791  
electronic means, the owner's manual signature is not required. 7792

(7) The owner's social security number, if assigned, or, 7793  
where a motor vehicle to be registered is used for hire or 7794  
principally in connection with any established business, the 7795  
owner's federal taxpayer identification number. The bureau of 7796  
motor vehicles shall retain in its records all social security 7797  
numbers provided under this section, but the bureau shall not 7798  
place social security numbers on motor vehicle certificates of 7799  
registration. 7800

(B) Each time an applicant first registers a motor vehicle in 7801  
the applicant's name, the applicant shall present for inspection a 7802  
physical certificate of title or memorandum certificate showing 7803  
title to the motor vehicle to be registered in the name of the 7804  
applicant if a physical certificate of title or memorandum 7805  
certificate has been issued by a clerk of a court of common pleas. 7806  
If, under sections 4505.021, 4505.06, and 4505.08 of the Revised 7807  
Code, a clerk instead has issued an electronic certificate of 7808  
title for the applicant's motor vehicle, that certificate may be 7809  
presented for inspection at the time of first registration in a 7810  
manner prescribed by rules adopted by the registrar. When a motor 7811  
vehicle inspection and maintenance program is in effect under 7812  
section 3704.14 of the Revised Code and rules adopted under it, 7813  
each application for registration for a vehicle required to be 7814  
inspected under that section and those rules shall be accompanied 7815  
by an inspection certificate for the motor vehicle issued in 7816  
accordance with that section. The application shall be refused if 7817  
any of the following applies: 7818

(1) The application is not in proper form. 7819

(2) The application is prohibited from being accepted by 7820  
division (D) of section 2935.27, division (A) of section 2937.221, 7821

division (A) of section 4503.13, division (B) of section 4510.22, 7822  
or division (B)(1) of section 4521.10 of the Revised Code. 7823

(3) A certificate of title or memorandum certificate of title 7824  
does not accompany the application or, in the case of an 7825  
electronic certificate of title, is not presented in a manner 7826  
prescribed by the registrar's rules. 7827

(4) All registration and transfer fees for the motor vehicle, 7828  
for the preceding year or the preceding period of the current 7829  
registration year, have not been paid. 7830

(5) The owner or lessee does not have an inspection 7831  
certificate for the motor vehicle as provided in section 3704.14 7832  
of the Revised Code, and rules adopted under it, if that section 7833  
is applicable. 7834

This section does not require the payment of license or 7835  
registration taxes on a motor vehicle for any preceding year, or 7836  
for any preceding period of a year, if the motor vehicle was not 7837  
taxable for that preceding year or period under sections 4503.02, 7838  
4503.04, 4503.11, 4503.12, and 4503.16 or Chapter 4504. of the 7839  
Revised Code. When a certificate of registration is issued upon 7840  
the first registration of a motor vehicle by or on behalf of the 7841  
owner, the official issuing the certificate shall indicate the 7842  
issuance with a stamp on the certificate of title or memorandum 7843  
certificate or, in the case of an electronic certificate of title, 7844  
an electronic stamp or other notation as specified in rules 7845  
adopted by the registrar, and with a stamp on the inspection 7846  
certificate for the motor vehicle, if any. The official also shall 7847  
indicate, by a stamp or by other means the registrar prescribes, 7848  
on the registration certificate issued upon the first registration 7849  
of a motor vehicle by or on behalf of the owner the odometer 7850  
reading of the motor vehicle as shown in the odometer statement 7851  
included in or attached to the certificate of title. Upon each 7852  
subsequent registration of the motor vehicle by or on behalf of 7853

the same owner, the official also shall so indicate the odometer 7854  
reading of the motor vehicle as shown on the immediately preceding 7855  
certificate of registration. 7856

The registrar shall include in the permanent registration 7857  
record of any vehicle required to be inspected under section 7858  
3704.14 of the Revised Code the inspection certificate number from 7859  
the inspection certificate that is presented at the time of 7860  
registration of the vehicle as required under this division. 7861

(C)(1) Commencing with each registration renewal with an 7862  
expiration date on or after October 1, 2003, and for each initial 7863  
application for registration received on and after that date, the 7864  
registrar and each deputy registrar shall collect an additional 7865  
fee of eleven dollars for each application for registration and 7866  
registration renewal received. The additional fee is for the 7867  
purpose of defraying the department of public safety's costs 7868  
associated with the administration and enforcement of the motor 7869  
vehicle and traffic laws of Ohio. Each deputy registrar shall 7870  
transmit the fees collected under division (C)(1) of this section 7871  
in the time and manner provided in this section. The registrar 7872  
shall deposit all moneys received under division (C)(1) of this 7873  
section into the state highway safety fund established in section 7874  
4501.06 of the Revised Code. 7875

(2) In addition, a charge of twenty-five cents shall be made 7876  
for each reflectorized safety license plate issued, and a single 7877  
charge of twenty-five cents shall be made for each county 7878  
identification sticker or each set of county identification 7879  
stickers issued, as the case may be, to cover the cost of 7880  
producing the license plates and stickers, including material, 7881  
manufacturing, and administrative costs. Those fees shall be in 7882  
addition to the license tax. If the total cost of producing the 7883  
plates is less than twenty-five cents per plate, or if the total 7884  
cost of producing the stickers is less than twenty-five cents per 7885

sticker or per set issued, any excess moneys accruing from the 7886  
fees shall be distributed in the same manner as provided by 7887  
section 4501.04 of the Revised Code for the distribution of 7888  
license tax moneys. If the total cost of producing the plates 7889  
exceeds twenty-five cents per plate, or if the total cost of 7890  
producing the stickers exceeds twenty-five cents per sticker or 7891  
per set issued, the difference shall be paid from the license tax 7892  
moneys collected pursuant to section 4503.02 of the Revised Code. 7893

(D) Each deputy registrar shall be allowed a fee of two 7894  
dollars and seventy-five cents commencing on July 1, 2001, three 7895  
dollars and twenty-five cents commencing on January 1, 2003, and 7896  
three dollars and fifty cents commencing on January 1, 2004, for 7897  
each application for registration and registration renewal notice 7898  
the deputy registrar receives, which shall be for the purpose of 7899  
compensating the deputy registrar for the deputy registrar's 7900  
services, and such office and rental expenses, as may be necessary 7901  
for the proper discharge of the deputy registrar's duties in the 7902  
receiving of applications and renewal notices and the issuing of 7903  
registrations. 7904

(E) Upon the certification of the registrar, the county 7905  
sheriff or local police officials shall recover license plates 7906  
erroneously or fraudulently issued. 7907

(F) Each deputy registrar, upon receipt of any application 7908  
for registration or registration renewal notice, together with the 7909  
license fee and any local motor vehicle license tax levied 7910  
pursuant to Chapter 4504. of the Revised Code, shall transmit that 7911  
fee and tax, if any, in the manner provided in this section, 7912  
together with the original and duplicate copy of the application, 7913  
to the registrar. The registrar, subject to the approval of the 7914  
director of public safety, may deposit the funds collected by 7915  
those deputies in a local bank or depository to the credit of the 7916  
"state of Ohio, bureau of motor vehicles." Where a local bank or 7917

depository has been designated by the registrar, each deputy 7918  
registrar shall deposit all moneys collected by the deputy 7919  
registrar into that bank or depository not more than one business 7920  
day after their collection and shall make reports to the registrar 7921  
of the amounts so deposited, together with any other information, 7922  
some of which may be prescribed by the treasurer of state, as the 7923  
registrar may require and as prescribed by the registrar by rule. 7924  
The registrar, within three days after receipt of notification of 7925  
the deposit of funds by a deputy registrar in a local bank or 7926  
depository, shall draw on that account in favor of the treasurer 7927  
of state. The registrar, subject to the approval of the director 7928  
and the treasurer of state, may make reasonable rules necessary 7929  
for the prompt transmittal of fees and for safeguarding the 7930  
interests of the state and of counties, townships, municipal 7931  
corporations, and transportation improvement districts levying 7932  
local motor vehicle license taxes. The registrar may pay service 7933  
charges usually collected by banks and depositories for such 7934  
service. If deputy registrars are located in communities where 7935  
banking facilities are not available, they shall transmit the fees 7936  
forthwith, by money order or otherwise, as the registrar, by rule 7937  
approved by the director and the treasurer of state, may 7938  
prescribe. The registrar may pay the usual and customary fees for 7939  
such service. 7940

(G) This section does not prevent any person from making an 7941  
application for a motor vehicle license directly to the registrar 7942  
by mail, by electronic means, or in person at any of the 7943  
registrar's offices, upon payment of a service fee of two dollars 7944  
and seventy-five cents commencing on July 1, 2001, three dollars 7945  
and twenty-five cents commencing on January 1, 2003, and three 7946  
dollars and fifty cents commencing on January 1, 2004, for each 7947  
application. 7948

(H) No person shall make a false statement as to the district 7949

of registration in an application required by division (A) of this 7950  
section. Violation of this division is falsification under section 7951  
2921.13 of the Revised Code and punishable as specified in that 7952  
section. 7953

(I)(1) Where applicable, the requirements of division (B) of 7954  
this section relating to the presentation of an inspection 7955  
certificate issued under section 3704.14 of the Revised Code and 7956  
rules adopted under it for a motor vehicle, the refusal of a 7957  
license for failure to present an inspection certificate, and the 7958  
stamping of the inspection certificate by the official issuing the 7959  
certificate of registration apply to the registration of and 7960  
issuance of license plates for a motor vehicle under sections 7961  
4503.102, 4503.12, 4503.14, 4503.15, 4503.16, 4503.171, 4503.172, 7962  
4503.19, 4503.40, 4503.41, 4503.42, 4503.43, 4503.44, 4503.46, 7963  
4503.47, and 4503.51 of the Revised Code. 7964

(2)(a) The registrar shall adopt rules ensuring that each 7965  
owner registering a motor vehicle in a county where a motor 7966  
vehicle inspection and maintenance program is in effect under 7967  
section 3704.14 of the Revised Code and rules adopted under it 7968  
receives information about the requirements established in that 7969  
section and those rules and about the need in those counties to 7970  
present an inspection certificate with an application for 7971  
registration or preregistration. 7972

(b) Upon request, the registrar shall provide the director of 7973  
environmental protection, or any person that has been awarded a 7974  
contract under division (D) of section 3704.14 of the Revised 7975  
Code, an on-line computer data link to registration information 7976  
for all passenger cars, noncommercial motor vehicles, and 7977  
commercial cars that are subject to that section. The registrar 7978  
also shall provide to the director of environmental protection a 7979  
magnetic data tape containing registration information regarding 7980  
passenger cars, noncommercial motor vehicles, and commercial cars 7981



for which a multi-year registration is in effect under section 7982  
4503.103 of the Revised Code or rules adopted under it, including, 7983  
without limitation, the date of issuance of the multi-year 7984  
registration, the registration deadline established under rules 7985  
adopted under section 4503.101 of the Revised Code that was 7986  
applicable in the year in which the multi-year registration was 7987  
issued, and the registration deadline for renewal of the 7988  
multi-year registration. 7989

(J) Application for registration under the international 7990  
registration plan, as set forth in sections 4503.60 to 4503.66 of 7991  
the Revised Code, shall be made to the registrar on forms 7992  
furnished by the registrar. In accordance with international 7993  
registration plan guidelines and pursuant to rules adopted by the 7994  
registrar, the forms shall include the following: 7995

(1) A uniform mileage schedule; 7996

(2) The gross vehicle weight of the vehicle or combined gross 7997  
vehicle weight of the combination vehicle as declared by the 7998  
registrant; 7999

(3) Any other information the registrar requires by rule. 8000

**Sec. 4503.12.** (A) Upon the transfer of ownership of a motor 8001  
vehicle, the registration of the motor vehicle expires, and the 8002  
original owner immediately shall remove the license plates from 8003  
the motor vehicle, except that: 8004

(1) If a statutory merger or consolidation results in the 8005  
transfer of ownership of a motor vehicle from a constituent 8006  
corporation to the surviving corporation, or if the incorporation 8007  
of a proprietorship or partnership results in the transfer of 8008  
ownership of a motor vehicle from the proprietorship or 8009  
partnership to the corporation, the registration shall be 8010  
continued upon the filing by the surviving or new corporation, 8011

within thirty days of such transfer, of an application for an 8012  
amended certificate of registration, ~~unless such registration is~~ 8013  
~~prohibited by division (D) of section 2935.27, division (A) of~~ 8014  
~~section 2937.221, division (B) of section 4507.168, or division~~ 8015  
~~(B)(1) of section 4521.10 of the Revised Code. The application~~ 8016  
~~shall be accompanied by a service fee of two dollars and~~ 8017  
~~seventy five cents commencing on July 1, 2001, three dollars and~~ 8018  
~~twenty five cents commencing on January 1, 2003, and three dollars~~ 8019  
~~and fifty cents commencing on January 1, 2004, a transfer fee of~~ 8020  
~~one dollar, and the original certificate of registration. Upon a~~ 8021  
proper filing, the registrar of motor vehicles shall issue an 8022  
amended certificate of registration in the name of the new owner. 8023

(2) If the death of the owner of a motor vehicle results in 8024  
the transfer of ownership of the motor vehicle to the surviving 8025  
spouse of the owner or if a motor vehicle is owned by two persons 8026  
under joint ownership with right of survivorship established under 8027  
section 2131.12 of the Revised Code and one of those persons dies, 8028  
the registration shall be continued upon the filing by the 8029  
survivor of an application for an amended certificate of 8030  
registration, ~~unless such registration is prohibited by division~~ 8031  
~~(D) of section 2935.27, division (A) of section 2937.221, division~~ 8032  
~~(A) of section 4503.13, division (B) of section 4510.22, or~~ 8033  
~~division (B)(1) of section 4521.10 of the Revised Code. The~~ 8034  
~~application shall be accompanied by a service fee of two dollars~~ 8035  
~~and seventy five cents commencing on July 1, 2001, three dollars~~ 8036  
~~and twenty five cents commencing on January 1, 2003, and three~~ 8037  
~~dollars and fifty cents commencing on January 1, 2004, a transfer~~ 8038  
~~fee of one dollar, the original certificate of registration, and,~~ 8039  
~~in.~~ In relation to a motor vehicle that is owned by two persons 8040  
under joint ownership with right of survivorship established under 8041  
section 2131.12 of the Revised Code, the application shall be 8042  
accompanied by a copy of the certificate of title that specifies 8043  
that the vehicle is owned under joint ownership with right of 8044

survivorship. Upon a proper filing, the registrar shall issue an amended certificate of registration in the name of the survivor.

(3) If the death of the owner of a motor vehicle results in the transfer of ownership of the motor vehicle to a transfer-on-death beneficiary or beneficiaries designated under section 2131.13 of the Revised Code, the registration shall be continued upon the filing by the transfer-on-death beneficiary or beneficiaries of an application for an amended certificate of registration, ~~unless that registration is prohibited by division (D) of section 2935.27, division (A) of section 2937.221, division (A) of section 4503.13, division (B) of section 4510.22, or division (B)(1) of section 4521.10 of the Revised Code.~~ The application shall be accompanied by a ~~service fee of two dollars and seventy five cents commencing on July 1, 2001, three dollars and twenty five cents commencing on January 1, 2003, and three dollars and fifty cents commencing on January 1, 2004, a transfer fee of one dollar, the original certificate of registration, and a~~ copy of the certificate of title that specifies that the owner of the motor vehicle has designated the motor vehicle in beneficiary form under section 2131.13 of the Revised Code. Upon a proper filing, the registrar shall issue an amended certificate of registration in the name of the transfer-on-death beneficiary or beneficiaries.

(4) If the original owner of a motor vehicle that has been transferred makes application for the registration of another motor vehicle at any time during the remainder of the registration period for which the transferred motor vehicle was registered, the owner, ~~unless such registration is prohibited by division (D) of section 2935.27, division (A) of section 2937.221, division (A) of section 4503.13, division (E) of section 4503.234, division (B) of section 4510.22, or division (B)(1) of section 4521.10 of the Revised Code,~~ may file an application for transfer of the

registration and, where applicable, the license plates, 8077  
~~accompanied by a service fee of two dollars and seventy five cents~~ 8078  
~~commencing on July 1, 2001, three dollars and twenty five cents~~ 8079  
~~commencing on January 1, 2003, and three dollars and fifty cents~~ 8080  
~~commencing on January 1, 2004, a transfer fee of one dollar, and~~ 8081  
~~the original certificate of registration.~~ The transfer of the 8082  
registration and, where applicable, the license plates from the 8083  
motor vehicle for which they originally were issued to a 8084  
succeeding motor vehicle purchased by the same person in whose 8085  
name the original registration and license plates were issued 8086  
shall be done within a period not to exceed thirty days. During 8087  
that thirty-day period, the license plates from the motor vehicle 8088  
for which they originally were issued may be displayed on the 8089  
succeeding motor vehicle, and the succeeding motor vehicle may be 8090  
operated on the public roads and highways in this state. 8091

At the time of application for transfer, the registrar shall 8092  
compute and collect the amount of tax due on the succeeding motor 8093  
vehicle, based upon the amount that would be due on a new 8094  
registration as of the date on which the transfer is made less a 8095  
credit for the unused portion of the original registration 8096  
beginning on that date. If the credit exceeds the amount of tax 8097  
due on the new registration, no refund shall be made. In computing 8098  
the amount of tax due and credits to be allowed under this 8099  
division, the provisions of division (B)(1)(a) and (b) of section 8100  
4503.11 of the Revised Code shall apply. As to passenger cars, 8101  
noncommercial vehicles, motor homes, and motorcycles, transfers 8102  
within or between these classes of motor vehicles only shall be 8103  
allowed. If the succeeding motor vehicle is of a different class 8104  
than the motor vehicle for which the registration originally was 8105  
issued, new license plates also shall be issued upon the surrender 8106  
of the license plates originally issued and payment of the fees 8107  
provided in divisions (C) and (D) of section 4503.10 of the 8108  
Revised Code. 8109

(5) The owner of a commercial car having a gross vehicle 8110  
weight or combined gross vehicle weight of more than ten thousand 8111  
pounds may transfer the registration of that commercial car to 8112  
another commercial car the owner owns without transferring 8113  
ownership of the first commercial car, ~~unless registration of the~~ 8114  
~~second commercial car is prohibited by division (D) of section~~ 8115  
~~2935.27, division (A) of section 2937.221, division (A) of section~~ 8116  
~~4503.13, division (B) of section 4507.168, or division (B)(1) of~~ 8117  
~~section 4521.10 of the Revised Code.~~ At any time during the 8118  
remainder of the registration period for which the first 8119  
commercial car was registered, the owner may file an application 8120  
for the transfer of the registration and, where applicable, the 8121  
license plates, accompanied by a ~~service fee of two dollars and~~ 8122  
~~seventy five cents commencing on July 1, 2001, three dollars and~~ 8123  
~~twenty five cents commencing on January 1, 2003, and three dollars~~ 8124  
~~and fifty cents commencing on January 1, 2004, a transfer fee of~~ 8125  
~~one dollar, and~~ the certificate of registration of the first 8126  
commercial car. The amount of any tax due or credit to be allowed 8127  
for a transfer of registration under this division shall be 8128  
computed in accordance with division (A)(4) of this section. 8129

No commercial car to which a registration is transferred 8130  
under this division shall be operated on a public road or highway 8131  
in this state until after the transfer of registration is 8132  
completed in accordance with this division. 8133

(6) Upon application to the registrar or a deputy registrar, 8134  
a person who owns or leases a motor vehicle may transfer special 8135  
license plates assigned to that vehicle to any other vehicle that 8136  
the person owns or leases or that is owned or leased by the 8137  
person's spouse. ~~The application shall be accompanied by a service~~ 8138  
~~fee of two dollars and seventy five cents commencing on July 1,~~ 8139  
~~2001, three dollars and twenty five cents commencing on January 1,~~ 8140  
~~2003, and three dollars and fifty cents commencing on January 1,~~ 8141

2004, a transfer fee of one dollar, and the original certificate 8142  
of registration. As appropriate, the application also shall be 8143  
accompanied by a power of attorney for the registration of a 8144  
leased vehicle and a written statement releasing the special 8145  
plates to the applicant. Upon a proper filing, the registrar or 8146  
deputy registrar shall assign the special license plates to the 8147  
motor vehicle owned or leased by the applicant and issue a new 8148  
certificate of registration for that motor vehicle. 8149

(7) If a corporation transfers the ownership of a motor 8150  
vehicle to an affiliated corporation, the affiliated corporation 8151  
may apply to the registrar for the transfer of the registration 8152  
and any license plates. The registrar may require the applicant to 8153  
submit documentation of the corporate relationship and shall 8154  
determine whether the application for registration transfer is 8155  
made in good faith and not for the purposes of circumventing the 8156  
provisions of this chapter. Upon a proper filing, the registrar 8157  
shall issue an amended certificate of registration in the name of 8158  
the new owner. 8159

(B) An application under division (A) of this section shall 8160  
be accompanied by a service fee of two dollars and seventy-five 8161  
cents commencing on July 1, 2001, three dollars and twenty-five 8162  
cents commencing on January 1, 2003, and three dollars and fifty 8163  
cents commencing on January 1, 2004, a transfer fee of one dollar, 8164  
and the original certificate of registration, if applicable. 8165

(C) Neither the registrar nor a deputy registrar shall 8166  
transfer a registration under division (A) of this section if the 8167  
registration is prohibited by division (D) of section 2935.27, 8168  
division (A) of section 2937.221, division (A) of section 4503.13, 8169  
division (D) of section 4503.234, division (B) of section 4510.22, 8170  
or division (B)(1) of section 4521.10 of the Revised Code. 8171

(D) Whoever violates division (A) of this section is guilty 8172  
of a misdemeanor of the fourth degree. 8173

~~(C)~~(E) As used in division (A)(6) of this section, "special license plates" means either of the following: 8174  
8175

(1) Any license plates for which the person to whom the license plates are issued must pay an additional fee in excess of the fees prescribed in section 4503.04 of the Revised Code, Chapter 4504. of the Revised Code, and the service fee prescribed in division (D) or (G) of section 4503.10 of the Revised Code; 8176  
8177  
8178  
8179  
8180

(2) License plates issued under section 4503.44 of the Revised Code. 8181  
8182

**Sec. 4503.44.** (A) As used in this section and in section 4511.69 of the Revised Code: 8183  
8184

(1) "Person with a disability that limits or impairs the ability to walk" means any person who, as determined by a physician or chiropractor, meets any of the following criteria: 8185  
8186  
8187

(a) Cannot walk two hundred feet without stopping to rest; 8188

(b) Cannot walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; 8189  
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8191

(c) Is restricted by a lung disease to such an extent that the person's forced (respiratory) expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty millimeters of mercury on room air at rest; 8192  
8193  
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(d) Uses portable oxygen; 8197

(e) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American heart association; 8198  
8199  
8200  
8201

(f) Is severely limited in the ability to walk due to an 8202

arthritic, neurological, or orthopedic condition; 8203

(g) Is blind. 8204

(2) "Organization" means any private organization or 8205  
corporation, or any governmental board, agency, department, 8206  
division, or office, that, as part of its business or program, 8207  
transports persons with disabilities that limit or impair the 8208  
ability to walk on a regular basis in a motor vehicle that has not 8209  
been altered for the purpose of providing it with special 8210  
equipment for use by handicapped persons. This definition does not 8211  
apply to division (J) of this section. 8212

(3) "Physician" means a person licensed to practice medicine 8213  
or surgery or osteopathic medicine and surgery under Chapter 4731. 8214  
of the Revised Code. 8215

(4) "Chiropractor" means a person licensed to practice 8216  
chiropractic under Chapter 4734. of the Revised Code. 8217

(B) Any organization or person with a disability that limits 8218  
or impairs the ability to walk may apply to the registrar of motor 8219  
vehicles for a removable windshield placard or, if the person owns 8220  
or leases a motor vehicle, the person may apply for the 8221  
registration of any motor vehicle the person owns or leases. In 8222  
addition to one or more sets of license plates or one placard, a 8223  
person with a disability that limits or impairs the ability to 8224  
walk is entitled to one additional placard, but only if the person 8225  
applies separately for the additional placard, states the reasons 8226  
why the additional placard is needed, and the registrar, in the 8227  
registrar's discretion, determines that good and justifiable cause 8228  
exists to approve the request for the additional placard. When a 8229  
motor vehicle has been altered for the purpose of providing it 8230  
with special equipment for a person with a disability that limits 8231  
or impairs the ability to walk, but is owned or leased by someone 8232  
other than such a person, the owner or lessee may apply to the 8233



registrar or a deputy registrar for registration under this 8234  
section. The application for registration of a motor vehicle owned 8235  
or leased by a person with a disability that limits or impairs the 8236  
ability to walk shall be accompanied by a signed statement from 8237  
the applicant's personal physician or chiropractor certifying that 8238  
the applicant meets at least one of the criteria contained in 8239  
division (A)(1) of this section and that the disability is 8240  
expected to continue for more than six consecutive months. The 8241  
application for a removable windshield placard made by a person 8242  
with a disability that limits or impairs the ability to walk shall 8243  
be accompanied by a prescription from the applicant's personal 8244  
physician or chiropractor prescribing such a placard for the 8245  
applicant, ~~and by a signed statement certifying~~ provided that the 8246  
applicant meets at least one of the criteria contained in division 8247  
(A)(1) of this section. The physician or chiropractor shall state 8248  
on the prescription the length of time the physician or 8249  
chiropractor expects the applicant to have the disability that 8250  
limits or impairs the applicant's ability to walk. The application 8251  
for a removable windshield placard made by an organization shall 8252  
be accompanied by such documentary evidence of regular transport 8253  
of persons with disabilities that limit or impair the ability to 8254  
walk by the organization as the registrar may require by rule and 8255  
shall be completed in accordance with procedures that the 8256  
registrar may require by rule. The application for registration of 8257  
a motor vehicle that has been altered for the purpose of providing 8258  
it with special equipment for a person with a disability that 8259  
limits or impairs the ability to walk but is owned by someone 8260  
other than such a person shall be accompanied by such documentary 8261  
evidence of vehicle alterations as the registrar may require by 8262  
rule. 8263

(C) When an organization, a person with a disability that 8264  
limits or impairs the ability to walk, or a person who does not 8265  
have a disability that limits or impairs the ability to walk but 8266

owns a motor vehicle that has been altered for the purpose of 8267  
providing it with special equipment for a person with a disability 8268  
that limits or impairs the ability to walk first submits an 8269  
application for registration of a motor vehicle under this section 8270  
and every fifth year thereafter, the organization or person shall 8271  
submit a signed statement from the applicant's personal physician 8272  
or chiropractor, a completed application, and any required 8273  
documentary evidence of vehicle alterations as provided in 8274  
division (B) of this section, and also a power of attorney from 8275  
the owner of the motor vehicle if the applicant leases the 8276  
vehicle. Upon submission of these items, the registrar or deputy 8277  
registrar shall issue to the applicant appropriate vehicle 8278  
registration and a set of license plates and validation stickers, 8279  
or validation stickers alone when required by section 4503.191 of 8280  
the Revised Code. In addition to the letters and numbers 8281  
ordinarily inscribed thereon, the license plates shall be 8282  
imprinted with the international symbol of access. The license 8283  
plates and validation stickers shall be issued upon payment of the 8284  
regular license fee as prescribed under section 4503.04 of the 8285  
Revised Code and any motor vehicle tax levied under Chapter 4504. 8286  
of the Revised Code, and the payment of a service fee equal to the 8287  
amount specified in division (D) or (G) of section 4503.10 of the 8288  
Revised Code. 8289

(D)(1) Upon receipt of a completed and signed application for 8290  
a removable windshield placard, a prescription as described in 8291  
division (B) of this section, documentary evidence of regular 8292  
transport of persons with disabilities that limit or impair the 8293  
ability to walk, if required, and payment of a service fee equal 8294  
to the amount specified in division (D) or (G) of section 4503.10 8295  
of the Revised Code, the registrar or deputy registrar shall issue 8296  
to the applicant a removable windshield placard, which shall bear 8297  
the date of expiration on both sides of the placard and shall be 8298  
valid until expired, revoked, or surrendered. Every removable 8299

windshield placard expires as described in division (D)(2) of this 8300  
section, but in no case shall a removable windshield placard be 8301  
valid for a period of less than sixty days. Removable windshield 8302  
placards shall be renewable upon application as provided in 8303  
division (B) of this section, and a service fee equal to the 8304  
amount specified in division (D) or (G) of section 4503.10 of the 8305  
Revised Code shall be charged for the renewal of a removable 8306  
windshield placard. The registrar shall provide the application 8307  
form and shall determine the information to be included thereon. 8308  
The registrar also shall determine the form and size of the 8309  
removable windshield placard, the material of which it is to be 8310  
made, and any other information to be included thereon, and shall 8311  
adopt rules relating to the issuance, expiration, revocation, 8312  
surrender, and proper display of such placards. Any placard issued 8313  
after October 14, 1999, shall be manufactured in a manner that 8314  
allows the expiration date of the placard to be indicated on it 8315  
through the punching, drilling, boring, or creation by any other 8316  
means of holes in the placard. 8317

(2) At the time a removable windshield placard is issued to a 8318  
person with a disability that limits or impairs the ability to 8319  
walk, the registrar or deputy registrar shall enter into the 8320  
records of the bureau of motor vehicles the last date on which the 8321  
person will have that disability, as indicated on the accompanying 8322  
prescription. Not less than thirty days prior to that date and all 8323  
removable windshield placard renewal dates, the bureau shall send 8324  
a renewal notice to that person at the person's last known address 8325  
as shown in the records of the bureau, informing the person that 8326  
the person's removable windshield placard will expire on the 8327  
indicated date not to exceed five years from the date of issuance, 8328  
and that the person is required to renew the placard by submitting 8329  
to the registrar or a deputy registrar another prescription, as 8330  
described in division (B) of this section, and by complying with 8331  
the renewal provisions prescribed in division (D)(1) of this 8332

section. If such a prescription is not received by the registrar 8333  
or a deputy registrar by that date, the placard issued to that 8334  
person expires and no longer is valid, and this fact shall be 8335  
recorded in the records of the bureau. 8336

(3) At least once every year, on a date determined by the 8337  
registrar, the bureau shall examine the records of the office of 8338  
vital statistics, located within the department of health, that 8339  
pertain to deceased persons, and also the bureau's records of all 8340  
persons who have been issued removable windshield placards and 8341  
temporary removable windshield placards. If the records of the 8342  
office of vital statistics indicate that a person to whom a 8343  
removable windshield placard or temporary removable windshield 8344  
placard has been issued is deceased, the bureau shall cancel that 8345  
placard, and note the cancellation in its records. 8346

The office of vital statistics shall make available to the 8347  
bureau all information necessary to enable the bureau to comply 8348  
with division (D)(3) of this section. 8349

(4) Nothing in this section shall be construed to require a 8350  
person or organization to apply for a removable windshield placard 8351  
or special license plates if the parking card or special license 8352  
plates issued to the person or organization under prior law have 8353  
not expired or been surrendered or revoked. 8354

(E) Any person with a disability that limits or impairs the 8355  
ability to walk may apply to the registrar or a deputy registrar 8356  
for a temporary removable windshield placard. The application for 8357  
a temporary removable windshield placard shall be accompanied by a 8358  
prescription from the applicant's personal physician or 8359  
chiropractor prescribing such a placard for the applicant, ~~and by~~ 8360  
~~a signed statement certifying~~ provided that the applicant meets at 8361  
least one of the criteria contained in division (A)(1) of this 8362  
section and that the disability is expected to continue for six 8363  
consecutive months or less. The physician or chiropractor shall 8364

state on the prescription the length of time the physician or 8365  
chiropractor expects the applicant to have the disability that 8366  
limits or impairs the applicant's ability to walk, which cannot 8367  
exceed six months from the date of the prescription. Upon receipt 8368  
of an application for a temporary removable windshield placard, 8369  
presentation of the prescription ~~and the signed statement~~ from the 8370  
applicant's personal physician or chiropractor, and payment of a 8371  
service fee equal to the amount specified in division (D) or (G) 8372  
of section 4503.10 of the Revised Code, the registrar or deputy 8373  
registrar shall issue to the applicant a temporary removable 8374  
windshield placard. The temporary removable windshield placard 8375  
shall be of the same size and form as the removable windshield 8376  
placard, shall be printed in white on a red-colored background, 8377  
and shall bear the word "temporary" in letters of such size as the 8378  
registrar shall prescribe. A temporary removable windshield 8379  
placard also shall bear the date of expiration on the front and 8380  
back of the placard, and shall be valid until expired, 8381  
surrendered, or revoked, but in no case shall such a placard be 8382  
valid for a period of less than sixty days. The registrar shall 8383  
provide the application form and shall determine the information 8384  
to be included on it. The registrar also shall determine the 8385  
material of which the temporary removable windshield placard is to 8386  
be made and any other information to be included on the placard 8387  
and shall adopt rules relating to the issuance, expiration, 8388  
surrender, revocation, and proper display of those placards. Any 8389  
temporary removable windshield placard issued after October 14, 8390  
1999, shall be manufactured in a manner that allows for the 8391  
expiration date of the placard to be indicated on it through the 8392  
punching, drilling, boring, or creation by any other means of 8393  
holes in the placard. 8394

(F) If an applicant for a removable windshield placard is a 8395  
veteran of the armed forces of the United States whose disability, 8396  
as defined in division (A)(1) of this section, is 8397

service-connected, the registrar or deputy registrar, upon receipt 8398  
of the application, presentation of a signed statement from the 8399  
applicant's personal physician or chiropractor certifying the 8400  
applicant's disability, and presentation of such documentary 8401  
evidence from the department of veterans affairs that the 8402  
disability of the applicant meets at least one of the criteria 8403  
identified in division (A)(1) of this section and is 8404  
service-connected as the registrar may require by rule, but 8405  
without the payment of any service fee, shall issue the applicant 8406  
a removable windshield placard that is valid until expired, 8407  
surrendered, or revoked. 8408

Upon a conviction of a violation of division (H), (I), or (J) 8409  
of this section, the court shall report the conviction, and send 8410  
the placard or parking card, if available, to the registrar, who 8411  
thereupon shall revoke the privilege of using the placard or 8412  
parking card and send notice in writing to the placardholder or 8413  
cardholder at that holder's last known address as shown in the 8414  
records of the bureau, and the placardholder or cardholder shall 8415  
return the placard or card if not previously surrendered to the 8416  
court, to the registrar within ten days following mailing of the 8417  
notice. 8418

Whenever a person to whom a removable windshield placard or 8419  
parking card has been issued moves to another state, the person 8420  
shall surrender the placard or card to the registrar; and whenever 8421  
an organization to which a placard or card has been issued changes 8422  
its place of operation to another state, the organization shall 8423  
surrender the placard or card to the registrar. 8424

(G) Subject to division (F) of section 4511.69 of the Revised 8425  
Code, the operator of a motor vehicle displaying a removable 8426  
windshield placard, temporary removable windshield placard, 8427  
parking card, or the special license plates authorized by this 8428  
section is entitled to park the motor vehicle in any special 8429

parking location reserved for persons with disabilities that limit 8430  
or impair the ability to walk, also known as handicapped parking 8431  
spaces or disability parking spaces. 8432

(H) No person or organization that is not eligible under 8433  
division (B) or (E) of this section shall willfully and falsely 8434  
represent that the person or organization is so eligible. 8435

No person or organization shall display license plates issued 8436  
under this section unless the license plates have been issued for 8437  
the vehicle on which they are displayed and are valid. 8438

(I) No person or organization to which a removable windshield 8439  
placard or temporary removable windshield placard is issued shall 8440  
do either of the following: 8441

(1) Display or permit the display of the placard on any motor 8442  
vehicle when having reasonable cause to believe the motor vehicle 8443  
is being used in connection with an activity that does not include 8444  
providing transportation for persons with disabilities that limit 8445  
or impair the ability to walk; 8446

(2) Refuse to return or surrender the placard, when required. 8447

(J)(1) No person or organization to which a parking card is 8448  
issued shall do either of the following: 8449

(a) Display or permit the display of the parking card on any 8450  
motor vehicle when having reasonable cause to believe the motor 8451  
vehicle is being used in connection with an activity that does not 8452  
include providing transportation for a handicapped person; 8453

(b) Refuse to return or surrender the parking card, when 8454  
required. 8455

(2) As used in division (J) of this section: 8456

(a) "Handicapped person" means any person who has lost the 8457  
use of one or both legs or one or both arms, who is blind, deaf, 8458  
or so severely handicapped as to be unable to move about without 8459

the aid of crutches or a wheelchair, or whose mobility is 8460  
restricted by a permanent cardiovascular, pulmonary, or other 8461  
handicapping condition. 8462

(b) "Organization" means any private organization or 8463  
corporation, or any governmental board, agency, department, 8464  
division, or office, that, as part of its business or program, 8465  
transports handicapped persons on a regular basis in a motor 8466  
vehicle that has not been altered for the purposes of providing it 8467  
with special equipment for use by handicapped persons. 8468

(K) If a removable windshield placard, temporary removable 8469  
windshield placard, or parking card is lost, destroyed, or 8470  
mutilated, the placardholder or cardholder may obtain a duplicate 8471  
by doing both of the following: 8472

(1) Furnishing suitable proof of the loss, destruction, or 8473  
mutilation to the registrar; 8474

(2) Paying a service fee equal to the amount specified in 8475  
division (D) or (G) of section 4503.10 of the Revised Code. 8476

Any placardholder or cardholder who loses a placard or card 8477  
and, after obtaining a duplicate, finds the original, immediately 8478  
shall surrender the original placard or card to the registrar. 8479

(L) The registrar shall pay all fees received under this 8480  
section for the issuance of removable windshield placards or 8481  
temporary removable windshield placards or duplicate removable 8482  
windshield placards or cards into the state treasury to the credit 8483  
of the state bureau of motor vehicles fund created in section 8484  
4501.25 of the Revised Code. 8485

(M) For purposes of enforcing this section, every peace 8486  
officer is deemed to be an agent of the registrar. Any peace 8487  
officer or any authorized employee of the bureau of motor vehicles 8488  
who, in the performance of duties authorized by law, becomes aware 8489  
of a person whose placard or parking card has been revoked 8490



pursuant to this section, may confiscate that placard or parking 8491  
card and return it to the registrar. The registrar shall prescribe 8492  
any forms used by law enforcement agencies in administering this 8493  
section. 8494

No peace officer, law enforcement agency employing a peace 8495  
officer, or political subdivision or governmental agency employing 8496  
a peace officer, and no employee of the bureau is liable in a 8497  
civil action for damages or loss to persons arising out of the 8498  
performance of any duty required or authorized by this section. As 8499  
used in this division, "peace officer" has the same meaning as in 8500  
division (B) of section 2935.01 of the Revised Code. 8501

(N) All applications for registration of motor vehicles, 8502  
removable windshield placards, and temporary removable windshield 8503  
placards issued under this section, all renewal notices for such 8504  
items, and all other publications issued by the bureau that relate 8505  
to this section shall set forth the criminal penalties that may be 8506  
imposed upon a person who violates any provision relating to 8507  
special license plates issued under this section, the parking of 8508  
vehicles displaying such license plates, and the issuance, 8509  
procurement, use, and display of removable windshield placards and 8510  
temporary removable windshield placards issued under this section. 8511

(O) Whoever violates this section is guilty of a misdemeanor 8512  
of the fourth degree. 8513

**Sec. 4505.11.** (A) Each owner of a motor vehicle and each 8514  
person mentioned as owner in the last certificate of title, when 8515  
the motor vehicle is dismantled, destroyed, or changed in such 8516  
manner that it loses its character as a motor vehicle, or changed 8517  
in such manner that it is not the motor vehicle described in the 8518  
certificate of title, shall surrender the certificate of title to 8519  
that motor vehicle to a clerk of a court of common pleas, and the 8520  
clerk, with the consent of any holders of any liens noted on the 8521

certificate of title, then shall enter a cancellation upon the 8522  
clerk's records and shall notify the registrar of motor vehicles 8523  
of the cancellation. 8524

Upon the cancellation of a certificate of title in the manner 8525  
prescribed by this section, any clerk and the registrar of motor 8526  
vehicles may cancel and destroy all certificates and all 8527  
memorandum certificates in that chain of title. 8528

(B) If an Ohio certificate of title or salvage certificate of 8529  
title to a motor vehicle is assigned to a salvage dealer, the 8530  
dealer is not required to obtain an Ohio certificate of title or a 8531  
salvage certificate of title to the motor vehicle in the dealer's 8532  
own name if the dealer dismantles or destroys the motor vehicle, 8533  
indicates the number of the dealer's motor vehicle salvage 8534  
dealer's license on it, marks "FOR DESTRUCTION" across the face of 8535  
the certificate of title or salvage certificate of title, and 8536  
surrenders the certificate of title or salvage certificate of 8537  
title to a clerk of a court of common pleas as provided in 8538  
division (A) of this section. If the salvage dealer retains the 8539  
motor vehicle for resale, the dealer shall make application for a 8540  
salvage certificate of title to the motor vehicle in the dealer's 8541  
own name as provided in division (C)(1) of this section. 8542

(C)(1) When an insurance company declares it economically 8543  
impractical to repair such a motor vehicle and has paid an agreed 8544  
price for the purchase of the motor vehicle to any insured or 8545  
claimant owner, the insurance company shall receive the 8546  
certificate of title and the motor vehicle and proceed as follows. 8547  
Within thirty days, the insurance company shall deliver the 8548  
certificate of title to a clerk of a court of common pleas and 8549  
shall make application for a salvage certificate of title. The 8550  
clerk shall issue the salvage certificate of title on a form, 8551  
prescribed by the registrar, that shall be easily distinguishable 8552  
from the original certificate of title and shall bear the same 8553

~~number and~~ information as the original certificate of title except 8554  
that it may bear a different number than that of the original 8555  
certificate of title. Except as provided in division (C)(2) of 8556  
this section, the salvage certificate of title shall be assigned 8557  
by the insurance company to a salvage dealer or any other person 8558  
for use as evidence of ownership upon the sale or other 8559  
disposition of the motor vehicle, and the salvage certificate of 8560  
title shall be transferrable to any other person. The clerk shall 8561  
charge a fee of four dollars for the cost of processing each 8562  
salvage certificate of title. 8563

(2) If an insurance company considers a motor vehicle as 8564  
described in division (C)(1) of this section to be impossible to 8565  
restore for highway operation, the insurance company may assign 8566  
the certificate of title to the motor vehicle to a salvage dealer 8567  
or scrap metal processing facility and send the assigned 8568  
certificate of title to the clerk of the court of common pleas of 8569  
the any county ~~in which the salvage dealer or scrap metal~~ 8570  
~~processing facility is located.~~ The insurance company shall mark 8571  
the face of the certificate of title "FOR DESTRUCTION" and shall 8572  
deliver a photocopy of the certificate of title to the salvage 8573  
dealer or scrap metal processing facility for its records. 8574

(3) If an insurance company declares it economically 8575  
impractical to repair a motor vehicle, agrees to pay to the 8576  
insured or claimant owner an amount in settlement of a claim 8577  
against a policy of motor vehicle insurance covering the motor 8578  
vehicle, and agrees to permit the insured or claimant owner to 8579  
retain possession of the motor vehicle, the insurance company 8580  
shall not pay the insured or claimant owner any amount in 8581  
settlement of the insurance claim until the owner obtains a 8582  
salvage certificate of title to the vehicle and furnishes a copy 8583  
of the salvage certificate of title to the insurance company. 8584

(D) When a self-insured organization, rental or leasing 8585

company, or secured creditor becomes the owner of a motor vehicle 8586  
that is burned, damaged, or dismantled and is determined to be 8587  
economically impractical to repair, the self-insured organization, 8588  
rental or leasing company, or secured creditor shall do one of the 8589  
following: 8590

(1) Mark the face of the certificate of title to the motor 8591  
vehicle "FOR DESTRUCTION" and surrender the certificate of title 8592  
to a clerk of a court of common pleas for cancellation as 8593  
described in division (A) of this section. The self-insured 8594  
organization, rental or leasing company, or secured creditor then 8595  
shall deliver the motor vehicle, together with a photocopy of the 8596  
certificate of title, to a salvage dealer or scrap metal 8597  
processing facility and shall cause the motor vehicle to be 8598  
dismantled, flattened, crushed, or destroyed. 8599

(2) Obtain a salvage certificate of title to the motor 8600  
vehicle in the name of the self-insured organization, rental or 8601  
leasing company, or secured creditor, as provided in division 8602  
(C)(1) of this section, and then sell or otherwise dispose of the 8603  
motor vehicle. If the motor vehicle is sold, the self-insured 8604  
organization, rental or leasing company, or secured creditor shall 8605  
obtain a salvage certificate of title to the motor vehicle in the 8606  
name of the purchaser from a clerk of a court of common pleas. 8607

(E) If a motor vehicle titled with a salvage certificate of 8608  
title is restored for operation upon the highways, application 8609  
shall be made to a clerk of a court of common pleas for a 8610  
certificate of title. Upon inspection by the state highway patrol, 8611  
which shall include establishing proof of ownership and an 8612  
inspection of the motor number and vehicle identification number 8613  
of the motor vehicle and of documentation or receipts for the 8614  
materials used in restoration by the owner of the motor vehicle 8615  
being inspected, which documentation or receipts shall be 8616  
presented at the time of inspection, the clerk, upon surrender of 8617

the salvage certificate of title, shall issue a certificate of 8618  
title for a fee prescribed by the registrar. The certificate of 8619  
title shall be in the same form as the original certificate of 8620  
title, ~~shall bear the same number as the salvage certificate of~~ 8621  
~~title and the original certificate of title,~~ and shall bear the 8622  
words "REBUILT SALVAGE" in black boldface letters on its face. 8623  
Every subsequent certificate of title, memorandum certificate of 8624  
title, or duplicate certificate of title issued for the motor 8625  
vehicle also shall bear the words "REBUILT SALVAGE" in black 8626  
boldface letters on its face. The exact location on the face of 8627  
the certificate of title of the words "REBUILT SALVAGE" shall be 8628  
determined by the registrar, who shall develop an automated 8629  
procedure within the automated title processing system to comply 8630  
with this division. The clerk shall use reasonable care in 8631  
performing the duties imposed on the clerk by this division in 8632  
issuing a certificate of title pursuant to this division, but the 8633  
clerk is not liable for any of the clerk's errors or omissions or 8634  
those of the clerk's deputies, or the automated title processing 8635  
system in the performance of those duties. A fee of fifty dollars 8636  
shall be assessed by the state highway patrol for each inspection 8637  
made pursuant to this division and shall be deposited into the 8638  
state highway safety fund established by section 4501.06 of the 8639  
Revised Code. 8640

(F) No person shall operate upon the highways in this state a 8641  
motor vehicle, title to which is evidenced by a salvage 8642  
certificate of title, except to deliver the motor vehicle pursuant 8643  
to an appointment for an inspection under this section. 8644

(G) No motor vehicle the certificate of title to which has 8645  
been marked "FOR DESTRUCTION" and surrendered to a clerk of a 8646  
court of common pleas shall be used for anything except parts and 8647  
scrap metal. 8648

(H)(1) Except as otherwise provided in this division, an 8649

owner of a manufactured or mobile home that will be taxed as real 8650  
property pursuant to division (B) of section 4503.06 of the 8651  
Revised Code shall surrender the certificate of title to the 8652  
auditor of the county containing the taxing district in which the 8653  
home is located. An owner whose home qualifies for real property 8654  
taxation under divisions (B)(1)(a) and (b) of section 4503.06 of 8655  
the Revised Code shall surrender the certificate within fifteen 8656  
days after the home meets the conditions specified in those 8657  
divisions. The auditor shall deliver the certificate of title to 8658  
the clerk of the court of common pleas who issued it. 8659

(2) If the certificate of title for a manufactured or mobile 8660  
home that is to be taxed as real property is held by a lienholder, 8661  
the lienholder shall surrender the certificate of title to the 8662  
auditor of the county containing the taxing district in which the 8663  
home is located, and the auditor shall deliver the certificate of 8664  
title to the clerk of the court of common pleas who issued it. The 8665  
lienholder shall surrender the certificate within thirty days 8666  
after both of the following have occurred: 8667

(a) The homeowner has provided written notice to the 8668  
lienholder requesting that the certificate of title be surrendered 8669  
to the auditor of the county containing the taxing district in 8670  
which the home is located. 8671

(b) The homeowner has either paid the lienholder the 8672  
remaining balance owed to the lienholder, or, with the 8673  
lienholder's consent, executed and delivered to the lienholder a 8674  
mortgage on the home and land on which the home is sited in the 8675  
amount of the remaining balance owed to the lienholder. 8676

(3) Upon the delivery of a certificate of title by the county 8677  
auditor to the clerk, the clerk shall inactivate it and retain it 8678  
for a period of thirty years. 8679

(4) Upon application by the owner of a manufactured or mobile 8680

home that is taxed as real property pursuant to division (B) of 8681  
section 4503.06 of the Revised Code and that no longer satisfies 8682  
divisions (B)(1)(a) and (b) or divisions (B)(2)(a) and (b) of that 8683  
section, the clerk shall reactivate the record of the certificate 8684  
of title that was inactivated under division (H)(3) of this 8685  
section and shall issue a new certificate of title, but only if 8686  
the application contains or has attached to it all of the 8687  
following: 8688

(a) An endorsement of the county treasurer that all real 8689  
property taxes charged against the home under Title LVII of the 8690  
Revised Code and division (B) of section 4503.06 of the Revised 8691  
Code for all preceding tax years have been paid; 8692

(b) An endorsement of the county auditor that the home will 8693  
be removed from the real property tax list; 8694

(c) Proof that there are no outstanding mortgages or other 8695  
liens on the home or, if there are such mortgages or other liens, 8696  
that the mortgagee or lienholder has consented to the reactivation 8697  
of the certificate of title. 8698

(I)(1) Whoever violates division (F) of this section shall be 8699  
fined not more than two thousand dollars, imprisoned not more than 8700  
one year, or both. 8701

(2) Whoever violates division (G) of this section shall be 8702  
fined not more than one thousand dollars, imprisoned not more than 8703  
six months, or both. 8704

**Sec. 4506.01.** As used in this chapter: 8705

(A) "Alcohol concentration" means the concentration of 8706  
alcohol in a person's blood, breath, or urine. When expressed as a 8707  
percentage, it means grams of alcohol per the following: 8708

(1) One hundred milliliters of whole blood, blood serum, or 8709  
blood plasma; 8710

(2) Two hundred ten liters of breath; 8711

(3) One hundred milliliters of urine. 8712

(B) "School bus" has the same meaning as in section 4511.01 8713  
of the Revised Code. 8714

(C) "Commercial driver's license" means a license issued in 8715  
accordance with this chapter that authorizes an individual to 8716  
drive a commercial motor vehicle. 8717

(D) "Commercial driver license information system" means the 8718  
information system established pursuant to the requirements of the 8719  
"Commercial Motor Vehicle Safety Act of 1986," 100 Stat. 3207-171, 8720  
49 U.S.C.A. App. 2701. 8721

(E) Except when used in section 4506.25 of the Revised Code, 8722  
"commercial motor vehicle" means any motor vehicle designed or 8723  
used to transport persons or property that meets any of the 8724  
following qualifications: 8725

(1) Any combination of vehicles with a combined gross vehicle 8726  
weight rating of twenty-six thousand one pounds or more, provided 8727  
the gross vehicle weight rating of the vehicle or vehicles being 8728  
towed is in excess of ten thousand pounds; 8729

(2) Any single vehicle with a gross vehicle weight rating of 8730  
twenty-six thousand one pounds or more, or any such vehicle towing 8731  
a vehicle having a gross vehicle weight rating that is not in 8732  
excess of ten thousand pounds; 8733

(3) Any single vehicle or combination of vehicles that is not 8734  
a class A or class B vehicle, but that either is designed to 8735  
transport sixteen or more passengers including the driver, or is 8736  
placarded for hazardous materials; 8737

(4) Any school bus with a gross vehicle weight rating of less 8738  
than twenty-six thousand one pounds that is designed to transport 8739  
fewer than sixteen passengers including the driver; 8740



(5) Is transporting hazardous materials for which placarding 8741  
is required by regulations adopted under the "Hazardous Materials 8742  
Transportation Act," 88 Stat. 2156 (1975), 49 U.S.C.A. 1801, as 8743  
amended; 8744

(6) Any single vehicle or combination of vehicles that is 8745  
designed to be operated and to travel on a public street or 8746  
highway and is considered by the federal highway administration to 8747  
be a commercial motor vehicle, including, but not limited to, a 8748  
motorized crane, a vehicle whose function is to pump cement, a rig 8749  
for drilling wells, and a portable crane. 8750

(F) "Controlled substance" means all of the following: 8751

(1) Any substance classified as a controlled substance under 8752  
the "Controlled Substances Act," 80 Stat. 1242 (1970), 21 U.S.C.A. 8753  
802(6), as amended; 8754

(2) Any substance included in schedules I through V of 21 8755  
C.F.R. part 1308, as amended; 8756

(3) Any drug of abuse. 8757

(G) "Conviction" means an unvacated adjudication of guilt or 8758  
a determination that a person has violated or failed to comply 8759  
with the law in a court of original jurisdiction or an authorized 8760  
administrative tribunal, an unvacated forfeiture of bail or 8761  
collateral deposited to secure the person's appearance in court, 8762  
the payment of a fine or court cost, or violation of a condition 8763  
of release without bail, regardless of whether or not the penalty 8764  
is rebated, suspended, or probated. 8765

(H) "Disqualification" means withdrawal of the privilege to 8766  
drive a commercial motor vehicle. 8767

(I) "Drive" means to drive, operate, or be in physical 8768  
control of a motor vehicle. 8769

(J) "Driver" means any person who drives, operates, or is in 8770

physical control of a commercial motor vehicle or is required to 8771  
have a commercial driver's license. 8772

(K) "Driver's license" means a license issued by the bureau 8773  
of motor vehicles that authorizes an individual to drive. 8774

(L) "Drug of abuse" means any controlled substance, dangerous 8775  
drug as defined in section 4729.01 of the Revised Code, or 8776  
over-the-counter medication that, when taken in quantities 8777  
exceeding the recommended dosage, can result in impairment of 8778  
judgment or reflexes. 8779

(M) "Employer" means any person, including the federal 8780  
government, any state, and a political subdivision of any state, 8781  
that owns or leases a commercial motor vehicle or assigns a person 8782  
to drive such a motor vehicle. 8783

(N) "Endorsement" means an authorization on a person's 8784  
commercial driver's license that is required to permit the person 8785  
to operate a specified type of commercial motor vehicle. 8786

(O) "Felony" means any offense under federal or state law 8787  
that is punishable by death or specifically classified as a felony 8788  
under the law of this state, regardless of the penalty that may be 8789  
imposed. 8790

(P) "Foreign jurisdiction" means any jurisdiction other than 8791  
a state. 8792

(Q) "Gross vehicle weight rating" means the value specified 8793  
by the manufacturer as the maximum loaded weight of a single or a 8794  
combination vehicle. The gross vehicle weight rating of a 8795  
combination vehicle is the gross vehicle weight rating of the 8796  
power unit plus the gross vehicle weight rating of each towed 8797  
unit. 8798

(R) "Hazardous materials" means materials identified as such 8799  
under regulations adopted under the "Hazardous Materials 8800

Transportation Act," 88 Stat. 2156 (1975), 49 U.S.C.A. 1801, as 8801  
amended. 8802

(S) "Motor vehicle" has the same meaning as in section 8803  
4511.01 of the Revised Code. 8804

(T) Except when used in sections 4506.25 and 4506.26 of the 8805  
Revised Code, "out-of-service order" means a temporary prohibition 8806  
against driving a commercial motor vehicle issued under this 8807  
chapter or a similar law of another state or of a foreign 8808  
jurisdiction. 8809

(U) "Residence" means any person's residence determined in 8810  
accordance with standards prescribed in rules adopted by the 8811  
registrar. 8812

(V) "Temporary residence" means residence on a temporary 8813  
basis as determined by the registrar in accordance with standards 8814  
prescribed in rules adopted by the registrar. 8815

(W) "Serious traffic violation" means a conviction arising 8816  
from the operation of a commercial motor vehicle that involves any 8817  
of the following: 8818

(1) A single charge of any speed that is in excess of the 8819  
posted speed limit by an amount specified by the United States 8820  
secretary of transportation and that the director of public safety 8821  
designates as such by rule; 8822

(2) Violation of section 4511.20, 4511.201, or 4511.202 of 8823  
the Revised Code or any similar ordinance or resolution, or of any 8824  
similar law of another state or political subdivision of another 8825  
state; 8826

(3) Violation of a law of this state or an ordinance or 8827  
resolution relating to traffic control, other than a parking 8828  
violation, or of any similar law of another state or political 8829  
subdivision of another state, that results in a fatal accident; 8830

(4) Violation of any other law of this state or an ordinance 8831  
or resolution relating to traffic control, other than a parking 8832  
violation, that is determined to be a serious traffic violation by 8833  
the United States secretary of transportation and the director 8834  
designates as such by rule. 8835

(X) "State" means a state of the United States and includes 8836  
the District of Columbia. 8837

(Y) "Tank vehicle" means any commercial motor vehicle that is 8838  
designed to transport any liquid and has a maximum capacity 8839  
greater than one hundred nineteen gallons or is designed to 8840  
transport gaseous materials and has a water capacity greater than 8841  
one thousand pounds within a tank that is either permanently or 8842  
temporarily attached to the vehicle or its chassis. "Tank vehicle" 8843  
does not include ~~either~~ any of the following: 8844

(1) Any portable tank having a rated capacity of less than 8845  
one thousand gallons; 8846

(2) Tanks used exclusively as a fuel tank for the motor 8847  
vehicle to which it is attached; 8848

(3) An empty storage container tank that is not designed for 8849  
transportation and that is readily distinguishable from a 8850  
transportation tank; 8851

(4) Ready-mix concrete mixers. 8852

(Z) "United States" means the fifty states and the District 8853  
of Columbia. 8854

(AA) "Vehicle" has the same meaning as in section 4511.01 of 8855  
the Revised Code. 8856

(BB) "Peace officer" has the same meaning as in section 8857  
2935.01 of the Revised Code. 8858

(CC) "Portable tank" means a liquid or gaseous packaging 8859  
designed primarily to be loaded on or temporarily attached to a 8860

vehicle and equipped with skids, mountings, or accessories to 8861  
facilitate handling of the tank by mechanical means. 8862

**Sec. 4506.11.** (A) Every commercial driver's license shall be 8863  
marked "commercial driver's license" or "CDL" and shall be of such 8864  
material and so designed as to prevent its reproduction or 8865  
alteration without ready detection, and, to this end, shall be 8866  
laminated with a transparent plastic material. The commercial 8867  
driver's license for licensees under twenty-one years of age shall 8868  
have characteristics prescribed by the registrar of motor vehicles 8869  
distinguishing it from that issued to a licensee who is twenty-one 8870  
years of age or older. Every commercial driver's license shall 8871  
display all of the following information: 8872

(1) The name and residence address of the licensee; 8873

(2) A color photograph of the licensee; 8874

(3) A physical description of the licensee, including sex, 8875  
height, weight, and color of eyes and hair; 8876

(4) The licensee's date of birth; 8877

(5) The licensee's social security number if the person has 8878  
requested that the number be displayed in accordance with section 8879  
4501.31 of the Revised Code or if federal law requires the social 8880  
security number to be displayed and any number or other identifier 8881  
the director of public safety considers appropriate and 8882  
establishes by rules adopted under Chapter 119. of the Revised 8883  
Code and in compliance with federal law; 8884

(6) The licensee's signature; 8885

(7) The classes of commercial motor vehicles the licensee is 8886  
authorized to drive and any endorsements or restrictions relating 8887  
to the licensee's driving of those vehicles; 8888

(8) ~~A space marked "blood type" in which the licensee may 8889  
specify the licensee's blood type; 8890~~

~~(9)~~ The name of this state; 8891

~~(10)~~(9) The dates of issuance and of expiration of the 8892  
license; 8893

~~(11)~~(10) If the licensee has certified willingness to make an 8894  
anatomical donation under section 2108.04 of the Revised Code, any 8895  
symbol chosen by the registrar of motor vehicles to indicate that 8896  
the licensee has certified that willingness; 8897

~~(12)~~(11) If the licensee has executed a durable power of 8898  
attorney for health care or a declaration governing the use or 8899  
continuation, or the withholding or withdrawal, of life-sustaining 8900  
treatment and has specified that the licensee wishes the license 8901  
to indicate that the licensee has executed either type of 8902  
instrument, any symbol chosen by the registrar to indicate that 8903  
the licensee has executed either type of instrument; 8904

~~(13)~~(12) Any other information the registrar considers 8905  
advisable and requires by rule. 8906

(B) The registrar may establish and maintain a file of 8907  
negatives of photographs taken for the purposes of this section. 8908

(C) Neither the registrar nor any deputy registrar shall 8909  
issue a commercial driver's license to anyone under twenty-one 8910  
years of age that does not have the characteristics prescribed by 8911  
the registrar distinguishing it from the commercial driver's 8912  
license issued to persons who are twenty-one years of age or 8913  
older. 8914

(D) Whoever violates division (C) of this section is guilty 8915  
of a minor misdemeanor. 8916

**Sec. 4506.12.** (A) Commercial drivers' licenses shall be 8917  
issued in the following classes and shall include any endorsements 8918  
and restrictions that are applicable. Subject to any such 8919  
endorsements and restrictions, the holder of a valid commercial 8920

driver's license may drive all commercial motor vehicles in the 8921  
class for which that license is issued and all lesser classes of 8922  
vehicles, except that the holder shall not operate a motorcycle 8923  
unless the holder is licensed to do so under Chapter 4507. of the 8924  
Revised Code. 8925

(B) The classes of commercial drivers' licenses and the 8926  
commercial motor vehicles that they authorize the operation of are 8927  
as follows: 8928

(1) Class A--any combination of vehicles with a combined 8929  
gross vehicle weight rating of twenty-six thousand one pounds or 8930  
more, if the gross vehicle weight rating of the vehicle or 8931  
vehicles being towed is in excess of ten thousand pounds. 8932

(2) Class B--any single vehicle with a gross vehicle weight 8933  
rating of twenty-six thousand one pounds or more or any such 8934  
vehicle towing a vehicle having a gross vehicle weight rating that 8935  
is not in excess of ten thousand pounds. 8936

(3) Class C--any single vehicle, or combination of vehicles, 8937  
that is not a class A or class B vehicle, but that either is 8938  
designed to transport sixteen or more passengers, including the 8939  
driver, or is placarded for hazardous materials and any school bus 8940  
with a gross vehicle weight rating of less than twenty-six 8941  
thousand one pounds that is designed to transport fewer than 8942  
sixteen passengers including the driver. 8943

(C) The following endorsements and restrictions apply to 8944  
commercial drivers' licenses: 8945

(1) H--authorizes the driver to drive a vehicle transporting 8946  
hazardous materials; 8947

(2) K--restricts the driver to only intrastate operation; 8948

(3) L--restricts the driver to vehicles not equipped with air 8949  
brakes; 8950

- (4) T--authorizes the driver to drive double and triple trailers; 8951  
8952
- (5) P--authorizes the driver to drive vehicles carrying passengers; 8953  
8954
- (6) P1--authorizes the driver to drive class A vehicles with fewer than fifteen passengers and all lesser classes of vehicles without restriction as to the number of passengers; 8955  
8956  
8957
- (7) P2--authorizes the driver to drive class A or B vehicles with fewer than fifteen passengers and all lesser classes of vehicles without restriction as to the number of passengers; 8958  
8959  
8960
- (8) P3--restricts the driver to driving class B school buses; 8961
- (9) P4--Restricts the driver to driving class C school buses designed to transport fewer than sixteen passengers including the driver. 8962  
8963  
8964
- (10) N--authorizes the driver to drive tank vehicles; 8965
- (11) S--authorizes the driver to drive school buses; 8966
- (12) X--authorizes the driver to drive tank vehicles transporting hazardous materials; 8967  
8968
- (13) W--restricts the driver to the operation of commercial motor vehicles in accordance with a waiver for farm-related service industries issued under section 4506.24 of the Revised Code. 8969  
8970  
8971  
8972
- (D) In addition to any endorsement that otherwise may apply, a person who is engaged in the towing of a disabled or wrecked motor vehicle shall hold a commercial driver's license bearing any endorsement required to drive the towed vehicle except the driver is not required to have either of the following: 8973  
8974  
8975  
8976  
8977
- (1) A passenger endorsement to tow an unoccupied passenger car; 8978  
8979



(2) Any endorsement required for the wrecked or disabled 8980  
vehicle when the driver initially removes a vehicle from the site 8981  
of the emergency where the vehicle became wrecked or disabled to 8982  
the nearest appropriate repair, disposal, or storage facility, as 8983  
applicable. 8984

(E) No person shall drive any commercial motor vehicle for 8985  
which an endorsement is required under this section unless the 8986  
proper endorsement appears on the person's commercial driver's 8987  
license. 8988

~~(E)~~(F) Whoever violates this section is guilty of a 8989  
misdemeanor of the first degree. 8990

**Sec. 4507.13.** (A) The registrar of motor vehicles shall issue 8991  
a driver's license to every person licensed as an operator of 8992  
motor vehicles other than commercial motor vehicles. No person 8993  
licensed as a commercial motor vehicle driver under Chapter 4506. 8994  
of the Revised Code need procure a driver's license, but no person 8995  
shall drive any commercial motor vehicle unless licensed as a 8996  
commercial motor vehicle driver. 8997

Every driver's license shall display on it the distinguishing 8998  
number assigned to the licensee and shall display the licensee's 8999  
name and date of birth; the licensee's residence address and 9000  
county of residence; a color photograph of the licensee; a brief 9001  
description of the licensee for the purpose of identification; a 9002  
facsimile of the signature of the licensee as it appears on the 9003  
application for the license; ~~a space marked "blood type" in which~~ 9004  
~~a licensee may specify the licensee's blood type;~~ a notation, in a 9005  
manner prescribed by the registrar, indicating any condition 9006  
described in division (D)(3) of section 4507.08 of the Revised 9007  
Code to which the licensee is subject; if the licensee has 9008  
executed a durable power of attorney for health care or a 9009  
declaration governing the use or continuation, or the withholding 9010

or withdrawal, of life-sustaining treatment and has specified that 9011  
the licensee wishes the license to indicate that the licensee has 9012  
executed either type of instrument, any symbol chosen by the 9013  
registrar to indicate that the licensee has executed either type 9014  
of instrument; and any additional information that the registrar 9015  
requires by rule. No license shall display the licensee's social 9016  
security number unless the licensee specifically requests that the 9017  
licensee's social security number be displayed on the license. If 9018  
federal law requires the licensee's social security number to be 9019  
displayed on the license, the social security number shall be 9020  
displayed on the license notwithstanding this section. 9021

The driver's license for licensees under twenty-one years of 9022  
age shall have characteristics prescribed by the registrar 9023  
distinguishing it from that issued to a licensee who is twenty-one 9024  
years of age or older, except that a driver's license issued to a 9025  
person who applies no more than thirty days before the applicant's 9026  
twenty-first birthday shall have the characteristics of a license 9027  
issued to a person who is twenty-one years of age or older. 9028

The driver's license issued to a temporary resident shall 9029  
contain the word "nonrenewable" and shall have any additional 9030  
characteristics prescribed by the registrar distinguishing it from 9031  
a license issued to a resident. 9032

Every driver's or commercial driver's license displaying a 9033  
motorcycle operator's endorsement and every restricted license to 9034  
operate a motor vehicle also shall display the designation 9035  
"novice," if the endorsement or license is issued to a person who 9036  
is eighteen years of age or older and previously has not been 9037  
licensed to operate a motorcycle by this state or another 9038  
jurisdiction recognized by this state. The "novice" designation 9039  
shall be effective for one year after the date of issuance of the 9040  
motorcycle operator's endorsement or license. 9041

Each license issued under this section shall be of such 9042

material and so designed as to prevent its reproduction or 9043  
alteration without ready detection and, to this end, shall be 9044  
laminated with a transparent plastic material. 9045

(B) Except in regard to a driver's license issued to a person 9046  
who applies no more than thirty days before the applicant's 9047  
twenty-first birthday, neither the registrar nor any deputy 9048  
registrar shall issue a driver's license to anyone under 9049  
twenty-one years of age that does not have the characteristics 9050  
prescribed by the registrar distinguishing it from the driver's 9051  
license issued to persons who are twenty-one years of age or 9052  
older. 9053

(C) Whoever violates division (B) of this section is guilty 9054  
of a minor misdemeanor. 9055

**Sec. 4507.19.** The registrar of motor vehicles may cancel any 9056  
driver's or commercial driver's license or identification card 9057  
that was obtained fraudulently or unlawfully, was issued in error, 9058  
or has been altered or willfully destroyed. 9059

**Sec. 4507.20.** The registrar of motor vehicles, when the 9060  
registrar has good cause to believe that the holder of a driver's 9061  
or commercial driver's license is incompetent or otherwise not 9062  
qualified to be licensed, shall ~~upon send a~~ written notice ~~of at~~ 9063  
~~least thirty days sent~~ to the licensee's last known address, 9064  
~~require~~ requiring the licensee to submit to a driver's license 9065  
examination, a physical examination, or both, or a commercial 9066  
driver's license examination within the time indicated on the 9067  
notice. The physical examination may be conducted by any 9068  
individual authorized by the Revised Code to do so, including a 9069  
physician assistant, a clinical nurse specialist, a certified 9070  
nurse practitioner, or a certified nurse-midwife. Any written 9071  
documentation of the physical examination shall be completed by 9072

the individual who conducted the examination. 9073

Upon the conclusion of the examination, the registrar may 9074  
suspend the license of the person, may permit the licensee to 9075  
retain the license, or may issue the licensee a restricted 9076  
license. Refusal or neglect of the licensee to submit to the 9077  
examination is ground for suspension of the licensee's license. 9078

A physician licensed under Chapter 4731. of the Revised Code 9079  
may submit a report to the registrar stating that in the 9080  
physician's professional opinion the holder of a driver's or 9081  
commercial driver's license may be incompetent or otherwise not 9082  
qualified to operate safely a motor vehicle due to medical 9083  
reasons. Any such report submitted to the registrar is 9084  
confidential, is not a public record, and is not subject to 9085  
disclosure under section 149.43 of the Revised Code. 9086

**Sec. 4507.50.** (A) The registrar of motor vehicles or a deputy 9087  
registrar, upon receipt of an application filed in compliance with 9088  
section 4507.51 of the Revised Code by any person who is a 9089  
resident or a temporary resident of this state and, except as 9090  
otherwise provided in this section, is not licensed as an operator 9091  
of a motor vehicle in this state or another licensing 9092  
jurisdiction, and, except as provided in division (B) of this 9093  
section, upon receipt of a fee of three dollars and fifty cents, 9094  
shall issue an identification card to that person. 9095

Any person who is a resident or temporary resident of this 9096  
state whose Ohio driver's or commercial driver's license has been 9097  
suspended or canceled, upon application in compliance with section 9098  
4507.51 of the Revised Code and, except as provided in division 9099  
(B) of this section, payment of a fee of three dollars and fifty 9100  
cents, may be issued a temporary identification card. The 9101  
temporary identification card shall be identical to an 9102  
identification card, except that it shall be printed on its face 9103

with a statement that the card is valid during the effective dates 9104  
of the suspension or cancellation of the cardholder's license, or 9105  
until the birthday of the cardholder in the fourth year after the 9106  
date on which it is issued, whichever is shorter. The cardholder 9107  
shall surrender the identification card to the registrar or any 9108  
deputy registrar before the cardholder's driver's or commercial 9109  
driver's license is restored or reissued. 9110

Except as provided in division (B) of this section, the 9111  
deputy registrar shall be allowed a fee of two dollars and 9112  
seventy-five cents commencing on July 1, 2001, three dollars and 9113  
twenty-five cents commencing on January 1, 2003, and three dollars 9114  
and fifty cents commencing on January 1, 2004, for each 9115  
identification card issued under this section. The fee allowed to 9116  
the deputy registrar shall be in addition to the fee for issuing 9117  
an identification card. 9118

Neither the registrar nor any deputy registrar shall charge a 9119  
fee in excess of one dollar and fifty cents for laminating an 9120  
identification card or temporary identification card. A deputy 9121  
registrar laminating such a card shall retain the entire amount of 9122  
the fee charged for lamination, less the actual cost to the 9123  
registrar of the laminating materials used for that lamination, as 9124  
specified in the contract executed by the bureau for the 9125  
laminating materials and laminating equipment. The deputy 9126  
registrar shall forward the amount of the cost of the laminating 9127  
materials to the registrar for deposit as provided in this 9128  
section. 9129

The fee collected for issuing an identification card under 9130  
this section, except the fee allowed to the deputy registrar, 9131  
shall be paid into the state treasury to the credit of the state 9132  
bureau of motor vehicles fund created in section 4501.25 of the 9133  
Revised Code. 9134

(B) A disabled veteran who has a service-connected disability 9135

rated at one hundred per cent by the veterans' administration may 9136  
apply to the registrar or a deputy registrar for the issuance to 9137  
that veteran of an identification card or a temporary 9138  
identification card under this section without payment of any fee 9139  
prescribed in division (A) of this section, including any 9140  
lamination fee. 9141

~~If the identification card or temporary identification card 9142  
of a disabled veteran described in this division is laminated by a 9143  
deputy registrar who is acting as a deputy registrar pursuant to a 9144  
contract with the registrar that is in effect on the effective 9145  
date of this amendment, the disabled veteran shall pay the deputy 9146  
registrar the lamination fee prescribed in division (A) of this 9147  
section. If the identification card or temporary identification 9148  
card is laminated by a deputy registrar who is acting as a deputy 9149  
registrar pursuant to a contract with the registrar that is 9150  
executed after July 29, 1998, the disabled veteran is not required 9151  
to pay the deputy registrar the lamination fee prescribed in 9152  
division (A) of this section. 9153~~

~~A disabled veteran whose identification card or temporary 9154  
identification card is laminated by the registrar is not required 9155  
to pay the registrar any lamination fee. 9156~~

An application made under division ~~(A)~~(B) of this section 9157  
shall be accompanied by such documentary evidence of disability as 9158  
the registrar may require by rule. 9159

**Sec. 4507.99.** ~~(A)~~ Unless another penalty is provided by the 9160  
section that contains the provision violated or otherwise is 9161  
provided by the laws of this state, whoever violates any provision 9162  
of sections 4507.01 to 4507.081 or 4507.10 to 4507.37 of the 9163  
Revised Code is guilty of a misdemeanor of the first degree. 9164

~~(B) Whenever a person is found guilty of a violation of a 9165  
traffic offense specified in Traffic Rule 13(B) that requires the 9166~~

~~person's appearance in court, the court shall require the person 9167  
to verify the existence at the time of the offense of proof of 9168  
financial responsibility covering the person's operation of the 9169  
motor vehicle, or the motor vehicle if registered in the person's 9170  
name, and notify the registrar pursuant to division (D) of section 9171  
4509.101 of the Revised Code if the person fails to verify the 9172  
existence of such proof of financial responsibility. 9173~~

**Sec. 4509.101.** (A)(1) No person shall operate, or permit the 9174  
operation of, a motor vehicle in this state, unless proof of 9175  
financial responsibility is maintained continuously throughout the 9176  
registration period with respect to that vehicle, or, in the case 9177  
of a driver who is not the owner, with respect to that driver's 9178  
operation of that vehicle. 9179

(2) Whoever violates division (A)(1) of this section shall be 9180  
subject to the following civil penalties: 9181

(a) Subject to divisions (A)(2)(b) and (c) of this section, a 9182  
class E suspension of the person's driver's license, commercial 9183  
driver's license, temporary instruction permit, probationary 9184  
license, or nonresident operating privilege for the period of time 9185  
specified in division (B)(5) of section 4510.02 of the Revised 9186  
Code and impoundment of the person's license. The court may grant 9187  
limited driving privileges to the person only if the person 9188  
presents proof of financial responsibility and has complied with 9189  
division (A)(5) of this section. 9190

(b) If, within five years of the violation, the person's 9191  
operating privileges are again suspended and the person's license 9192  
again is impounded for a violation of division (A)(1) of this 9193  
section, a class C suspension of the person's driver's license, 9194  
commercial driver's license, temporary instruction permit, 9195  
probationary license, or nonresident operating privilege for the 9196  
period of time specified in division (B)(3) of section 4510.02 of 9197

the Revised Code. The court may grant limited driving privileges 9198  
to the person only if the person presents proof of financial 9199  
responsibility and has complied with division (A)(5) of this 9200  
section, and no court may grant limited driving privileges for the 9201  
first fifteen days of the suspension. 9202

(c) If, within five years of the violation, the person's 9203  
operating privileges are suspended and the person's license is 9204  
impounded two or more times for a violation of division (A)(1) of 9205  
this section, a class B suspension of the person's driver's 9206  
license, commercial driver's license, temporary instruction 9207  
permit, probationary license, or nonresident operating privilege 9208  
for the period of time specified in division (B)(2) of section 9209  
4510.02 of the Revised Code. No court may grant limited driving 9210  
privileges during the suspension. 9211

(d) In addition to the suspension of an owner's license under 9212  
division (A)(2)(a), (b), or (c) of this section, the suspension of 9213  
the rights of the owner to register the motor vehicle and the 9214  
impoundment of the owner's certificate of registration and license 9215  
plates until the owner complies with division (A)(5) of this 9216  
section. 9217

(3) A person to whom this state has issued a certificate of 9218  
registration for a motor vehicle or a license to operate a motor 9219  
vehicle or who is determined to have operated any motor vehicle or 9220  
permitted the operation in this state of a motor vehicle owned by 9221  
the person shall be required to verify the existence of proof of 9222  
financial responsibility covering the operation of the motor 9223  
vehicle or the person's operation of the motor vehicle under any 9224  
of the following circumstances: 9225

(a) The person or a motor vehicle owned by the person is 9226  
involved in a traffic accident that requires the filing of an 9227  
accident report under section 4509.06 of the Revised Code. 9228



(b) The person receives a traffic ticket indicating that 9229  
proof of the maintenance of financial responsibility was not 9230  
produced upon the request of a peace officer or state highway 9231  
patrol trooper made in accordance with division (D)(2) of this 9232  
section. 9233

(c) Whenever, in accordance with rules adopted by the 9234  
registrar, the person is randomly selected by the registrar and 9235  
requested to provide such verification. 9236

(4) An order of the registrar that suspends and impounds a 9237  
license or registration, or both, shall state the date on or 9238  
before which the person is required to surrender the person's 9239  
license or certificate of registration and license plates. The 9240  
person is deemed to have surrendered the license or certificate of 9241  
registration and license plates, in compliance with the order, if 9242  
the person does either of the following: 9243

(a) On or before the date specified in the order, personally 9244  
delivers the license or certificate of registration and license 9245  
plates, or causes the delivery of the items, to the registrar; 9246

(b) Mails the license or certificate of registration and 9247  
license plates to the registrar in an envelope or container 9248  
bearing a postmark showing a date no later than the date specified 9249  
in the order. 9250

(5) Except as provided in division (A)(6) or (L) of this 9251  
section, the registrar shall not restore any operating privileges 9252  
or registration rights suspended under this section, return any 9253  
license, certificate of registration, or license plates impounded 9254  
under this section, or reissue license plates under section 9255  
4503.232 of the Revised Code, if the registrar destroyed the 9256  
impounded license plates under that section, or reissue a license 9257  
under section 4510.52 of the Revised Code, if the registrar 9258  
destroyed the suspended license under that section, unless the 9259

rights are not subject to suspension or revocation under any other 9260  
law and unless the person, in addition to complying with all other 9261  
conditions required by law for reinstatement of the operating 9262  
privileges or registration rights, complies with all of the 9263  
following: 9264

(a) Pays a financial responsibility reinstatement fee of 9265  
seventy-five dollars for the first violation of division (A)(1) of 9266  
this section, two hundred fifty dollars for a second violation of 9267  
that division, and five hundred dollars for a third or subsequent 9268  
violation of that division; 9269

(b) If the person has not voluntarily surrendered the 9270  
license, certificate, or license plates in compliance with the 9271  
order, pays a financial responsibility nonvoluntary compliance fee 9272  
in an amount, not to exceed fifty dollars, determined by the 9273  
registrar; 9274

(c) Files and continuously maintains proof of financial 9275  
responsibility under sections 4509.44 to 4509.65 of the Revised 9276  
Code. 9277

(6) If the registrar issues an order under division (A)(2) of 9278  
this section resulting from the failure of a person to respond to 9279  
a financial responsibility random verification request under 9280  
division (A)(3)(c) of this section and the person successfully 9281  
maintains an affirmative defense to a violation of section 4510.16 9282  
of the Revised Code or is determined by the registrar or a deputy 9283  
registrar to have been in compliance with division (A)(1) of this 9284  
section at the time of the initial financial responsibility random 9285  
verification request, the registrar shall do both of the 9286  
following: 9287

(a) Terminate the order of suspension or impoundment; 9288

(b) Restore the operating privileges and registration rights 9289  
of the person without payment of the fees established in divisions 9290

(A)(5)(a) and (b) of this section and without a requirement to 9291  
file proof of financial responsibility. 9292

(B)(1) Every party required to file an accident report under 9293  
section 4509.06 of the Revised Code also shall include with the 9294  
report a document described in division (G)(1) of this section. 9295

If the registrar determines, within forty-five days after the 9296  
report is filed, that an operator or owner has violated division 9297  
(A)(1) of this section, the registrar shall do all of the 9298  
following: 9299

(a) Order the impoundment, with respect to the motor vehicle 9300  
involved, required under division (A)(2)(d) of this section, of 9301  
the certificate of registration and license plates of any owner 9302  
who has violated division (A)(1) of this section; 9303

(b) Order the suspension required under division (A)(2)(a), 9304  
(b), or (c) of this section of the license of any operator or 9305  
owner who has violated division (A)(1) of this section; 9306

(c) Record the name and address of the person whose 9307  
certificate of registration and license plates have been impounded 9308  
or are under an order of impoundment, or whose license has been 9309  
suspended or is under an order of suspension; the serial number of 9310  
the person's license; the serial numbers of the person's 9311  
certificate of registration and license plates; and the person's 9312  
social security account number, if assigned, or, where the motor 9313  
vehicle is used for hire or principally in connection with any 9314  
established business, the person's federal taxpayer identification 9315  
number. The information shall be recorded in such a manner that it 9316  
becomes a part of the person's permanent record, and assists the 9317  
registrar in monitoring compliance with the orders of suspension 9318  
or impoundment. 9319

(d) Send written notification to every person to whom the 9320  
order pertains, at the person's last known address as shown on the 9321

records of the bureau. The person, within ten days after the date 9322  
of the mailing of the notification, shall surrender to the 9323  
registrar, in a manner set forth in division (A)(4) of this 9324  
section, any certificate of registration and registration plates 9325  
under an order of impoundment, or any license under an order of 9326  
suspension. 9327

(2) The registrar shall issue any order under division (B)(1) 9328  
of this section without a hearing. Any person adversely affected 9329  
by the order, within ten days after the issuance of the order, may 9330  
request an administrative hearing before the registrar, who shall 9331  
provide the person with an opportunity for a hearing in accordance 9332  
with this paragraph. A request for a hearing does not operate as a 9333  
suspension of the order. The scope of the hearing shall be limited 9334  
to whether the person in fact demonstrated to the registrar proof 9335  
of financial responsibility in accordance with this section. The 9336  
registrar shall determine the date, time, and place of any 9337  
hearing, provided that the hearing shall be held, and an order 9338  
issued or findings made, within thirty days after the registrar 9339  
receives a request for a hearing. If requested by the person in 9340  
writing, the registrar may designate as the place of hearing the 9341  
county seat of the county in which the person resides or a place 9342  
within fifty miles of the person's residence. The person shall pay 9343  
the cost of the hearing before the registrar, if the registrar's 9344  
order of suspension or impoundment is upheld. 9345

(C) Any order of suspension or impoundment issued under this 9346  
section or division (B) of section 4509.37 of the Revised Code may 9347  
be terminated at any time if the registrar determines upon a 9348  
showing of proof of financial responsibility that the operator or 9349  
owner of the motor vehicle was in compliance with division (A)(1) 9350  
of this section at the time of the traffic offense, motor vehicle 9351  
inspection, or accident that resulted in the order against the 9352  
person. A determination may be made without a hearing. This 9353

division does not apply unless the person shows good cause for the 9354  
person's failure to present satisfactory proof of financial 9355  
responsibility to the registrar prior to the issuance of the 9356  
order. 9357

(D)(1) For the purpose of enforcing this section, every peace 9358  
officer is deemed an agent of the registrar. 9359

(a) Except as provided in division (D)(1)(b) of this section, 9360  
any peace officer who, in the performance of the peace officer's 9361  
duties as authorized by law, becomes aware of a person whose 9362  
license is under an order of suspension, or whose certificate of 9363  
registration and license plates are under an order of impoundment, 9364  
pursuant to this section, may confiscate the license, certificate 9365  
of registration, and license plates, and return them to the 9366  
registrar. 9367

(b) Any peace officer who, in the performance of the peace 9368  
officer's duties as authorized by law, becomes aware of a person 9369  
whose license is under an order of suspension, or whose 9370  
certificate of registration and license plates are under an order 9371  
of impoundment resulting from failure to respond to a financial 9372  
responsibility random verification, shall not, for that reason, 9373  
arrest the owner or operator or seize the vehicle or license 9374  
plates. Instead, the peace officer shall issue a citation for a 9375  
violation of section 4510.16 of the Revised Code specifying the 9376  
circumstances as failure to respond to a financial responsibility 9377  
random verification. 9378

(2) A peace officer shall request the owner or operator of a 9379  
motor vehicle to produce proof of financial responsibility in a 9380  
manner described in division (G) of this section at the time the 9381  
peace officer acts to enforce the traffic laws of this state and 9382  
during motor vehicle inspections conducted pursuant to section 9383  
4513.02 of the Revised Code. 9384

(3) A peace officer shall indicate on every traffic ticket 9385  
whether the person receiving the traffic ticket produced proof of 9386  
the maintenance of financial responsibility in response to the 9387  
officer's request under division (D)(2) of this section. The peace 9388  
officer shall inform every person who receives a traffic ticket 9389  
and who has failed to produce proof of the maintenance of 9390  
financial responsibility that the person must submit proof to the 9391  
traffic violations bureau with any payment of a fine and costs for 9392  
the ticketed violation or, if the person is to appear in court for 9393  
the violation, the person must submit proof to the court. 9394

(4)(a) If a person who has failed to produce proof of the 9395  
maintenance of financial responsibility appears in court for a 9396  
ticketed violation, the court may permit the defendant to present 9397  
evidence of proof of financial responsibility to the court at such 9398  
time and in such manner as the court determines to be necessary or 9399  
appropriate. ~~The~~ In a manner prescribed by the registrar, the 9400  
clerk of courts shall provide the registrar with the identity of 9401  
any person who fails to submit proof of the maintenance of 9402  
financial responsibility pursuant to division (D)(3) of this 9403  
section. 9404

(b) If a person who has failed to produce proof of the 9405  
maintenance of financial responsibility also fails to submit that 9406  
proof to the traffic violations bureau with payment of a fine and 9407  
costs for the ticketed violation, the traffic violations bureau, 9408  
in a manner prescribed by the registrar, shall notify the 9409  
registrar of the identity of that person. 9410

(5)(a) Upon receiving notice from a clerk of courts or 9411  
traffic violations bureau pursuant to division (D)(4) of this 9412  
section, the registrar shall order the suspension of the license 9413  
of the person required under division (A)(2)(a), (b), or (c) of 9414  
this section and the impoundment of the person's certificate of 9415  
registration and license plates required under division (A)(2)(d) 9416

of this section, effective thirty days after the date of the 9417  
mailing of notification. The registrar also shall notify the 9418  
person that the person must present the registrar with proof of 9419  
financial responsibility in accordance with this section, 9420  
surrender to the registrar the person's certificate of 9421  
registration, license plates, and license, or submit a statement 9422  
subject to section 2921.13 of the Revised Code that the person did 9423  
not operate or permit the operation of the motor vehicle at the 9424  
time of the offense. Notification shall be in writing and shall be 9425  
sent to the person at the person's last known address as shown on 9426  
the records of the bureau of motor vehicles. The person, within 9427  
fifteen days after the date of the mailing of notification, shall 9428  
present proof of financial responsibility, surrender the 9429  
certificate of registration, license plates, and license to the 9430  
registrar in a manner set forth in division (A)(4) of this 9431  
section, or submit the statement required under this section 9432  
together with other information the person considers appropriate. 9433

If the registrar does not receive proof or the person does 9434  
not surrender the certificate of registration, license plates, and 9435  
license, in accordance with this division, the registrar shall 9436  
permit the order for the suspension of the license of the person 9437  
and the impoundment of the person's certificate of registration 9438  
and license plates to take effect. 9439

(b) In the case of a person who presents, within the 9440  
fifteen-day period, documents to show proof of financial 9441  
responsibility, the registrar shall terminate the order of 9442  
suspension and the impoundment of the registration and license 9443  
plates required under division (A)(2)(d) of this section and shall 9444  
send written notification to the person, at the person's last 9445  
known address as shown on the records of the bureau. 9446

(c) Any person adversely affected by the order of the 9447  
registrar under division (D)(5)(a) or (b) of this section, within 9448

ten days after the issuance of the order, may request an 9449  
administrative hearing before the registrar, who shall provide the 9450  
person with an opportunity for a hearing in accordance with this 9451  
paragraph. A request for a hearing does not operate as a 9452  
suspension of the order. The scope of the hearing shall be limited 9453  
to whether, at the time of the hearing, the person ~~in fact~~ 9454  
~~demonstrated to the registrar~~ presents proof of financial 9455  
responsibility covering the vehicle and whether the person is 9456  
eligible for an exemption in accordance with this section or any 9457  
rule adopted under it. The registrar shall determine the date, 9458  
time, and place of any hearing; provided, that the hearing shall 9459  
be held, and an order issued or findings made, within thirty days 9460  
after the registrar receives a request for a hearing. If requested 9461  
by the person in writing, the registrar may designate as the place 9462  
of hearing the county seat of the county in which the person 9463  
resides or a place within fifty miles of the person's residence. 9464  
Such person shall pay the cost of the hearing before the 9465  
registrar, if the registrar's order of suspension or impoundment 9466  
under division (D)(5)(a) or (b) of this section is upheld. 9467

(6) A peace officer may charge an owner or operator of a 9468  
motor vehicle with a violation of section 4510.16 of the Revised 9469  
Code when the owner or operator fails to show proof of the 9470  
maintenance of financial responsibility pursuant to a peace 9471  
officer's request under division (D)(2) of this section, if a 9472  
check of the owner or operator's driving record indicates that the 9473  
owner or operator, at the time of the operation of the motor 9474  
vehicle, is required to file and maintain proof of financial 9475  
responsibility under section 4509.45 of the Revised Code for a 9476  
previous violation of this chapter. 9477

(7) Any forms used by law enforcement agencies in 9478  
administering this section shall be prescribed, supplied, and paid 9479  
for by the registrar. 9480



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

(9) As used in this division and divisions (E) and (G) of this section, "peace officer" has the meaning set forth in section 2935.01 of the Revised Code.

(E) All fees, except court costs, collected under this section shall be paid into the state treasury to the credit of the financial responsibility compliance fund. The financial responsibility compliance fund shall be used exclusively to cover costs incurred by the bureau in the administration of 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, except that the director of budget and management may transfer excess money from the financial responsibility compliance fund to the state bureau of motor vehicles fund if the registrar determines that the amount of money in the financial responsibility compliance fund exceeds the amount required to cover such costs incurred by the bureau or a law enforcement agency and requests the director to make the transfer.

All investment earnings of the financial responsibility compliance fund shall be credited to the fund.

(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) 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 9512  
registrar. If the use of a standard form is not required, a person 9513  
may demonstrate proof of financial responsibility under this 9514  
section by presenting to the traffic violations bureau, court, 9515  
registrar, or peace officer any of the following documents or a 9516  
copy of the documents: 9517

(a) A financial responsibility identification card as 9518  
provided in section 4509.103 of the Revised Code; 9519

(b) A certificate of proof of financial responsibility on a 9520  
form provided and approved by the registrar for the filing of an 9521  
accident report required to be filed under section 4509.06 of the 9522  
Revised Code; 9523

(c) A policy of liability insurance, a declaration page of a 9524  
policy of liability insurance, or liability bond, if the policy or 9525  
bond complies with section 4509.20 or sections 4509.49 to 4509.61 9526  
of the Revised Code; 9527

(d) A bond or certification of the issuance of a bond as 9528  
provided in section 4509.59 of the Revised Code; 9529

(e) A certificate of deposit of money or securities as 9530  
provided in section 4509.62 of the Revised Code; 9531

(f) A certificate of self-insurance as provided in section 9532  
4509.72 of the Revised Code. 9533

(2) If a person fails to demonstrate proof of financial 9534  
responsibility in a manner described in division (G)(1) of this 9535  
section, the person may demonstrate proof of financial 9536  
responsibility under this section by any other method that the 9537  
court or the bureau, by reason of circumstances in a particular 9538  
case, may consider appropriate. 9539

(3) A motor carrier certificated by the interstate commerce 9540  
commission or by the public utilities commission may demonstrate 9541

proof of financial responsibility by providing a statement 9542  
designating the motor carrier's operating authority and averring 9543  
that the insurance coverage required by the certificating 9544  
authority is in full force and effect. 9545

(4)(a) A finding by the registrar or court that a person is 9546  
covered by proof of financial responsibility in the form of an 9547  
insurance policy or surety bond is not binding upon the named 9548  
insurer or surety or any of its officers, employees, agents, or 9549  
representatives and has no legal effect except for the purpose of 9550  
administering this section. 9551

(b) The preparation and delivery of a financial 9552  
responsibility identification card or any other document 9553  
authorized to be used as proof of financial responsibility under 9554  
this division does not do any of the following: 9555

(i) Create any liability or estoppel against an insurer or 9556  
surety, or any of its officers, employees, agents, or 9557  
representatives; 9558

(ii) Constitute an admission of the existence of, or of any 9559  
liability or coverage under, any policy or bond; 9560

(iii) Waive any defenses or counterclaims available to an 9561  
insurer, surety, agent, employee, or representative in an action 9562  
commenced by an insured or third-party claimant upon a cause of 9563  
action alleged to have arisen under an insurance policy or surety 9564  
bond or by reason of the preparation and delivery of a document 9565  
for use as proof of financial responsibility. 9566

(c) Whenever it is determined by a final judgment in a 9567  
judicial proceeding that an insurer or surety, which has been 9568  
named on a document accepted by a court or the registrar as proof 9569  
of financial responsibility covering the operation of a motor 9570  
vehicle at the time of an accident or offense, is not liable to 9571  
pay a judgment for injuries or damages resulting from such 9572

operation, the registrar, notwithstanding any previous contrary 9573  
finding, shall forthwith suspend the operating privileges and 9574  
registration rights of the person against whom the judgment was 9575  
rendered as provided in division (A)(2) of this section. 9576

(H) In order for any document described in division (G)(1)(b) 9577  
of this section to be used for the demonstration of proof of 9578  
financial responsibility under this section, the document shall 9579  
state the name of the insured or obligor, the name of the insurer 9580  
or surety company, and the effective and expiration dates of the 9581  
financial responsibility, and designate by explicit description or 9582  
by appropriate reference all motor vehicles covered which may 9583  
include a reference to fleet insurance coverage. 9584

(I) For purposes of this section, "owner" does not include a 9585  
licensed motor vehicle leasing dealer as defined in section 9586  
4517.01 of the Revised Code, but does include a motor vehicle 9587  
renting dealer as defined in section 4549.65 of the Revised Code. 9588  
Nothing in this section or in section 4509.51 of the Revised Code 9589  
shall be construed to prohibit a motor vehicle renting dealer from 9590  
entering into a contractual agreement with a person whereby the 9591  
person renting the motor vehicle agrees to be solely responsible 9592  
for maintaining proof of financial responsibility, in accordance 9593  
with this section, with respect to the operation, maintenance, or 9594  
use of the motor vehicle during the period of the motor vehicle's 9595  
rental. 9596

(J) The purpose of this section is to require the maintenance 9597  
of proof of financial responsibility with respect to the operation 9598  
of motor vehicles on the highways of this state, so as to minimize 9599  
those situations in which persons are not compensated for injuries 9600  
and damages sustained in motor vehicle accidents. The general 9601  
assembly finds that this section contains reasonable civil 9602  
penalties and procedures for achieving this purpose. 9603

(K) Nothing in this section shall be construed to be subject 9604

to section 4509.78 of the Revised Code. 9605

(L) The registrar may terminate any suspension imposed under 9606  
this section and not require the owner to comply with divisions 9607  
(A)(5)(a), (b), and (c) of this section if the registrar with or 9608  
without a hearing determines that the owner of the vehicle has 9609  
established by clear and convincing evidence that all of the 9610  
following apply: 9611

(1) The owner customarily maintains proof of financial 9612  
responsibility. 9613

(2) Proof of financial responsibility was not in effect for 9614  
the vehicle on the date in question for one of the following 9615  
reasons: 9616

(a) The vehicle was inoperable. 9617

(b) The vehicle is operated only seasonally, and the date in 9618  
question was outside the season of operation. 9619

(c) A person other than the vehicle owner or driver was at 9620  
fault for the lapse of proof of financial responsibility through 9621  
no fault of the owner or driver. 9622

(d) The lapse of proof of financial responsibility was caused 9623  
by excusable neglect under circumstances that are not likely to 9624  
recur and do not suggest a purpose to evade the requirements of 9625  
this chapter. 9626

(3) The owner or driver has ~~not~~ previously been granted 9627  
relief under division (L) of this section only for a reason 9628  
described in division (L)(2)(a) or (b) of this section. 9629

(M) The registrar shall adopt rules in accordance with 9630  
Chapter 119. of the Revised Code that are necessary to administer 9631  
and enforce this section. The rules shall include procedures for 9632  
the surrender of license plates upon failure to maintain proof of 9633  
financial responsibility and provisions relating to reinstatement 9634

of registration rights, acceptable forms of proof of financial 9635  
responsibility, and verification of the existence of financial 9636  
responsibility during the period of registration. 9637

**Sec. 4509.79.** (A) As used in this section, "ridesharing 9638  
arrangement" means the transportation of persons in a motor 9639  
vehicle where such transportation is incidental to another purpose 9640  
of a volunteer driver and includes ridesharing arrangements known 9641  
as carpools, vanpools, and buspools. 9642

(B) Every owner registering as a passenger car a motor 9643  
vehicle designed and used for carrying more than nine but not more 9644  
than fifteen passengers or registering a bus under division 9645  
~~(H)(8)~~(G) of section 4503.04 of the Revised Code shall have in 9646  
effect, whenever the motor vehicle is used in a ridesharing 9647  
arrangement, a policy of liability insurance with respect to the 9648  
motor vehicle in amounts and coverage no less than: 9649

(1) One hundred thousand dollars because of bodily injury to 9650  
or death of one person in any one accident; 9651

(2) Three hundred thousand dollars because of bodily injury 9652  
to or death of two or more persons in any one accident; 9653

(3) Fifty thousand dollars because of injury to property of 9654  
others in any one accident. 9655

(C) Whoever violates this section shall be fined not more 9656  
than five thousand dollars. 9657

**Sec. 4511.01.** As used in this chapter and in Chapter 4513. of 9658  
the Revised Code: 9659

(A) "Vehicle" means every device, including a motorized 9660  
bicycle, in, upon, or by which any person or property may be 9661  
transported or drawn upon a highway, except that "vehicle" does 9662  
not include any motorized wheelchair, any electric personal 9663

assistive mobility ~~devices~~ device, any device that is moved by 9664  
power collected from overhead electric trolley wires or that is 9665  
used exclusively upon stationary rails or tracks, or any device, 9666  
other than a bicycle, that is moved by human power. 9667

(B) "Motor vehicle" means every vehicle propelled or drawn by 9668  
power other than muscular power or power collected from overhead 9669  
electric trolley wires, except motorized bicycles, road rollers, 9670  
traction engines, power shovels, power cranes, and other equipment 9671  
used in construction work and not designed for or employed in 9672  
general highway transportation, hole-digging machinery, 9673  
well-drilling machinery, ditch-digging machinery, farm machinery, 9674  
trailers used to transport agricultural produce or agricultural 9675  
production materials between a local place of storage or supply 9676  
and the farm when drawn or towed on a street or highway at a speed 9677  
of twenty-five miles per hour or less, threshing machinery, 9678  
hay-baling machinery, agricultural tractors and machinery used in 9679  
the production of horticultural, floricultural, agricultural, and 9680  
vegetable products, and trailers designed and used exclusively to 9681  
transport a boat between a place of storage and a marina, or in 9682  
and around a marina, when drawn or towed on a street or highway 9683  
for a distance of no more than ten miles and at a speed of 9684  
twenty-five miles per hour or less. 9685

(C) "Motorcycle" means every motor vehicle, other than a 9686  
tractor, having a saddle for the use of the operator and designed 9687  
to travel on not more than three wheels in contact with the 9688  
ground, including, but not limited to, motor vehicles known as 9689  
"motor-driven cycle," "motor scooter," or "motorcycle" without 9690  
regard to weight or brake horsepower. 9691

(D) "Emergency vehicle" means emergency vehicles of 9692  
municipal, township, or county departments or public utility 9693  
corporations when identified as such as required by law, the 9694  
director of public safety, or local authorities, and motor 9695

vehicles when commandeered by a police officer. 9696

(E) "Public safety vehicle" means any of the following: 9697

(1) Ambulances, including private ambulance companies under 9698  
contract to a municipal corporation, township, or county, and 9699  
private ambulances and nontransport vehicles bearing license 9700  
plates issued under section 4503.49 of the Revised Code; 9701

(2) Motor vehicles used by public law enforcement officers or 9702  
other persons sworn to enforce the criminal and traffic laws of 9703  
the state; 9704

(3) Any motor vehicle when properly identified as required by 9705  
the director of public safety, when used in response to fire 9706  
emergency calls or to provide emergency medical service to ill or 9707  
injured persons, and when operated by a duly qualified person who 9708  
is a member of a volunteer rescue service or a volunteer fire 9709  
department, and who is on duty pursuant to the rules or directives 9710  
of that service. The state fire marshal shall be designated by the 9711  
director of public safety as the certifying agency for all public 9712  
safety vehicles described in division (E)(3) of this section. 9713

(4) Vehicles used by fire departments, including motor 9714  
vehicles when used by volunteer fire fighters responding to 9715  
emergency calls in the fire department service when identified as 9716  
required by the director of public safety. 9717

Any vehicle used to transport or provide emergency medical 9718  
service to an ill or injured person, when certified as a public 9719  
safety vehicle, shall be considered a public safety vehicle when 9720  
transporting an ill or injured person to a hospital regardless of 9721  
whether such vehicle has already passed a hospital. 9722

(5) Vehicles used by the ~~commercial motor vehicle safety~~ 9723  
carrier enforcement unit for the enforcement of orders and rules 9724  
of the public utilities commission as specified in section 5503.34 9725  
of the Revised Code. 9726



(F) "School bus" means every bus designed for carrying more than nine passengers that is owned by a public, private, or governmental agency or institution of learning and operated for the transportation of children to or from a school session or a school function, or owned by a private person and operated for compensation for the transportation of children to or from a school session or a school function, provided "school bus" does not include a bus operated by a municipally owned transportation system, a mass transit company operating exclusively within the territorial limits of a municipal corporation, or within such limits and the territorial limits of municipal corporations immediately contiguous to such municipal corporation, nor a common passenger carrier certified by the public utilities commission unless such bus is devoted exclusively to the transportation of children to and from a school session or a school function, and "school bus" does not include a van or bus used by a licensed child day-care center or type A family day-care home to transport children from the child day-care center or type A family day-care home to a school if the van or bus does not have more than fifteen children in the van or bus at any time.

(G) "Bicycle" means every device, other than a tricycle designed solely for use as a play vehicle by a child, propelled solely by human power upon which any person may ride having either two tandem wheels, or one wheel in the front and two wheels in the rear, any of which is more than fourteen inches in diameter.

(H) "Motorized bicycle" means any vehicle having either two tandem wheels or one wheel in the front and two wheels in the rear, that is capable of being pedaled and is equipped with a helper motor of not more than fifty cubic centimeters piston displacement that produces no more than one brake horsepower and is capable of propelling the vehicle at a speed of no greater than twenty miles per hour on a level surface.

(I) "Commercial tractor" means every motor vehicle having 9759  
motive power designed or used for drawing other vehicles and not 9760  
so constructed as to carry any load thereon, or designed or used 9761  
for drawing other vehicles while carrying a portion of such other 9762  
vehicles, or load thereon, or both. 9763

(J) "Agricultural tractor" means every self-propelling 9764  
vehicle designed or used for drawing other vehicles or wheeled 9765  
machinery but having no provision for carrying loads independently 9766  
of such other vehicles, and used principally for agricultural 9767  
purposes. 9768

(K) "Truck" means every motor vehicle, except trailers and 9769  
semitrailers, designed and used to carry property. 9770

(L) "Bus" means every motor vehicle designed for carrying 9771  
more than nine passengers and used for the transportation of 9772  
persons other than in a ridesharing arrangement, and every motor 9773  
vehicle, automobile for hire, or funeral car, other than a taxicab 9774  
or motor vehicle used in a ridesharing arrangement, designed and 9775  
used for the transportation of persons for compensation. 9776

(M) "Trailer" means every vehicle designed or used for 9777  
carrying persons or property wholly on its own structure and for 9778  
being drawn by a motor vehicle, including any such vehicle when 9779  
formed by or operated as a combination of a "semitrailer" and a 9780  
vehicle of the dolly type, such as that commonly known as a 9781  
"trailer dolly," a vehicle used to transport agricultural produce 9782  
or agricultural production materials between a local place of 9783  
storage or supply and the farm when drawn or towed on a street or 9784  
highway at a speed greater than twenty-five miles per hour, and a 9785  
vehicle designed and used exclusively to transport a boat between 9786  
a place of storage and a marina, or in and around a marina, when 9787  
drawn or towed on a street or highway for a distance of more than 9788  
ten miles or at a speed of more than twenty-five miles per hour. 9789

(N) "Semitrailer" means every vehicle designed or used for carrying persons or property with another and separate motor vehicle so that in operation a part of its own weight or that of its load, or both, rests upon and is carried by another vehicle.

(O) "Pole trailer" means every trailer or semitrailer attached to the towing vehicle by means of a reach, pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregular shaped loads such as poles, pipes, or structural members capable, generally, of sustaining themselves as beams between the supporting connections.

(P) "Railroad" means a carrier of persons or property operating upon rails placed principally on a private right-of-way.

(Q) "Railroad train" means a steam engine or an electric or other motor, with or without cars coupled thereto, operated by a railroad.

(R) "Streetcar" means a car, other than a railroad train, for transporting persons or property, operated upon rails principally within a street or highway.

(S) "Trackless trolley" means every car that collects its power from overhead electric trolley wires and that is not operated upon rails or tracks.

(T) "Explosives" means any chemical compound or mechanical mixture that is intended for the purpose of producing an explosion that contains any oxidizing and combustible units or other ingredients in such proportions, quantities, or packing that an ignition by fire, by friction, by concussion, by percussion, or by a detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects, or of destroying life or limb. Manufactured articles shall not be held to be explosives when the individual

units contain explosives in such limited quantities, of such 9821  
nature, or in such packing, that it is impossible to procure a 9822  
simultaneous or a destructive explosion of such units, to the 9823  
injury of life, limb, or property by fire, by friction, by 9824  
concussion, by percussion, or by a detonator, such as fixed 9825  
ammunition for small arms, firecrackers, or safety fuse matches. 9826

(U) "Flammable liquid" means any liquid that has a flash 9827  
point of seventy degrees Fahrenheit, or less, as determined by a 9828  
tagliabue or equivalent closed cup test device. 9829

(V) "Gross weight" means the weight of a vehicle plus the 9830  
weight of any load thereon. 9831

(W) "Person" means every natural person, firm, 9832  
co-partnership, association, or corporation. 9833

(X) "Pedestrian" means any natural person afoot. 9834

(Y) "Driver or operator" means every person who drives or is 9835  
in actual physical control of a vehicle, trackless trolley, or 9836  
streetcar. 9837

(Z) "Police officer" means every officer authorized to direct 9838  
or regulate traffic, or to make arrests for violations of traffic 9839  
regulations. 9840

(AA) "Local authorities" means every county, municipal, and 9841  
other local board or body having authority to adopt police 9842  
regulations under the constitution and laws of this state. 9843

(BB) "Street" or "highway" means the entire width between the 9844  
boundary lines of every way open to the use of the public as a 9845  
thoroughfare for purposes of vehicular travel. 9846

(CC) "Controlled-access highway" means every street or 9847  
highway in respect to which owners or occupants of abutting lands 9848  
and other persons have no legal right of access to or from the 9849  
same except at such points only and in such manner as may be 9850

determined by the public authority having jurisdiction over such street or highway. 9851  
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(DD) "Private road or driveway" means every way or place in private ownership used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons. 9853  
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(EE) "Roadway" means that portion of a highway improved, designed, or ordinarily used for vehicular travel, except the berm or shoulder. If a highway includes two or more separate roadways the term "roadway" means any such roadway separately but not all such roadways collectively. 9857  
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(FF) "Sidewalk" means that portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for the use of pedestrians. 9862  
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(GG) "Laned highway" means a highway the roadway of which is divided into two or more clearly marked lanes for vehicular traffic. 9865  
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(HH) "Through highway" means every street or highway as provided in section 4511.65 of the Revised Code. 9868  
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(II) "State highway" means a highway under the jurisdiction of the department of transportation, outside the limits of municipal corporations, provided that the authority conferred upon the director of transportation in section 5511.01 of the Revised Code to erect state highway route markers and signs directing traffic shall not be modified by sections 4511.01 to 4511.79 and 4511.99 of the Revised Code. 9870  
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(JJ) "State route" means every highway that is designated with an official state route number and so marked. 9877  
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(KK) "Intersection" means: 9879

(1) The area embraced within the prolongation or connection 9880

of the lateral curb lines, or, if none, then the lateral boundary 9881  
lines of the roadways of two highways which join one another at, 9882  
or approximately at, right angles, or the area within which 9883  
vehicles traveling upon different highways joining at any other 9884  
angle may come in conflict. 9885

(2) Where a highway includes two roadways thirty feet or more 9886  
apart, then every crossing of each roadway of such divided highway 9887  
by an intersecting highway shall be regarded as a separate 9888  
intersection. If an intersecting highway also includes two 9889  
roadways thirty feet or more apart, then every crossing of two 9890  
roadways of such highways shall be regarded as a separate 9891  
intersection. 9892

(3) The junction of an alley with a street or highway, or 9893  
with another alley, shall not constitute an intersection. 9894

(LL) "Crosswalk" means: 9895

(1) That part of a roadway at intersections ordinarily 9896  
included within the real or projected prolongation of property 9897  
lines and curb lines or, in the absence of curbs, the edges of the 9898  
traversable roadway; 9899

(2) Any portion of a roadway at an intersection or elsewhere, 9900  
distinctly indicated for pedestrian crossing by lines or other 9901  
markings on the surface; 9902

(3) Notwithstanding divisions (LL)(1) and (2) of this 9903  
section, there shall not be a crosswalk where local authorities 9904  
have placed signs indicating no crossing. 9905

(MM) "Safety zone" means the area or space officially set 9906  
apart within a roadway for the exclusive use of pedestrians and 9907  
protected or marked or indicated by adequate signs as to be 9908  
plainly visible at all times. 9909

(NN) "Business district" means the territory fronting upon a 9910

street or highway, including the street or highway, between 9911  
successive intersections within municipal corporations where fifty 9912  
per cent or more of the frontage between such successive 9913  
intersections is occupied by buildings in use for business, or 9914  
within or outside municipal corporations where fifty per cent or 9915  
more of the frontage for a distance of three hundred feet or more 9916  
is occupied by buildings in use for business, and the character of 9917  
such territory is indicated by official traffic control devices. 9918

(OO) "Residence district" means the territory, not comprising 9919  
a business district, fronting on a street or highway, including 9920  
the street or highway, where, for a distance of three hundred feet 9921  
or more, the frontage is improved with residences or residences 9922  
and buildings in use for business. 9923

(PP) "Urban district" means the territory contiguous to and 9924  
including any street or highway which is built up with structures 9925  
devoted to business, industry, or dwelling houses situated at 9926  
intervals of less than one hundred feet for a distance of a 9927  
quarter of a mile or more, and the character of such territory is 9928  
indicated by official traffic control devices. 9929

(QQ) "Traffic control devices" means all flaggers, signs, 9930  
signals, markings, and devices placed or erected by authority of a 9931  
public body or official having jurisdiction, for the purpose of 9932  
regulating, warning, or guiding traffic, including signs denoting 9933  
names of streets and highways. 9934

(RR) "Traffic control signal" means any device, whether 9935  
manually, electrically, or mechanically operated, by which traffic 9936  
is alternately directed to stop, to proceed, to change direction, 9937  
or not to change direction. 9938

(SS) "Railroad sign or signal" means any sign, signal, or 9939  
device erected by authority of a public body or official or by a 9940  
railroad and intended to give notice of the presence of railroad 9941

tracks or the approach of a railroad train. 9942

(TT) "Traffic" means pedestrians, ridden or herded animals, 9943  
vehicles, streetcars, trackless trolleys, and other devices, 9944  
either singly or together, while using any highway for purposes of 9945  
travel. 9946

(UU) "Right-of-way" means either of the following, as the 9947  
context requires: 9948

(1) The right of a vehicle, streetcar, trackless trolley, or 9949  
pedestrian to proceed uninterruptedly in a lawful manner in the 9950  
direction in which it or the individual is moving in preference to 9951  
another vehicle, streetcar, trackless trolley, or pedestrian 9952  
approaching from a different direction into its or the 9953  
individual's path; 9954

(2) A general term denoting land, property, or the interest 9955  
therein, usually in the configuration of a strip, acquired for or 9956  
devoted to transportation purposes. When used in this context, 9957  
right-of-way includes the roadway, shoulders or berm, ditch, and 9958  
slopes extending to the right-of-way limits under the control of 9959  
the state or local authority. 9960

(VV) "Rural mail delivery vehicle" means every vehicle used 9961  
to deliver United States mail on a rural mail delivery route. 9962

(WW) "Funeral escort vehicle" means any motor vehicle, 9963  
including a funeral hearse, while used to facilitate the movement 9964  
of a funeral procession. 9965

(XX) "Alley" means a street or highway intended to provide 9966  
access to the rear or side of lots or buildings in urban districts 9967  
and not intended for the purpose of through vehicular traffic, and 9968  
includes any street or highway that has been declared an "alley" 9969  
by the legislative authority of the municipal corporation in which 9970  
such street or highway is located. 9971



(YY) "Freeway" means a divided multi-lane highway for through traffic with all crossroads separated in grade and with full control of access.

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(ZZ) "Expressway" means a divided arterial highway for through traffic with full or partial control of access with an excess of fifty per cent of all crossroads separated in grade.

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(AAA) "Thruway" means a through highway whose entire roadway is reserved for through traffic and on which roadway parking is prohibited.

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(BBB) "Stop intersection" means any intersection at one or more entrances of which stop signs are erected.

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(CCC) "Arterial street" means any United States or state numbered route, controlled access highway, or other major radial or circumferential street or highway designated by local authorities within their respective jurisdictions as part of a major arterial system of streets or highways.

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

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(EEE) "Motorized wheelchair" means any self-propelled vehicle designed for, and used by, a handicapped person and that is incapable of a speed in excess of eight miles per hour.

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(FFF) "Child day-care center" and "type A family day-care home" have the same meanings as in section 5104.01 of the Revised Code.

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(GGG) "Multi-wheel agricultural tractor" means a type of agricultural tractor that has two or more wheels or tires on each side of one axle at the rear of the tractor, is designed or used for drawing other vehicles or wheeled machinery, has no provision

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for carrying loads independently of the drawn vehicles or 10002  
machinery, and is used principally for agricultural purposes. 10003

(HHH) "Operate" means to cause or have caused movement of a 10004  
vehicle, streetcar, or trackless trolley on any public or private 10005  
property used by the public for purposes of vehicular travel or 10006  
parking. 10007

(III) "Predicate motor vehicle or traffic offense" means any 10008  
of the following: 10009

(1) A violation of section 4511.03, 4511.051, 4511.12, 10010  
4511.132, 4511.16, 4511.20, 4511.201, 4511.21, 4511.211, 4511.213, 10011  
4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28, 4511.29, 10012  
4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35, 4511.36, 10013  
4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42, 4511.43, 10014  
4511.431, 4511.432, 4511.44, 4511.441, 4511.451, 4511.452, 10015  
4511.46, 4511.47, 4511.48, 4511.481, 4511.49, 4511.50, 4511.511, 10016  
4511.53, 4511.54, 4511.55, 4511.56, 4511.57, 4511.58, 4511.59, 10017  
4511.60, 4511.61, 4511.64, 4511.66, 4511.661, 4511.68, 4511.70, 10018  
4511.701, 4511.71, 4511.711, 4511.712, 4511.713, 4511.72, 4511.73, 10019  
4511.763, 4511.771, 4511.78, or 4511.84 of the Revised Code; 10020

(2) A violation of division (A)(2) of section 4511.17, 10021  
divisions (A) to (D) of section 4511.51, or division (A) of 10022  
section 4511.74 of the Revised Code; 10023

(3) A violation of any provision of sections 4511.01 to 10024  
4511.76 of the Revised Code for which no penalty otherwise is 10025  
provided in the section that contains the provision violated; 10026

(4) A violation of a municipal ordinance that is 10027  
substantially similar to any section or provision set forth or 10028  
described in division (III)(1), (2), or (3) of this section. 10029

**Sec. 4519.05.** (A) Whenever a registered snowmobile, 10030  
off-highway motorcycle, or all-purpose vehicle is destroyed or 10031

similarly disposed of, the owner shall surrender the certificate 10032  
of registration to the registrar of motor vehicles or a deputy 10033  
registrar within fifteen days following the destruction or 10034  
disposal. The registrar thereupon shall cancel the certificate and 10035  
enter that fact in the registrar's records. 10036

In the case of an off-highway motorcycle or all-purpose 10037  
vehicle for which a certificate of title has been issued, the 10038  
owner also shall surrender the certificate of title to the clerk 10039  
of the court of common pleas who issued it and the clerk, with the 10040  
consent of any lienholders noted thereon, shall enter a 10041  
cancellation upon the clerk's records and shall notify the 10042  
registrar of the cancellation. Upon the cancellation of a 10043  
certificate of title in the manner prescribed by this division, 10044  
the clerk and the registrar may cancel and destroy all 10045  
certificates of title and memorandum certificates of title in that 10046  
chain of title. 10047

(B) Subject to division (B) of section 4519.03 of the Revised 10048  
Code, whenever the ownership of a registered snowmobile, 10049  
off-highway motorcycle, or all-purpose vehicle is transferred by 10050  
sale or otherwise, the new owner, within fifteen days following 10051  
the transfer, shall make application to the registrar or a deputy 10052  
registrar for the transfer of the certificate of registration. 10053  
Upon receipt of the application and a fee of one dollar, the 10054  
registrar shall transfer the certificate to the new owner and 10055  
shall enter the new owner's name and address in the registrar's 10056  
records. 10057

(C) Whenever the owner of a registered snowmobile, 10058  
off-highway motorcycle, or all-purpose vehicle changes address, 10059  
the owner shall surrender the certificate of registration to the 10060  
registrar or a deputy registrar within fifteen days following the 10061  
address change. Upon receipt of the certificate, the registrar 10062  
shall enter the new address thereon and shall make the appropriate 10063

change in the registrar's records. In a case where the owner's 10064  
change of address involves a move outside of the state, the 10065  
registrar shall cancel the certificate of registration for that 10066  
snowmobile, off-highway motorcycle, or all-purpose vehicle. 10067

(D) Whenever a certificate of registration for a snowmobile, 10068  
off-highway motorcycle, or all-purpose vehicle is lost, mutilated, 10069  
or destroyed, the owner may obtain a duplicate certificate, which 10070  
shall be identified as such, upon application and the payment of a 10071  
fee of one dollar. 10072

(E) The registrar and each deputy registrar may collect and 10073  
retain an additional fee of two dollars and seventy-five cents 10074  
commencing on July 1, 2001, three dollars and twenty-five cents 10075  
commencing on January 1, 2003, and three dollars and fifty cents 10076  
commencing on January 1, 2004, for each application for the 10077  
transfer of a certificate of registration or duplicate certificate 10078  
of registration received by the registrar or deputy registrar. 10079

(F) Whoever violates division (A), (B), or (C) of this 10080  
section shall be fined not more than twenty-five dollars for a 10081  
first offense; for each subsequent offense, the offender shall be 10082  
fined not less than twenty-five nor more than fifty dollars. 10083

**Section 6.** That the existing versions of sections 4501.01, 10084  
4503.10, 4503.12, 4503.44, 4505.11, 4506.01, 4506.11, 4506.12, 10085  
4507.13, 4507.19, 4507.20, 4507.50, 4507.99, 4509.101, 4509.79, 10086  
4511.01, and 4519.05 of the Revised Code that are scheduled to 10087  
take effect January 1, 2004, are hereby repealed. 10088

**Section 7.** That sections 4507.1614 of the Revised Code is 10089  
hereby repealed. 10090

**Section 8.** Sections 5, 6, and 7 of this act take effect 10091  
January 1, 2004. 10092

**Section 9.** Notwithstanding the amendments to sections 4517.10 10093  
and 4738.05 of the Revised Code contained in Section 1 of this 10094  
act, when the Registrar of Motor Vehicles first renews the 10095  
licenses for motor vehicle dealers, motor vehicle leasing dealers, 10096  
manufactured home brokers, distributors, motor vehicle auction 10097  
owners, motor vehicle salespersons, motor vehicle salvage dealers, 10098  
salvage motor vehicle auctions, and salvage motor vehicle pools, 10099  
following the effective date of this act, the Registrar may renew 10100  
some of those licenses for one year and others for two years. In 10101  
the case of those licenses that the Registrar specifies be renewed 10102  
for one year, the fee that was applicable to that particular 10103  
license prior to the effective date of this act shall apply. In 10104  
the case of those licenses that the Registrar specifies be renewed 10105  
for two years, the fee that is specified in section 4517.10 of the 10106  
Revised Code as amended by this act shall apply. Thereafter, all 10107  
such licenses shall be issued and renewed in accordance with 10108  
applicable law. 10109

**Section 10.** Section 4501.01 of the Revised Code is presented 10110  
in Section 5 this act as a composite of the section as amended by 10111  
both Am. Sub. S.B. 123 and Am. Sub. S.B. 231 of the 124th General 10112  
Assembly. Section 4503.03 of the Revised Code is presented in this 10113  
act as a composite of the section as amended by both Sub. S.B. 59 10114  
and S.B. 99 of the 124th General Assembly. Sections 4505.13 and 10115  
4519.68 of the Revised Code are presented in this act as 10116  
composites of the sections as amended by both Sub. S.B. 59 and Am. 10117  
Sub. S.B. 74 of the 124th General Assembly. Section 4507.51 of the 10118  
Revised Code is presented in this act as a composite of the 10119  
section as amended by both Sub. H.B. 354 and Am. Sub. S.B. 213 of 10120  
the 122nd General Assembly. Section 4511.01 of the Revised Code is 10121  
presented in Section 5 of this act as a composite of the section 10122  
as amended by both Am. Sub. S.B. 123 and Am. Sub. S.B. 231 of the 10123  
124th General Assembly. The General Assembly, applying the 10124

principle stated in division (B) of section 1.52 of the Revised	10125
Code that amendments are to be harmonized if reasonably capable of	10126
simultaneous operation, finds that each composite is the resulting	10127
version of the section in effect prior to the effective date of	10128
the section as presented in this act.	10129