



www.lsc.ohio.gov

OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
and Drafting

Legislative Budget
Office

Substitute Bill Comparative Synopsis

Sub. S.B. 37

135th General Assembly

Senate Judiciary

Margaret E. Marcy, Attorney

This table summarizes how the latest substitute version of the bill differs from the immediately preceding version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

Previous Version (As Introduced)	Latest Version (I_135_0168-2)
Drug offenses	
Removes the possible penalty of a driver's license suspension for a felony drug offense unless the offender is convicted of or pleads guilty to the highest degree of felony imposed for the offense. (For example, a court may impose a suspension for first degree felony drug trafficking, but not for drug trafficking that is a second degree felony or less.)	Removes the possible penalty of a driver's license suspension for a felony drug offense, regardless of the degree of the felony. (For example, the first degree felony drug trafficking offense would no longer have a possible driver's license suspension.)

Previous Version (As Introduced)	Latest Version (I_135_0168-2)
<p>Authorizes any offender who, prior to the bill's effective date, received a suspension of their driver's license for a drug offense for which suspensions are no longer authorized under the bill to file a motion with the sentencing court to terminate the suspension. (R.C. 2923.01, 2923.122, 2925.02, 2925.03, 2925.04, 2925.041, 2925.05, 2925.11, 2925.12, 2925.13, 2925.14, 2925.141, 2925.22, 2925.23, 2925.31, 2925.32, 2925.36, 2925.37, and 4510.17)</p>	<p>Same, but with the expanded removal of the suspension. (R.C. 119.062, 2923.01, 2923.122, 2925.02, 2925.03, 2925.04, 2925.041, 2925.05, 2925.06, 2925.11, 2925.12, 2925.13, 2925.14, 2925.141, 2925.22, 2925.23, 2925.31, 2925.32, 2925.36, 2925.37, 4507.1612, 4510.022, 4510.13, 4510.17, 4510.46, and 5743.99)</p>
Juvenile nondriving offenses	
<p>No provision.</p>	<p>Removes the possible penalty of a driver's license suspension for minors adjudicated to be an unruly child or a delinquent child, who are not juvenile traffic offenders. (R.C. 2151.152, 2151.354, 2152.19, 2930.12, 2930.13, 2951.03, 4510.101, and 4510.111)</p>
Failure to pay child support	
<p>Authorizes a court to grant limited driving privileges to a person whose driver's license is suspended for failure to pay child support, based on a petition made by the offender in all circumstances, not just when the petition is made during contempt proceedings.</p>	<p>Requires the court to grant limited driving privileges, unless the offender's license is suspended for an offense that does not allow the granting of limited driving privileges.</p>
<p>No provision.</p>	<p>Requires a 45-day grace period during which an offender who was given notice of a possible driver's license suspension for failure to pay child support may take steps to avoid that suspension. (R.C. 3123.54 and 3123.58)</p>

Previous Version (As Introduced)	Latest Version (I_135_0168-2)
Proof of financial responsibility	
Regarding the imposition of increased penalties for multiple violations of operating a motor vehicle without proof of financial responsibility, reduces the lookback period from five years to one year within which repeat violations must occur. (<i>R.C. 4509.101</i>)	Instead, eliminates the additional penalties imposed when a person has committed multiple violations of operating a motor vehicle without proof of financial responsibility (i.e., the increased license suspension terms and increased fees).
No provision.	Correspondingly, imposes the base penalty for operating a motor vehicle without proof of financial responsibility, regardless of how many offenses the offender has committed (a Class F driver's license suspension, which remains in place until the offender meets the conditions for driver's license reinstatement). (<i>R.C. 4509.101</i>)
No provision.	Lowers the reinstatement fee to \$25 for reinstating a driver's license suspended for failure to provide proof of financial responsibility (compared to \$40 for a first offense, \$300 for a second offense, and \$600 for a third or subsequent offense as under current law and the introduced bill).
No provision.	Requires reinstatement of a driver's license after it is suspended for failure to provide proof of financial responsibility after the person provides such proof, pays the \$25 reinstatement fee, and pays the \$10 deputy registrar fee.
No provision.	Eliminates the requirement that a person whose license was suspended for failure to provide proof of financial responsibility continually file such proof for three to five years after the offense (a.k.a. a SR-22 certificate).

Previous Version (As Introduced)	Latest Version (I_135_0168-2)
No provision.	Consequently, eliminates provisions of law that prohibit a person who is required to continually file proof of financial responsibility for three to five years from failing to maintain proof of financial responsibility during that period.
No provision.	Standardizes a 45-day grace period by which a person may provide proof of financial responsibility before a license suspension becomes effective.
Eliminates the motor vehicle registration suspension as a possible penalty for failure to provide proof of financial responsibility. (R.C. 4509.101)	Makes technical changes to eliminate additional references to that motor vehicle registration suspension penalty. (R.C. 4509.101, 4509.34, 4509.45, 4509.66, 4509.67, 4509.68, repealed, 4509.69, 4509.77, and 4510.16)
Failure to appear or pay a fine	
No provision.	Eliminates the driver's license suspension and motor vehicle registration suspension that either the court or the Registrar imposes when a person does any of the following: <ul style="list-style-type: none"> ▪ Fails to appear in court at the required time, when an offense does not carry a jail or a prison term; ▪ Fails to pay a fine imposed by the court; or ▪ Fails to comply with or satisfy specified judgements of the court within the court-specified timeframe.
No provision.	Eliminates the option of submitting a valid and unexpired driver's license, in lieu of bail or another form of security, as a guarantee that the licensee will appear in court.

Previous Version (As Introduced)	Latest Version (I_135_0168-2)
No provision.	Specifies that a person can enter into a payment plan with the clerk of court in order to avoid an arrest warrant for failure to appear or failure to pay a fine.
No provision.	Authorizes a person whose driver's license was suspended previously, who otherwise would not have had their license suspended if the bill's changes were in effect, to apply to either the court or the Registrar, as applicable, to terminate the suspension.
No provision.	Authorizes the court to terminate the suspension and requires the Registrar to terminate the suspension for eligible applicants and specifies that the applicant is not required to pay any fees to have the driver's license reinstated.
No provision.	Makes corrective changes to references of when a motor vehicle registration suspension is imposed. (<i>R.C. 1901.44, 1905.202, 1907.25, 2935.26, 2935.27, 2937.221, repealed, 2937.40, 2947.09, 4501.06, 4503.10, 4503.102, 4503.12, 4503.13, 4503.39, 4507.091, 4510.101, and 4510.22; Section 5</i>)
Failure to pay a judgment	
No provision.	Eliminates the driver's license suspension that the Registrar imposes as the result of a person failing to pay a judgment related to a motor vehicle accident. (<i>R.C. 4509.101, 4509.35, 4509.36, 4509.42, 4509.45, 4510.101, and 4510.16; repeals R.C. 4509.37, 4509.38, 4509.39, 4509.40, and 4509.44</i>)
Failure to pay security deposit	
No provision.	Eliminates the driver's license suspension that the Registrar imposes as the result of a person failing to pay the security deposit that is required

Previous Version (As Introduced)	Latest Version (I_135_0168-2)
	after a motor vehicle accident if the person does not have proof of financial responsibility. <i>(R.C. 4509.12, 4509.19, 4509.20, 4509.24, 4509.25, 4509.291, and 4510.101; repeals R.C. 4509.17, 4509.18, and 4509.26)</i>
Random Selection Verification Program	
No provision.	Requires the Registrar to remove any remaining driver’s license suspensions associated with the Financial Responsibility Random Verification Program (which was repealed through H.B. 62 of the 133 rd General Assembly).
No provision.	Prohibits the Registrar from charging any reinstatement fees for the reinstatement of driver’s licenses associated with the program.
No provision.	Specifies that a person may still be subject to a license suspension or reinstatement fee for offenses that are separate from the program. <i>(Section 6)</i>