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## DEPARTMENT OF PUBLIC SAFETY

### Deputy registrars

#### Appointment of deputy registrars

- Allows an individual or a nonprofit corporation to be designated as a deputy registrar, rather than "other persons" in current law, and makes conforming changes.
- Modifies the requirement that there must be at least one deputy registrar designated for each county, by allowing the registrar to determine whether a deputy registrar is needed in each county.
- Requires that in each county containing a deputy registrar (rather than each county as under current law) at least one office must be open for at least four hours each weekend and at least one office must possess the necessary equipment to accept reinstatement fees.

#### Terms of deputy registrar contracts

- Modifies the limitation on the operation of more than one office by a deputy registrar to allow the Registrar to award a contract to a deputy registrar to operate more than one office if such operation is determined by the Registrar to be practical.
- Requires each deputy registrar, during the duration of the deputy registrar's contract, to occupy a primary residence in a location that is within a one-hour commute time from the deputy registrar's office or offices.
- Requires deputy registrar contracts entered into on or after June 29, 2014, to be for five years (rather than for two to three years as under current law), unless the contract is for an interim period or is otherwise terminated, the Registrar determines that a shorter contract term is appropriate for a particular deputy registrar, or a one-year contract extension is granted to a deputy registrar for exemplary service.
- Eliminates the requirement that every deputy registrar must display the toll-free telephone number for the Bureau of Motor Vehicles.

### Updated speed limits

- For all vehicles at all times on all portions of freeways that are not part of the interstate system but are built to the standards and specifications applicable to interstate freeways, establishes the following speed limits:



--60 miles per hour on all such freeways that had a speed limit of 55 miles per hour immediately prior to the bill's effective date; and

--70 miles per hour on all such freeways that had a speed limit of 65 miles per hour immediately prior to the bill's effective date.

### **Anatomical gift designation on driver's license or identification card**

- Provides that an organ donation designation on a person's driver's license, motorcycle operator's license or endorsement, commercial driver's license, or identification card, once authorized, remains in effect until it is revoked.
- Requires an application for a driver's license, motorcycle operator's license or endorsement, commercial driver's license, or identification card to include a statement of the applicant's willingness to be an organ donor only if an applicant has not previously certified their willingness to be an organ donor.

### **Motorcycle parking**

- Permits the operators of not more than two motorcycles to back their motorcycles into a parking space that is located on the side of, and parallel to, a road or highway, irrespective of whether or not the space is metered.
- Permits motorcycles to face any direction when so parked in any such parking space.

### **License plate provisions**

- Creates the "Truth, Justice, and the American Way" license plate and requires the contributions that persons pay when obtaining the license plate to be paid to the Siegel and Shuster Society, a nonprofit organization dedicated to commemorating and celebrating the creation of Superman in Cleveland.
- Creates the "Kiwanis Club" license plate and requires the contributions that persons pay when obtaining the license plate to be paid to the Ohio District Kiwanis Foundation of the Ohio District of Kiwanis International, to be used by that organization to pay the costs of its educational and humanitarian activities.
- Creates the "Massillon Tiger Football Booster Club" license plate and requires the club to use the contributions that persons pay when obtaining the license plate only to promote and support the football team of Washington High School of the Massillon City School District.
- Creates the Ohio Coal license plate.



## Other provisions

- Requires the Registrar of Motor Vehicles to comply with the Financial Transaction Device Contracting Law and removes a provision of the Revised Code that allows the Registrar to contract with a third party to accept and process payments made using a financial transaction device.
- Requires clerks of the courts of common pleas to use money in the Automated Title Processing Fund to pay for ribbons, cartridges, or other devices necessary for the operation of watercraft and outboard motor and motor vehicle certificate of title processing equipment.
- Removes from the definition of "chauffeured limousine" a provision that requires the vehicle to be operated for hire on an hourly basis; and removes a provision that requires a prearranged chauffeured limousine contract to specify the amount charged at a fixed rate per hour or trip.
- Allows the operator of a chauffeured limousine to: (1) provide transportation to passengers who arrange for the transportation through an intermediary, including a digital dispatching service, and (2) establish the fare and method of fare calculation for such transportation so long as the method of fare calculation is provided to the passenger upon request.
- Delays, from July 1, 2013, to January 1, 2014, the effective date of Revised Code section 4503.192, which generally permits a person who is replacing motor vehicle license plates to retain the distinctive combination of letters and numerals on the person's current license plates upon payment of a \$10 fee.
- Directs to the Highway Operating Fund proceeds from: (1) the lease or sale of transportation facilities, (2) commercial advertising at roadside rest areas (proceeds of which currently go to the Roadside Rest Area Improvement Fund), and (3) public private partnership agreements.

## Deputy registrars

(R.C. 4503.03 and 4507.01)

### Appointment of deputy registrars

The bill alters who may be appointed to the position of deputy registrar. The bill does this by eliminating the authority of the Registrar of Motor Vehicles to appoint "any person" as a deputy registrar and instead authorizes the appointment of only an



"individual" or "nonprofit corporation." The bill retains the Registrar's authority to appoint a county auditor or clerk of a court of common pleas as a deputy registrar.

The bill modifies the requirement that there must be at least one deputy registrar designated for each county in the state, by allowing the Registrar to determine whether a deputy registrar is needed in each county and appoint such deputy registrars as are necessary. If the Registrar determines that deputy registrar services are adequately provided either by a deputy registrar in a county or a deputy registrar in an adjoining county, no additional person will be designated as a deputy registrar. However, if the Registrar determines that deputy registrar services are not adequately provided in a county, the Registrar may appoint one or more deputy registrars as necessary to provide adequate services. The bill also requires that in each county that contains a deputy registrar, rather than every county as under current law, at least one deputy registrar must be open to the public for at least four hours each weekend and at least one deputy registrar must have the necessary equipment to process license reinstatement fees.

The bill also eliminates a provision of current law that specifies that if the county auditor is designated as a deputy registrar in a county, no other person must be designated as a deputy registrar in that county if the population of the county is 40,000 or less.

### **Terms of deputy registrar contracts**

The bill allows the Registrar to award a contract to any deputy registrar to operate more than one office if it is determined to be practical, and retains a provision of current law that allows a nonprofit corporation formed for the purposes of providing automobile-related services to its members or the public and that provides such services from more than one location in the state to operate a deputy registrar office at any location. However, the bill requires each deputy registrar, during the duration of a contract for deputy registrar services, to occupy a primary residence in a location that is within a one-hour commute time from the deputy registrar's office or offices. Under current law, a deputy registrar is prohibited from operating more than one deputy registrar's office, unless the deputy registrar fits within the nonprofit corporation exception discussed above. Further, current law includes no residency requirements with respect to deputy registrars.

Under the bill, deputy registrar contracts entered into on or after June 29, 2014, must be for five years unless: (1) the contract is otherwise terminated, (2) the contract is an interim contract, or (3) the Registrar determines that a shorter term is appropriate for a particular deputy registrar. Additionally, the Registrar, with the approval of the Director of Transportation, may award a one-year contract extension to any deputy



registrar who has provided exemplary service based upon objective performance evaluations. Under current law, all contracts effective on or after July 1, 1996, must be for a term of at least two years but not more than three years, unless the contract is for an interim period of less than one year or is otherwise terminated. The bill retains the limitations in current law for contracts entered into between July 1, 1996, and June 29, 2014.

The bill also removes the requirement that every deputy registrar must display the toll-free telephone number for the Bureau of Motor Vehicles and makes organizational changes to the rules that must be adopted by the Registrar.

### **Updated speed limits**

(R.C. 4511.21)

The bill establishes speed limits for all vehicles at all times on all portions of freeways that are not part of the interstate system but are built to the standards and specifications applicable to interstate freeways, as follows:

(1) A speed limit of 60 miles per hour on all such freeways that had a speed limit of 55 miles per hour immediately prior to the bill's effective date;

(2) A speed limit of 70 miles per hour on all such freeways that had a speed limit of 65 miles per hour immediately prior to the bill's effective date.

The bill also prohibits any person from operating a motor vehicle, trackless trolley, or streetcar in excess of either of the speed limits established by the bill at any applicable location.

### **Anatomical gift designation on driver's license or identification card**

(R.C. 2108.05, 4506.07, 4507.06, and 4507.51; Sections 110.30, 110.31, and 110.32)

Under current law, if a person wishes to certify the person's willingness to be an organ donor, the person may authorize a statement or symbol indicating such willingness to be imprinted on the person's driver's license, motorcycle operator's license or endorsement, commercial driver's license, or identification card. The bill stipulates that once a person has authorized such a statement or symbol to be imprinted on the person's license or identification card, the authorization remains in effect until it is revoked. The person does not need to recertify the authorization upon renewal of the license or identification. The bill also requires the application for any license or identification card listed above to include a statement concerning the applicant's



willingness to be an organ donor only if an applicant has not previously certified their willingness to be an organ donor.

Under current law, any application for a driver's license, motorcycle operator's license or endorsement, commercial driver's license, or identification card must include a statement of whether the applicant wishes to certify willingness to be an organ donor, regardless of whether the applicant has previously authorized a statement or symbol to be imprinted on the applicant's license or identification card indicating such willingness.

### **Motorcycle parking**

(R.C. 4511.69)

The bill permits the operators of not more than two motorcycles to back their motorcycles into a parking space that is located on the side of, and parallel to, a road or highway, irrespective of whether or not the space is metered. All such parked motorcycles may face any direction.

### **"Truth, Justice, and the American Way" license plate**

(R.C. 4501.21 and 4503.732)

Under the bill, the owner or lessee of any passenger car, noncommercial motor vehicle, recreational vehicle, or other vehicle of a class approved by the Registrar of Motor Vehicles may apply to the Registrar for the registration of the vehicle and issuance of "Truth, Justice, and the American Way" license plates. The application for "Truth, Justice, and the American Way" license plates may be combined with a request for a special reserved license plate provided in current law. Upon receipt of the completed application and compliance with the bill's requirements, the Registrar is required to issue to the applicant the appropriate vehicle registration and a set of "Truth, Justice, and the American Way" license plates with a validation sticker, or a validation sticker alone when required by current law. In addition to the letters and numbers ordinarily inscribed on license plates, "Truth, Justice, and the American Way" license plates must be inscribed with the words "Truth, Justice, and the American Way" and a design, logo, or marking selected by the entity that owns the Superman name. The Registrar must approve the final design after entering into a license agreement with that entity for the appropriate use of the Superman name and the associated logo or marking, as applicable. "Truth, Justice, and the American Way" license plates must bear county identification stickers that identify the county of registration by name or number.



"Truth, Justice, and the American Way" license plates and validation stickers are issued upon payment of the regular tax prescribed in current law, any applicable local motor vehicle tax, a Bureau of Motor Vehicles (BMV) administrative fee of \$10, a contribution of \$10, and the applicant's compliance with all other applicable laws relating to motor vehicle registration. If the application for "Truth, Justice, and the American Way" license plates is combined with a request for a special reserved license plate, the applicant must also pay the applicable additional special reserved license plate fee.

The Registrar must pay the \$10 contributions received under the bill into the state treasury to the credit of the existing License Plate Contribution Fund. The bill then requires the Registrar to pay those contributions to the Siegel and Shuster Society, a nonprofit corporation dedicated to commemorating and celebrating the creation of Superman in Cleveland.

The bill requires the Registrar to pay the \$10 BMV administrative fee, the purpose of which is to compensate the BMV for additional services required in issuing "Truth, Justice, and the American Way" license plates, into the state treasury to the credit of the State Bureau of Motor Vehicles Fund.

### **"Kiwanis Club" license plate**

(R.C. 4501.21 and 4503.526)

Under the bill, the owner or lessee of any passenger car, noncommercial motor vehicle, recreational vehicle, or other vehicle of a class approved by the Registrar may apply to the Registrar for the registration of the vehicle and issuance of "Kiwanis Club" license plates. The application for "Kiwanis Club" license plates may be combined with a request for a special reserved license plate provided in current law. Upon receipt of the completed application and compliance with the bill's requirements, the Registrar is required to issue to the applicant the appropriate vehicle registration and a set of "Kiwanis Club" license plates with a validation sticker, or a validation sticker alone when required by current law. In addition to the letters and numbers ordinarily inscribed on license plates, "Kiwanis Club" license plates must be inscribed with the words and markings selected and designed by the Ohio District of Kiwanis International. The Registrar must approve the final design. "Kiwanis Club" license plates must bear county identification stickers that identify the county of registration by name or number.

"Kiwanis Club" license plates and validation stickers are issued upon payment of the regular tax prescribed in current law, any applicable local motor vehicle tax, a BMV administrative fee of \$10, a contribution of \$25, and the applicant's compliance with all



other applicable laws relating to motor vehicle registration. If the application for "Kiwanis Club" license plates is combined with a request for a special reserved license plate, the applicant also must pay the applicable additional special reserved license plate fee.

The Registrar must pay the \$25 contributions received under the bill into the state treasury to the credit of the existing License Plate Contribution Fund. The bill then requires the Registrar to pay those contributions to the Ohio District Kiwanis organization of the Ohio District of Kiwanis International, to be used by that organization to pay the costs of its educational and humanitarian activities.

The bill requires the Registrar to pay the \$10 BMV administrative fee, the purpose of which is to compensate the BMV for additional services required in issuing "Kiwanis Club" license plates, into the state treasury to the credit of the State Bureau of Motor Vehicles Fund.

### **"Massillon Tiger Football Booster Club" license plate**

(R.C. 4501.21 and 4503.524)

Under the bill, the owner or lessee of any passenger car, noncommercial motor vehicle, recreational vehicle, or other vehicle of a class approved by the Registrar may apply to the Registrar for the registration of the vehicle and issuance of "Massillon Tiger Football Booster Club" license plates. The application for "Massillon Tiger Football Booster Club" license plates may be combined with a request for a special reserved license plate provided in current law. Upon receipt of the completed application and compliance with the bill's requirements, the Registrar is required to issue to the applicant the appropriate vehicle registration and a set of "Massillon Tiger Football Booster Club" license plates with a validation sticker, or a validation sticker alone when required by current law.

In addition to the letters and numbers ordinarily inscribed on license plates, "Massillon Tiger Football Booster Club" license plates must be inscribed with words and markings selected and designed by the Massillon Tiger Football Booster Club and approved by the Registrar. "Massillon Tiger Football Booster Club" plates must bear county identification stickers that identify the county of registration by name or number.

"Massillon Tiger Football Booster Club" license plates and validation stickers are issued upon payment of the regular tax prescribed in current law, any applicable local motor vehicle tax, a BMV administrative fee of \$10, a contribution of \$25, and the applicant's compliance with all other applicable laws relating to motor vehicle registration. If the application for "Massillon Tiger Football Booster Club" license plates



is combined with a request for a special reserved license plate provided in current law, the applicant must also pay the applicable additional special reserved license plate fee.

The Registrar must transmit the \$25 contributions received under the bill to the Treasurer of State for deposit into the existing License Plate Contribution Fund. The bill then requires the Registrar to pay the contributions to the Massillon Tiger Football Booster Club, which must use the contributions only to promote and support the football team of Washington High School of the Massillon City School District.

The bill requires the Registrar to deposit the \$10 BMV administrative fee, the purpose of which is to compensate the BMV for additional services required in issuing "Massillon Tiger Football Booster Club" license plates, into the State Bureau of Motor Vehicles Fund.

### **Ohio Coal license plate**

(R.C. 4503.96)

Under the bill, the owner or lessee of any passenger car, noncommercial motor vehicle, recreational vehicle, or other vehicle of a class approved by the Registrar of Motor Vehicles may apply to the Registrar for the registration of the vehicle and the issuance of "Ohio Coal" license plates. Such plates must be issued by the Registrar upon the payment of the regular vehicle registration tax, any applicable local motor vehicle tax, an additional special reserved license plate fee (if applicable), and an administrative fee of \$10 for the purpose of compensating the Bureau of Motor Vehicles for additional services necessary to the issuance of the special plate. The "Ohio Coal" license plates will be inscribed with identifying words or markings that are designed by the Ohio Coal Association and approved by the Registrar.

### **Registrar contracts for use of a financial transaction device**

(R.C. 4503.62)

The bill removes a provision of the Revised Code that allows the Registrar of Motor Vehicles, with the approval of the Director of Public Safety, to contract with a third party to accept and process vehicle registration payments made using a financial transaction device (generally a credit or debit card reader). The bill also requires the Registrar to comply with the Financial Transaction Device Contracting Law (R.C. 113.40), which provides that certain state elected officials and entities must comply with certain procedures and use only specified financial institutions, issuers, or processors as provided by the resolution adopted by the State Board of Deposit.



Under current law, the Registrar may, but is not required to, comply with the Financial Transaction Device Contracting Law and is permitted, with the approval of the Director of Public Safety, to contract with a third party to accept and process payments made using a financial transaction device.

### **Certificate of title processing equipment**

(R.C. 1548.02, 4505.02, and 4505.09)

The bill adds to the purposes of the Automated Title Processing Board by specifying that the Board must approve not only the procurement of automated title processing equipment but also ribbons, cartridges, or other devices necessary for the operation of that equipment. The bill then requires clerks of the courts of common pleas to use money in the Automated Title Processing Fund to pay not only for ribbons but also cartridges or other devices necessary for the operation of watercraft and outboard motor certificate of title processing equipment. The bill also requires the clerks to use money in the Fund to pay for ribbons, cartridges, or other devices necessary for the operation of motor vehicle certificate of title processing equipment. Current law requires the clerks to use money in the Fund to pay for ribbons for data and removable backup media for watercraft and outboard motor certificate of title processing equipment.

### **Definition of chauffeured limousine**

(R.C. 4501.01; Sections 110.30, 110.31, and 110.32)

Under current law, a chauffeured limousine is defined as a motor vehicle that is designed to carry nine or fewer passengers and is operated for hire "on an hourly basis" pursuant to a prearranged contract. A prearranged contract is defined as an agreement, made in advance of boarding, to provide transportation from a specific location at a "fixed rate per hour or trip."

The bill removes the requirement that chauffeured limousines be operated for hire "on an hourly basis." The bill also removes the requirement that a prearranged contract must specify a "fixed rate per hour or trip."

### **Chauffeured limousines**

(R.C. 4511.85)

The bill allows the operator of a chauffeured limousine to provide transportation to passengers who arrange for the transportation through an intermediary, specifically including a digital dispatching service. The bill also allows, notwithstanding any law to



the contrary, the operator of a chauffeured limousine to establish the fare and method of fare calculation for such transportation so long as the method of fare calculation is provided to the passenger upon request. Under current law, the operator of a chauffeured limousine is only permitted to accept passengers on the basis of a prearranged contract, which is defined as an agreement, made in advance of boarding, to provide transportation from a specific location in a chauffeured limousine at a fixed rate per hour or trip.

### **Delayed effective date for Revised Code section 4503.192**

(Sections 803.210 and 812.20)

The bill delays the effective date of R.C. 4503.192 from July 1, 2013, to January 1, 2014. That section, which was enacted as part of the Transportation Appropriations Act of the 130th General Assembly,<sup>200</sup> generally permits a person who is replacing motor vehicle license plates to retain the distinctive combination of letters and numerals on the person's current license plates upon payment of a \$10 fee.

### **Highway Operating Fund designations**

(R.C. 5501.311, 5501.312, 5501.73, and 5515.08)

The bill directs to the Highway Operating Fund proceeds from the lease or sale of transportation facilities, commercial advertising at roadside rest areas, and public private partnership agreements. Current law does not specify the funds into which proceeds from the lease or sale of transportation facilities or proceeds from public private partnership agreements should be directed; however, proceeds from commercial advertising at roadside rest areas are currently directed into the Roadside Rest Area Improvement Fund.

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<sup>200</sup> Am. Sub. H.B. 51.