

## As Introduced

130th General Assembly  
Regular Session  
2013-2014

H. B. No. 346

Representative Damschroder

Cosponsors: Representatives Foley, Wachtmann, Brenner, Ruhl, Terhar,  
Hackett, Grossman, Smith, DeVitis, Barborak, Milkovich, Retherford, Rogers,  
Becker, Thompson, Celebrezze

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### A B I L L

To amend sections 4506.01, 4506.11, 4507.01, 4507.13, 1  
and 4507.52 and to enact sections 4506.072, 2  
4507.021, 4507.061, and 4507.511 of the Revised 3  
Code, to amend the version of section 4507.01 of 4  
the Revised Code that is scheduled to take effect 5  
January 1, 2017, to continue the provisions of 6  
this act on and after that effective date, to 7  
authorize the issuance of an enhanced driver's 8  
license, enhanced commercial driver's license, and 9  
enhanced identification card to facilitate land 10  
and sea border crossings between the United States 11  
and Canada and Mexico, pursuant to an agreement 12  
with the United States Department of Homeland 13  
Security. 14

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

**Section 1.** That sections 4506.01, 4506.11, 4507.01, 4507.13, 15  
and 4507.52 be amended and sections 4506.072, 4507.021, 4507.061, 16  
and 4507.511 of the Revised Code be enacted to read as follows: 17

Sec. 4506.01. As used in this chapter: 18

(A) "Alcohol concentration" means the concentration of 19  
alcohol in a person's blood, breath, or urine. When expressed as a 20  
percentage, it means grams of alcohol per the following: 21

(1) One hundred milliliters of whole blood, blood serum, or 22  
blood plasma; 23

(2) Two hundred ten liters of breath; 24

(3) One hundred milliliters of urine. 25

(B)(1) "Commercial driver's license" means a license issued 26  
in accordance with this chapter that authorizes an individual to 27  
drive a commercial motor vehicle. Except as otherwise specifically 28  
provided, "commercial driver's license" includes "enhanced 29  
commercial driver's license." 30

(2) "Enhanced commercial driver's license" means a commercial 31  
driver's license issued in accordance with section 4506.072 of the 32  
Revised Code that denotes citizenship and identity and is approved 33  
by the United States secretary of homeland security for purposes 34  
of entering the United States and that contains technology and 35  
security features approved by the secretary of homeland security. 36

(C) "Commercial driver's license information system" means 37  
the information system established pursuant to the requirements of 38  
the "Commercial Motor Vehicle Safety Act of 1986," 100 Stat. 39  
3207-171, 49 U.S.C.A. App. 2701. 40

(D) Except when used in section 4506.25 of the Revised Code, 41  
"commercial motor vehicle" means any motor vehicle designed or 42  
used to transport persons or property that meets any of the 43  
following qualifications: 44

(1) Any combination of vehicles with a combined gross vehicle 45  
weight rating of twenty-six thousand one pounds or more, provided 46  
the gross vehicle weight rating of the vehicle or vehicles being 47

towed is in excess of ten thousand pounds;	48
(2) Any single vehicle with a gross vehicle weight rating of	49
twenty-six thousand one pounds or more, or any such vehicle towing	50
a vehicle having a gross vehicle weight rating that is not in	51
excess of ten thousand pounds;	52
(3) Any single vehicle or combination of vehicles that is not	53
a class A or class B vehicle, but is designed to transport sixteen	54
or more passengers including the driver;	55
(4) Any school bus with a gross vehicle weight rating of less	56
than twenty-six thousand one pounds that is designed to transport	57
fewer than sixteen passengers including the driver;	58
(5) Is transporting hazardous materials for which placarding	59
is required under subpart F of 49 C.F.R. part 172, as amended;	60
(6) Any single vehicle or combination of vehicles that is	61
designed to be operated and to travel on a public street or	62
highway and is considered by the federal motor carrier safety	63
administration to be a commercial motor vehicle, including, but	64
not limited to, a motorized crane, a vehicle whose function is to	65
pump cement, a rig for drilling wells, and a portable crane.	66
(E) "Controlled substance" means all of the following:	67
(1) Any substance classified as a controlled substance under	68
the "Controlled Substances Act," 80 Stat. 1242 (1970), 21 U.S.C.A.	69
802(6), as amended;	70
(2) Any substance included in schedules I through V of 21	71
C.F.R. part 1308, as amended;	72
(3) Any drug of abuse.	73
(F) "Conviction" means an unvacated adjudication of guilt or	74
a determination that a person has violated or failed to comply	75
with the law in a court of original jurisdiction or an authorized	76
administrative tribunal, an unvacated forfeiture of bail or	77

collateral deposited to secure the person's appearance in court, a 78  
plea of guilty or nolo contendere accepted by the court, the 79  
payment of a fine or court cost, or violation of a condition of 80  
release without bail, regardless of whether or not the penalty is 81  
rebated, suspended, or probated. 82

(G) "Disqualification" means any of the following: 83

(1) The suspension, revocation, or cancellation of a person's 84  
privileges to operate a commercial motor vehicle; 85

(2) Any withdrawal of a person's privileges to operate a 86  
commercial motor vehicle as the result of a violation of state or 87  
local law relating to motor vehicle traffic control other than 88  
parking, vehicle weight, or vehicle defect violations; 89

(3) A determination by the federal motor carrier safety 90  
administration that a person is not qualified to operate a 91  
commercial motor vehicle under 49 C.F.R. 391. 92

(H) "Downgrade" means any of the following, as applicable: 93

(1) A change in the commercial driver's license holder's 94  
self-certified status as described in division (A)(2) of section 95  
4506.10 of the Revised Code; 96

(2) A change to a lesser class of vehicle; 97

(3) Removal of commercial driver's license privileges from 98  
the individual's driver's license. 99

(I) "Drive" means to drive, operate, or be in physical 100  
control of a motor vehicle. 101

(J) "Driver" means any person who drives, operates, or is in 102  
physical control of a commercial motor vehicle or is required to 103  
have a commercial driver's license. 104

(K) "Driver's license" means a license issued by the bureau 105  
of motor vehicles that authorizes an individual to drive. 106

(L) "Drug of abuse" means any controlled substance, dangerous 107  
drug as defined in section 4729.01 of the Revised Code, or 108  
over-the-counter medication that, when taken in quantities 109  
exceeding the recommended dosage, can result in impairment of 110  
judgment or reflexes. 111

(M) "Electronic device" includes a cellular telephone, a 112  
personal digital assistant, a pager, a computer, and any other 113  
device used to input, write, send, receive, or read text. 114

(N) "Eligible unit of local government" means a village, 115  
township, or county that has a population of not more than three 116  
thousand persons according to the most recent federal census. 117

(O) "Employer" means any person, including the federal 118  
government, any state, and a political subdivision of any state, 119  
that owns or leases a commercial motor vehicle or assigns a person 120  
to drive such a motor vehicle. 121

(P) "Endorsement" means an authorization on a person's 122  
commercial driver's license that is required to permit the person 123  
to operate a specified type of commercial motor vehicle. 124

(Q) "Farm truck" means a truck controlled and operated by a 125  
farmer for use in the transportation to or from a farm, for a 126  
distance of not more than one hundred fifty miles, of products of 127  
the farm, including livestock and its products, poultry and its 128  
products, floricultural and horticultural products, and in the 129  
transportation to the farm, from a distance of not more than one 130  
hundred fifty miles, of supplies for the farm, including tile, 131  
fence, and every other thing or commodity used in agricultural, 132  
floricultural, horticultural, livestock, and poultry production, 133  
and livestock, poultry, and other animals and things used for 134  
breeding, feeding, or other purposes connected with the operation 135  
of the farm, when the truck is operated in accordance with this 136  
division and is not used in the operations of a motor carrier, as 137

defined in section 4923.01 of the Revised Code. 138

(R) "Fatality" means the death of a person as the result of a 139  
motor vehicle accident occurring not more than three hundred 140  
sixty-five days prior to the date of death. 141

(S) "Felony" means any offense under federal or state law 142  
that is punishable by death or specifically classified as a felony 143  
under the law of this state, regardless of the penalty that may be 144  
imposed. 145

(T) "Foreign jurisdiction" means any jurisdiction other than 146  
a state. 147

(U) "Gross vehicle weight rating" means the value specified 148  
by the manufacturer as the maximum loaded weight of a single or a 149  
combination vehicle. The gross vehicle weight rating of a 150  
combination vehicle is the gross vehicle weight rating of the 151  
power unit plus the gross vehicle weight rating of each towed 152  
unit. 153

(V) "Hazardous materials" means any material that has been 154  
designated as hazardous under 49 U.S.C. 5103 and is required to be 155  
placarded under subpart F of 49 C.F.R. part 172 or any quantity of 156  
a material listed as a select agent or toxin in 42 C.F.R. part 73, 157  
as amended. 158

(W) "Imminent hazard" means the existence of a condition that 159  
presents a substantial likelihood that death, serious illness, 160  
severe personal injury, or a substantial endangerment to health, 161  
property, or the environment may occur before the reasonably 162  
foreseeable completion date of a formal proceeding begun to lessen 163  
the risk of that death, illness, injury, or endangerment. 164

(X) "Medical variance" means one of the following received by 165  
a driver from the federal motor carrier safety administration that 166  
allows the driver to be issued a medical certificate: 167

(1) An exemption letter permitting operation of a commercial motor vehicle under 49 C.F.R. 381, subpart C or 49 C.F.R. 391.64;	168 169
(2) A skill performance evaluation certificate permitting operation of a commercial motor vehicle pursuant to 49 C.F.R. 391.49.	170 171 172
(Y) "Motor vehicle" means a vehicle, machine, tractor, trailer, or semitrailer propelled or drawn by mechanical power used on highways, except that such term does not include a vehicle, machine, tractor, trailer, or semitrailer operated exclusively on a rail.	173 174 175 176 177
(Z) "Out-of-service order" means a declaration by an authorized enforcement officer of a federal, state, local, Canadian, or Mexican jurisdiction declaring that a driver, commercial motor vehicle, or commercial motor carrier operation is out of service as defined in 49 C.F.R. 390.5.	178 179 180 181 182
(AA) "Peace officer" has the same meaning as in section 2935.01 of the Revised Code.	183 184
(BB) "Portable tank" means a liquid or gaseous packaging designed primarily to be loaded onto or temporarily attached to a vehicle and equipped with skids, mountings, or accessories to facilitate handling of the tank by mechanical means.	185 186 187 188
(CC) "Public safety vehicle" has the same meaning as in divisions (E)(1) and (3) of section 4511.01 of the Revised Code.	189 190
(DD) "Recreational vehicle" includes every vehicle that is defined as a recreational vehicle in section 4501.01 of the Revised Code and is used exclusively for purposes other than engaging in business for profit.	191 192 193 194
(EE) "Residence" means any person's residence determined in accordance with standards prescribed in rules adopted by the registrar.	195 196 197

(FF) "School bus" has the same meaning as in section 4511.01	198
of the Revised Code.	199
(GG) "Serious traffic violation" means any of the following:	200
(1) A conviction arising from a single charge of operating a	201
commercial motor vehicle in violation of any provision of section	202
4506.03 of the Revised Code;	203
(2) A violation while operating a commercial motor vehicle of	204
a law of this state, or any municipal ordinance or county or	205
township resolution prohibiting texting while driving, or any	206
other substantially similar law of another state or political	207
subdivision of another state;	208
(3) A conviction arising from the operation of any motor	209
vehicle that involves any of the following:	210
(a) A single charge of any speed in excess of the posted	211
speed limit by fifteen miles per hour or more;	212
(b) Violation of section 4511.20 or 4511.201 of the Revised	213
Code or any similar ordinance or resolution, or of any similar law	214
of another state or political subdivision of another state;	215
(c) Violation of a law of this state or an ordinance or	216
resolution relating to traffic control, other than a parking	217
violation, or of any similar law of another state or political	218
subdivision of another state, that results in a fatal accident;	219
(d) Violation of section 4506.03 of the Revised Code or a	220
substantially similar municipal ordinance or county or township	221
resolution, or of any similar law of another state or political	222
subdivision of another state, that involves the operation of a	223
commercial motor vehicle without a valid commercial driver's	224
license with the proper class or endorsement for the specific	225
vehicle group being operated or for the passengers or type of	226
cargo being transported;	227

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

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

(g) 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.

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

(II) "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 any of the following:

(1) Any portable tank having a rated capacity of less than one thousand gallons;

(2) Tanks used exclusively as a fuel tank for the motor vehicle to which it is attached;

(3) An empty storage container tank that is not designed for transportation and that is readily distinguishable from a

transportation tank;	259
(4) Ready-mix concrete mixers.	260
(JJ) "Tester" means a person or entity acting pursuant to a valid agreement entered into pursuant to division (B) of section 4506.09 of the Revised Code.	261 262 263
(KK) "Texting" means manually entering alphanumeric text into, or reading text from, an electronic device. Texting includes short message service, e-mail, instant messaging, a command or request to access a world wide web page, or engaging in any other form of electronic text retrieval or entry, for present or future communication. Texting does not include the following:	264 265 266 267 268 269
(1) Reading, selecting, or entering a telephone number, an extension number, or voicemail retrieval codes and commands into an electronic device for the purpose of initiating or receiving a telephone call or using voice commands to initiate or receive a telephone call;	270 271 272 273 274
(2) Inputting, selecting, or reading information on a global positioning system or navigation system.	275 276
(LL) "Texting while driving" means texting while operating a commercial motor vehicle, with the motor running, including while temporarily stationary because of traffic, a traffic control device, or other momentary delays, but does not include operating a commercial motor vehicle with or without the motor running when the driver has moved the vehicle to the side of, or off, a highway and is stopped in a location where the vehicle can safely remain stationary.	277 278 279 280 281 282 283 284
(MM) "United States" means the fifty states and the District of Columbia.	285 286
(NN) "Upgrade" means a change in the class of vehicles, endorsements, or self-certified status as described in division	287 288

(A)(2) of section 4506.10 of the Revised Code, that expands the 289  
ability of a current commercial driver's license holder to operate 290  
commercial motor vehicles under this chapter; 291

(OO) "Vehicle" has the same meaning as in section 4511.01 of 292  
the Revised Code. 293

Sec. 4506.072. (A) Pursuant to the memorandum of 294  
understanding agreement between the director of public safety and 295  
the United States department of homeland security or other 296  
designated federal agency authorized by section 4507.021 of the 297  
Revised Code, and in accordance with rules adopted by the 298  
registrar of motor vehicles under that section, the registrar or a 299  
deputy registrar shall issue an enhanced commercial driver's 300  
license to an eligible applicant for such a license who does all 301  
of the following: 302

(1) Provides satisfactory proof of the applicant's identity 303  
and citizenship; 304

(2) Submits a biometric identifier as required by rule; 305

(3) Signs a declaration on a form prescribed by the registrar 306  
acknowledging the use of the one-to-many biometric match and radio 307  
frequency identification or other security features of the 308  
license; 309

(4) Pays a fee of twenty-five dollars, in addition to 310  
applicable fees in section 4506.08 of the Revised Code for 311  
issuance of a commercial driver's license; 312

(5) Complies with all other conditions, qualifications, and 313  
requirements for issuance of a commercial driver's license. 314

(B) All provisions in the Revised Code relating to commercial 315  
drivers' licenses include and apply to an enhanced commercial 316  
driver's license. An enhanced commercial driver's license may be 317  
used in the same manner as a commercial driver's license and 318

additionally is approved by the United States secretary of 319  
homeland security for purposes of entering the United States at 320  
authorized land and sea ports. 321

**Sec. 4506.11.** (A) Every commercial driver's license shall be 322  
marked "commercial driver's license" or "CDL" and shall be of such 323  
material and so designed as to prevent its reproduction or 324  
alteration without ready detection, and, to this end, shall be 325  
laminated with a transparent plastic material. The commercial 326  
driver's license for licensees under twenty-one years of age shall 327  
have characteristics prescribed by the registrar of motor vehicles 328  
distinguishing it from that issued to a licensee who is twenty-one 329  
years of age or older. Every commercial driver's license shall 330  
display all of the following information: 331

(1) The name and residence address of the licensee; 332

(2) A color photograph of the licensee showing the licensee's 333  
uncovered face; 334

(3) A physical description of the licensee, including sex, 335  
height, weight, and color of eyes and hair; 336

(4) The licensee's date of birth; 337

(5) The licensee's social security number if the person has 338  
requested that the number be displayed in accordance with section 339  
4501.31 of the Revised Code or if federal law requires the social 340  
security number to be displayed and any number or other identifier 341  
the director of public safety considers appropriate and 342  
establishes by rules adopted under Chapter 119. of the Revised 343  
Code and in compliance with federal law; 344

(6) The licensee's signature; 345

(7) The classes of commercial motor vehicles the licensee is 346  
authorized to drive and any endorsements or restrictions relating 347  
to the licensee's driving of those vehicles; 348

(8) The name of this state;	349
(9) The dates of issuance and of expiration of the license;	350
(10) If the licensee has certified willingness to make an anatomical gift under section 2108.05 of the Revised Code, any symbol chosen by the registrar of motor vehicles to indicate that the licensee has certified that willingness;	351 352 353 354
(11) If the licensee has executed a durable power of attorney for health care or a declaration governing the use or continuation, or the withholding or withdrawal, of life-sustaining treatment and has specified that the licensee wishes the license to indicate that the licensee has executed either type of instrument, any symbol chosen by the registrar to indicate that the licensee has executed either type of instrument;	355 356 357 358 359 360 361
(12) On and after October 7, 2009, if the licensee has specified that the licensee wishes the license to indicate that the licensee is a veteran, active duty, or reservist of the armed forces of the United States and has presented a copy of the licensee's DD-214 form or an equivalent document, any symbol chosen by the registrar to indicate that the licensee is a veteran, active duty, or reservist of the armed forces of the United States;	362 363 364 365 366 367 368 369
(13) Any other information the registrar considers advisable and requires by rule.	370 371
(B) <u>Every enhanced driver's license shall have any additional characteristics established by rule adopted under section 4507.021 of the Revised Code.</u>	372 373 374
(C) The registrar may establish and maintain a file of negatives of photographs taken for the purposes of this section.	375 376
<del>(C)</del> (D) Neither the registrar nor any deputy registrar shall issue a commercial driver's license to anyone under twenty-one	377 378

years of age that does not have the characteristics prescribed by 379  
the registrar distinguishing it from the commercial driver's 380  
license issued to persons who are twenty-one years of age or 381  
older. 382

~~(D)~~(E) Whoever violates division ~~(C)~~(D) of this section is 383  
guilty of a minor misdemeanor. 384

**Sec. 4507.01.** (A) As used in this chapter, "motor vehicle," 385  
"motorized bicycle," "state," "owner," "operator," "chauffeur," 386  
and "highways" have the same meanings as in section 4501.01 of the 387  
Revised Code. 388

"Driver's license" means a class D license issued to any 389  
person to operate a motor vehicle or motor-driven cycle, other 390  
than a commercial motor vehicle, and includes "probationary 391  
license," "restricted license," and any operator's or chauffeur's 392  
license issued before January 1, 1990. Except as otherwise 393  
specifically provided, "driver's license" includes "enhanced 394  
driver's license." 395

"Enhanced driver's license" means a driver's license issued 396  
in accordance with sections 4507.021 and 4507.061 of the Revised 397  
Code that denotes citizenship and identity and is approved by the 398  
United States secretary of homeland security for purposes of 399  
entering the United States and that contains technology and 400  
security features approved by the secretary of homeland security. 401

"Probationary license" means the license issued to any person 402  
between sixteen and eighteen years of age to operate a motor 403  
vehicle. 404

"Restricted license" means the license issued to any person 405  
to operate a motor vehicle subject to conditions or restrictions 406  
imposed by the registrar of motor vehicles. 407

"Commercial driver's license" means the license issued to a 408

person under Chapter 4506. of the Revised Code to operate a 409  
commercial motor vehicle. 410

"Commercial motor vehicle" has the same meaning as in section 411  
4506.01 of the Revised Code. 412

"Motorized bicycle license" means the license issued under 413  
section 4511.521 of the Revised Code to any person to operate a 414  
motorized bicycle including a "probationary motorized bicycle 415  
license." 416

"Probationary motorized bicycle license" means the license 417  
issued under section 4511.521 of the Revised Code to any person 418  
between fourteen and sixteen years of age to operate a motorized 419  
bicycle. 420

"Identification card" means a card issued under sections 421  
4507.50 and 4507.51 of the Revised Code. Except as otherwise 422  
specifically provided, "identification card" includes "enhanced 423  
identification card." 424

"Enhanced identification card" means an identification card 425  
issued in accordance with section 4507.511 of the Revised Code 426  
that denotes citizenship and identity and contains technology and 427  
security features approved by the secretary of homeland security 428  
and is approved by the secretary for purposes of entering the 429  
United States. 430

"Resident" means a person who, in accordance with standards 431  
prescribed in rules adopted by the registrar, resides in this 432  
state on a permanent basis. 433

"Temporary resident" means a person who, in accordance with 434  
standards prescribed in rules adopted by the registrar, resides in 435  
this state on a temporary basis. 436

(B) In the administration of this chapter and Chapter 4506. 437  
of the Revised Code, the registrar has the same authority as is 438

conferred on the registrar by section 4501.02 of the Revised Code. 439  
Any act of an authorized deputy registrar of motor vehicles under 440  
direction of the registrar is deemed the act of the registrar. 441

To carry out this chapter, the registrar shall appoint such 442  
deputy registrars in each county as are necessary. 443

The registrar also shall provide at each place where an 444  
application for a driver's or commercial driver's license or 445  
identification card may be made the necessary equipment to take a 446  
color photograph of the applicant for such license or card as 447  
required under section 4506.11 or 4507.06 of the Revised Code, and 448  
to conduct the vision screenings required by section 4507.12 of 449  
the Revised Code, and equipment to laminate licenses, motorized 450  
bicycle licenses, and identification cards as required by sections 451  
4507.13, 4507.52, and 4511.521 of the Revised Code. 452

The registrar shall assign one or more deputy registrars to 453  
any driver's license examining station operated under the 454  
supervision of the director of public safety, whenever the 455  
registrar considers such assignment possible. Space shall be 456  
provided in the driver's license examining station for any such 457  
deputy registrar so assigned. The deputy registrars shall not 458  
exercise the powers conferred by such sections upon the registrar, 459  
unless they are specifically authorized to exercise such powers by 460  
such sections. 461

(C) No agent for any insurance company, writing automobile 462  
insurance, shall be appointed deputy registrar, and any such 463  
appointment is void. No deputy registrar shall in any manner 464  
solicit any form of automobile insurance, nor in any manner 465  
advise, suggest, or influence any licensee or applicant for 466  
license for or against any kind or type of automobile insurance, 467  
insurance company, or agent, nor have the deputy registrar's 468  
office directly connected with the office of any automobile 469  
insurance agent, nor impart any information furnished by any 470

applicant for a license or identification card to any person, 471  
except the registrar. This division shall not apply to any 472  
nonprofit corporation appointed deputy registrar. 473

(D) The registrar shall immediately remove a deputy registrar 474  
who violates the requirements of this chapter. 475

(E) The registrar shall periodically solicit bids and enter 476  
into a contract for the provision of laminating equipment and 477  
laminating materials to the registrar and all deputy registrars. 478  
The registrar shall not consider any bid that does not provide for 479  
the supplying of both laminating equipment and laminating 480  
materials. The laminating materials selected shall contain a 481  
security feature so that any tampering with the laminating 482  
material covering a license or identification card is readily 483  
apparent. In soliciting bids and entering into a contract for the 484  
provision of laminating equipment and laminating materials, the 485  
registrar shall observe all procedures required by law. 486

Sec. 4507.021. (A)(1) The director of public safety shall 487  
enter into a memorandum of understanding with the United States 488  
department of homeland security or other designated federal agency 489  
for the purpose of obtaining approval to issue an enhanced 490  
driver's license, enhanced commercial driver's license, and 491  
enhanced identification card acceptable as proof of identity and 492  
citizenship for Ohio residents entering the United States at 493  
authorized land and sea ports. 494

(2) In conjunction with the United States department of 495  
homeland security or other designated federal agency, the director 496  
of public safety may enter into an agreement with the United 497  
Mexican States, Canada, or a Canadian province for the purpose of 498  
implementing a border-crossing initiative. 499

(B) Pursuant to an agreement under division (A)(1) of this 500  
section, the registrar of motor vehicles, subject to approval of 501

the director of public safety, shall adopt rules in accordance 502  
with Chapter 119. of the Revised Code governing issuance of an 503  
enhanced driver's license, enhanced commercial driver's license, 504  
and enhanced identification card. The rules shall establish 505  
acceptable proof of identity and citizenship for issuance of an 506  
enhanced license or identification card. The rules shall establish 507  
reasonable security measures to prevent counterfeiting and to 508  
protect against unauthorized disclosure of personal information 509  
that is contained in an enhanced license or identification card. 510  
The rules may require a one-to-many biometric matching system for 511  
identification purposes and may require use of radio frequency 512  
identification technology or other secure technology acceptable to 513  
the United States department of homeland security that is 514  
encrypted or otherwise secure from unauthorized data access. The 515  
rules may establish additional characteristics for an enhanced 516  
license or identification card. The registrar may adopt any other 517  
rules necessary to implement issuance of an enhanced driver's 518  
license, enhanced commercial driver's license, and enhanced 519  
identification card. 520

**Sec. 4507.061.** (A) Pursuant to the memorandum of 521  
understanding agreement between the director of public safety and 522  
the United States department of homeland security or other 523  
designated federal agency authorized by section 4507.021 of the 524  
Revised Code, and in accordance with rules adopted by the 525  
registrar of motor vehicles under that section, the registrar or a 526  
deputy registrar shall issue an enhanced driver's license to an 527  
eligible applicant for such a license who does all of the 528  
following: 529

(1) Provides satisfactory proof of the applicant's identity 530  
and citizenship; 531

(2) Submits a biometric identifier as required by rule; 532

(3) Signs a declaration on a form prescribed by the registrar 533  
acknowledging the use of the one-to-many biometric match and radio 534  
frequency identification or other security features of the 535  
license; 536

(4) Pays a fee of twenty-five dollars, in addition to 537  
applicable fees in sections 4507.23 and 4507.24 of the Revised 538  
Code for issuance of a driver's license; 539

(5) Complies with all other conditions, qualifications, and 540  
requirements for issuance of a driver's license. 541

(B) All provisions in the Revised Code relating to drivers' 542  
licenses include and apply to an enhanced driver's license. An 543  
enhanced driver's license may be used in the same manner as a 544  
driver's license and additionally is approved by the United States 545  
secretary of homeland security for purposes of entering the United 546  
States at authorized land and sea ports. 547

**Sec. 4507.13.** (A) The registrar of motor vehicles shall issue 548  
a driver's license to every person licensed as an operator of 549  
motor vehicles other than commercial motor vehicles. No person 550  
licensed as a commercial motor vehicle driver under Chapter 4506. 551  
of the Revised Code need procure a driver's license, but no person 552  
shall drive any commercial motor vehicle unless licensed as a 553  
commercial motor vehicle driver. 554

Every driver's license shall display on it the distinguishing 555  
number assigned to the licensee and shall display the licensee's 556  
name and date of birth; the licensee's residence address and 557  
county of residence; a color photograph of the licensee; a brief 558  
description of the licensee for the purpose of identification; a 559  
facsimile of the signature of the licensee as it appears on the 560  
application for the license; a notation, in a manner prescribed by 561  
the registrar, indicating any condition described in division 562  
(D)(3) of section 4507.08 of the Revised Code to which the 563

licensee is subject; if the licensee has executed a durable power 564  
of attorney for health care or a declaration governing the use or 565  
continuation, or the withholding or withdrawal, of life-sustaining 566  
treatment and has specified that the licensee wishes the license 567  
to indicate that the licensee has executed either type of 568  
instrument, any symbol chosen by the registrar to indicate that 569  
the licensee has executed either type of instrument; on and after 570  
October 7, 2009, if the licensee has specified that the licensee 571  
wishes the license to indicate that the licensee is a veteran, 572  
active duty, or reservist of the armed forces of the United States 573  
and has presented a copy of the licensee's DD-214 form or an 574  
equivalent document, any symbol chosen by the registrar to 575  
indicate that the licensee is a veteran, active duty, or reservist 576  
of the armed forces of the United States; and any additional 577  
information that the registrar requires by rule. No license shall 578  
display the licensee's social security number unless the licensee 579  
specifically requests that the licensee's social security number 580  
be displayed on the license. If federal law requires the 581  
licensee's social security number to be displayed on the license, 582  
the social security number shall be displayed on the license 583  
notwithstanding this section. 584

The driver's license for licensees under twenty-one years of 585  
age shall have characteristics prescribed by the registrar 586  
distinguishing it from that issued to a licensee who is twenty-one 587  
years of age or older, except that a driver's license issued to a 588  
person who applies no more than thirty days before the applicant's 589  
twenty-first birthday shall have the characteristics of a license 590  
issued to a person who is twenty-one years of age or older. 591

The driver's license issued to a temporary resident shall 592  
contain the word "nonrenewable" and shall have any additional 593  
characteristics prescribed by the registrar distinguishing it from 594  
a license issued to a resident. 595

Every enhanced driver's license shall have any additional 596  
characteristics established by rule adopted under section 4507.021 597  
of the Revised Code. 598

Every driver's or commercial driver's license displaying a 599  
motorcycle operator's endorsement and every restricted license to 600  
operate a motor vehicle also shall display the designation 601  
"novice," if the endorsement or license is issued to a person who 602  
is eighteen years of age or older and previously has not been 603  
licensed to operate a motorcycle by this state or another 604  
jurisdiction recognized by this state. The "novice" designation 605  
shall be effective for one year after the date of issuance of the 606  
motorcycle operator's endorsement or license. 607

Each license issued under this section shall be of such 608  
material and so designed as to prevent its reproduction or 609  
alteration without ready detection and, to this end, shall be 610  
laminated with a transparent plastic material. 611

(B) Except in regard to a driver's license issued to a person 612  
who applies no more than thirty days before the applicant's 613  
twenty-first birthday, neither the registrar nor any deputy 614  
registrar shall issue a driver's license to anyone under 615  
twenty-one years of age that does not have the characteristics 616  
prescribed by the registrar distinguishing it from the driver's 617  
license issued to persons who are twenty-one years of age or 618  
older. 619

(C) Whoever violates division (B) of this section is guilty 620  
of a minor misdemeanor. 621

**Sec. 4507.511.** (A) Pursuant to the memorandum of 622  
understanding agreement between the director of public safety and 623  
the United States department of homeland security or other 624  
designated federal agency authorized by section 4507.021 of the 625  
Revised Code, and in accordance with rules adopted by the 626

registrar of motor vehicles under that section, the registrar or a 627  
deputy registrar shall issue an enhanced identification card to an 628  
eligible applicant for such a card who does all of the following: 629

(1) Provides satisfactory proof of the applicant's identity 630  
and citizenship; 631

(2) Submits a biometric identifier as required by rule; 632

(3) Signs a declaration on a form prescribed by the registrar 633  
acknowledging the use of the one-to-many biometric match and radio 634  
frequency identification or other security features of the card; 635

(4) Pays a fee of twenty-five dollars, in addition to 636  
applicable fees in section 4507.50 of the Revised Code for 637  
issuance of an identification card; 638

(5) Complies with all other requirements for issuance of an 639  
identification card. 640

(B) All provisions in the Revised Code relating to 641  
identification cards issued under sections 4507.50 to 4507.52 of 642  
the Revised Code include and apply to an enhanced identification 643  
card. An enhanced identification card may be used in the same 644  
manner as an identification card issued under sections 4507.50 to 645  
4507.52 of the Revised Code and additionally is approved by the 646  
United States secretary of homeland security for purposes of 647  
entering the United States at authorized land and sea ports. 648

**Sec. 4507.52.** (A) Each identification card issued by the 649  
registrar of motor vehicles or a deputy registrar shall display a 650  
distinguishing number assigned to the cardholder, and shall 651  
display the following inscription: 652

"STATE OF OHIO IDENTIFICATION CARD 653

This card is not valid for the purpose of operating a motor 654  
vehicle. It is provided solely for the purpose of establishing the 655  
identity of the bearer described on the card, who currently is not 656

licensed to operate a motor vehicle in the state of Ohio." 657

The identification card shall display substantially the same 658  
information as contained in the application and as described in 659  
division (A)(1) of section 4507.51 of the Revised Code, but shall 660  
not display the cardholder's social security number unless the 661  
cardholder specifically requests that the cardholder's social 662  
security number be displayed on the card. If federal law requires 663  
the cardholder's social security number to be displayed on the 664  
identification card, the social security number shall be displayed 665  
on the card notwithstanding this section. The identification card 666  
also shall display the color photograph of the cardholder. If the 667  
cardholder has executed a durable power of attorney for health 668  
care or a declaration governing the use or continuation, or the 669  
withholding or withdrawal, of life-sustaining treatment and has 670  
specified that the cardholder wishes the identification card to 671  
indicate that the cardholder has executed either type of 672  
instrument, the card also shall display any symbol chosen by the 673  
registrar to indicate that the cardholder has executed either type 674  
of instrument. On and after October 7, 2009, if the cardholder has 675  
specified that the cardholder wishes the identification card to 676  
indicate that the cardholder is a veteran, active duty, or 677  
reservist of the armed forces of the United States and has 678  
presented a copy of the cardholder's DD-214 form or an equivalent 679  
document, the card also shall display any symbol chosen by the 680  
registrar to indicate that the cardholder is a veteran, active 681  
duty, or reservist of the armed forces of the United States. The 682  
card shall be sealed in transparent plastic or similar material 683  
and shall be so designed as to prevent its reproduction or 684  
alteration without ready detection. 685

The identification card for persons under twenty-one years of 686  
age shall have characteristics prescribed by the registrar 687  
distinguishing it from that issued to a person who is twenty-one 688

years of age or older, except that an identification card issued 689  
to a person who applies no more than thirty days before the 690  
applicant's twenty-first birthday shall have the characteristics 691  
of an identification card issued to a person who is twenty-one 692  
years of age or older. 693

Every enhanced identification card shall have any additional 694  
characteristics established by rule adopted under section 4507.021 695  
of the Revised Code. 696

Every identification card issued to a resident of this state 697  
shall expire, unless canceled or surrendered earlier, on the 698  
birthday of the cardholder in the fourth year after the date on 699  
which it is issued. Every identification card issued to a 700  
temporary resident shall expire in accordance with rules adopted 701  
by the registrar and is nonrenewable, but may be replaced with a 702  
new identification card upon the applicant's compliance with all 703  
applicable requirements. A cardholder may renew the cardholder's 704  
identification card within ninety days prior to the day on which 705  
it expires by filing an application and paying the prescribed fee 706  
in accordance with section 4507.50 of the Revised Code. 707

If a cardholder applies for a driver's or commercial driver's 708  
license in this state or another licensing jurisdiction, the 709  
cardholder shall surrender the cardholder's identification card to 710  
the registrar or any deputy registrar before the license is 711  
issued. 712

(B) If a card is lost, destroyed, or mutilated, the person to 713  
whom the card was issued may obtain a duplicate by doing both of 714  
the following: 715

(1) Furnishing suitable proof of the loss, destruction, or 716  
mutilation to the registrar or a deputy registrar; 717

(2) Filing an application and presenting documentary evidence 718  
under section 4507.51 of the Revised Code. 719

Any person who loses a card and, after obtaining a duplicate, 720  
finds the original, immediately shall surrender the original to 721  
the registrar or a deputy registrar. 722

A cardholder may obtain a replacement identification card 723  
that reflects any change of the cardholder's name by furnishing 724  
suitable proof of the change to the registrar or a deputy 725  
registrar and surrendering the cardholder's existing card. 726

When a cardholder applies for a duplicate or obtains a 727  
replacement identification card, the cardholder shall pay a fee of 728  
two dollars and fifty cents. A deputy registrar shall be allowed 729  
an additional fee of ~~two dollars and seventy five cents commencing~~ 730  
~~on July 1, 2001, three dollars and twenty five cents commencing on~~ 731  
~~January 1, 2003, and three dollars and fifty cents commencing on~~ 732  
~~January 1, 2004,~~ for issuing a duplicate or replacement 733  
identification card. A disabled veteran who is a cardholder and 734  
has a service-connected disability rated at one hundred per cent 735  
by the veterans' administration may apply to the registrar or a 736  
deputy registrar for the issuance of a duplicate or replacement 737  
identification card without payment of any fee prescribed in this 738  
section, and without payment of any lamination fee if the disabled 739  
veteran would not be required to pay a lamination fee in 740  
connection with the issuance of an identification card or 741  
temporary identification card as provided in division (B) of 742  
section 4507.50 of the Revised Code. 743

A duplicate or replacement identification card shall expire 744  
on the same date as the card it replaces. 745

(C) The registrar shall cancel any card upon determining that 746  
the card was obtained unlawfully, issued in error, or was altered. 747  
The registrar also shall cancel any card that is surrendered to 748  
the registrar or to a deputy registrar after the holder has 749  
obtained a duplicate, replacement, or driver's or commercial 750  
driver's license. 751

(D)(1) No agent of the state or its political subdivisions 752  
shall condition the granting of any benefit, service, right, or 753  
privilege upon the possession by any person of an identification 754  
card. Nothing in this section shall preclude any publicly operated 755  
or franchised transit system from using an identification card for 756  
the purpose of granting benefits or services of the system. 757

(2) No person shall be required to apply for, carry, or 758  
possess an identification card. 759

(E) Except in regard to an identification card issued to a 760  
person who applies no more than thirty days before the applicant's 761  
twenty-first birthday, neither the registrar nor any deputy 762  
registrar shall issue an identification card to a person under 763  
twenty-one years of age that does not have the characteristics 764  
prescribed by the registrar distinguishing it from the 765  
identification card issued to persons who are twenty-one years of 766  
age or older. 767

(F) Whoever violates division (E) of this section is guilty 768  
of a minor misdemeanor. 769

**Section 2.** That existing sections 4506.01, 4506.11, 4507.01, 770  
4507.13, and 4507.52 of the Revised Code are hereby repealed. 771

**Section 3.** That the version of section 4507.01 of the Revised 772  
Code that is scheduled to take effect January 1, 2017, be amended 773  
to read as follows: 774

**Sec. 4507.01.** (A) As used in this chapter, "motor vehicle," 775  
"motorized bicycle," "state," "owner," "operator," "chauffeur," 776  
and "highways" have the same meanings as in section 4501.01 of the 777  
Revised Code. 778

"Driver's license" means a class D license issued to any 779  
person to operate a motor vehicle or motor-driven cycle, other 780

than a commercial motor vehicle, and includes "probationary  
license," "restricted license," and any operator's or chauffeur's  
license issued before January 1, 1990. Except as otherwise  
specifically provided, "driver's license" includes "enhanced  
driver's license."

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

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

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

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

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

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

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

"Probationary motorized bicycle license" means the license 811  
issued under section 4511.521 of the Revised Code to any person 812  
between fourteen and sixteen years of age to operate a motorized 813  
bicycle. 814

"Identification card" means a card issued under sections 815  
4507.50 and 4507.51 of the Revised Code. Except as otherwise 816  
specifically provided, "identification card" includes "enhanced 817  
identification card." 818

"Enhanced identification card" means an identification card 819  
issued in accordance with section 4507.511 of the Revised Code 820  
that denotes citizenship and identity and contains technology and 821  
security features approved by the secretary of homeland security 822  
and is approved by the secretary for purposes of entering the 823  
United States. 824

"Resident" means a person who, in accordance with standards 825  
prescribed in rules adopted by the registrar, resides in this 826  
state on a permanent basis. 827

"Temporary resident" means a person who, in accordance with 828  
standards prescribed in rules adopted by the registrar, resides in 829  
this state on a temporary basis. 830

(B) In the administration of this chapter and Chapter 4506. 831  
of the Revised Code, the registrar has the same authority as is 832  
conferred on the registrar by section 4501.02 of the Revised Code. 833  
Any act of an authorized deputy registrar of motor vehicles under 834  
direction of the registrar is deemed the act of the registrar. 835

To carry out this chapter, the registrar shall appoint such 836  
deputy registrars in each county as are necessary. 837

The registrar also shall provide at each place where an 838  
application for a driver's or commercial driver's license or 839  
identification card may be made the necessary equipment to take a 840  
color photograph of the applicant for such license or card as 841

required under section 4506.11 or 4507.06 of the Revised Code, and 842  
to conduct the vision screenings required by section 4507.12 of 843  
the Revised Code, and equipment to laminate licenses, motorized 844  
bicycle licenses, and identification cards as required by sections 845  
4507.13, 4507.52, and 4511.521 of the Revised Code. 846

The registrar shall assign one or more deputy registrars to 847  
any driver's license examining station operated under the 848  
supervision of the director of public safety, whenever the 849  
registrar considers such assignment possible. Space shall be 850  
provided in the driver's license examining station for any such 851  
deputy registrar so assigned. The deputy registrars shall not 852  
exercise the powers conferred by such sections upon the registrar, 853  
unless they are specifically authorized to exercise such powers by 854  
such sections. 855

(C) No agent for any insurance company, writing automobile 856  
insurance, shall be appointed deputy registrar, and any such 857  
appointment is void. No deputy registrar shall in any manner 858  
solicit any form of automobile insurance, nor in any manner 859  
advise, suggest, or influence any licensee or applicant for 860  
license for or against any kind or type of automobile insurance, 861  
insurance company, or agent, nor have the deputy registrar's 862  
office directly connected with the office of any automobile 863  
insurance agent, nor impart any information furnished by any 864  
applicant for a license or identification card to any person, 865  
except the registrar. This division shall not apply to any 866  
nonprofit corporation appointed deputy registrar. 867

(D) The registrar shall immediately remove a deputy registrar 868  
who violates the requirements of this chapter. 869

(E) The registrar shall periodically solicit bids and enter 870  
into a contract for the provision of laminating equipment and 871  
laminating materials to the registrar and all deputy registrars. 872  
The registrar shall not consider any bid that does not provide for 873

the supplying of both laminating equipment and laminating 874  
materials. The laminating materials selected shall contain a 875  
security feature so that any tampering with the laminating 876  
material covering a license or identification card is readily 877  
apparent. In soliciting bids and entering into a contract for the 878  
provision of laminating equipment and laminating materials, the 879  
registrar shall observe all procedures required by law. 880

**Section 4.** That the existing version of section 4507.01 of 881  
the Revised Code that is scheduled to take effect January 1, 2017, 882  
is hereby repealed. 883

**Section 5.** Sections 3 and 4 of this act shall take effect 884  
January 1, 2017. 885