



OHIO LEGISLATIVE SERVICE COMMISSION

Bill Analysis

Margaret E. Marcy
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S.B. 170

132nd General Assembly

(As Reported by H. Government Accountability and Oversight)

Sens. LaRose, Hoagland, Terhar, Yuko, Sykes, Uecker, Hackett, Manning, Balderson, Beagle, Burke, Dolan, Eklund, Gardner, Hottinger, Huffman, Jordan, Kunze, Lehner, McColley, O'Brien, Oelslager, Peterson, Schiavoni, Skindell, Tavares, Thomas, Williams, Wilson

Reps. Green, Sheehy, Householder, Howse, Hughes, Johnson, Kick, Lepore-Hagan, Manning, Reece, West

BILL SUMMARY

- Requires the Director of Public Safety to seek approval from the U.S. Federal Motor Carrier Safety Administration to implement a temporary pilot program regarding the waiver of the skills test for a commercial driver's license for military personnel.
- Requires the universal validation sticker available to owners of passenger vehicle fleets to be issued without an expiration date beginning on January 1, 2019.

CONTENT AND OPERATION

Temporary pilot program waiving skills test

Under federal law, states are authorized to waive the skills test portion of the application for a Commercial Driver's License (CDL) for military service members and recently separated veterans that meet specified requirements.¹ Ohio law codifies this skills test exemption. One element of the exemption requires an applicant for a CDL to show that for at least two years immediately preceding the date of application for the CDL or at least two years immediately preceding the date the applicant separated from military service or employment, the applicant regularly operated a vehicle

¹ See "Military Exemption for Skills Testing Requirements" Federal Motor Carrier Safety Administration, available at: <https://www.fmcsa.dot.gov/registration/commercial-drivers-license/states> (August 8, 2017).

representative of the commercial motor vehicle type that the applicant operates or expects to operate.²

The bill requires the Director of Public Safety to submit a proposal to the U.S. Federal Motor Carrier Safety Administration (FMCSA) to temporarily suspend the element of the exemption set forth above. The bill then requires the Director to request FMCSA to allow the Director to temporarily replace it with a provision of law that allows an applicant to certify and provide evidence that for at least two years *during any portion of* the applicant's military service or employment, the applicant operated a vehicle representative of the commercial motor vehicle type that the applicant operates or expects to operate.³

If FMCSA approves the proposal, the Director must implement the skills test exemption as described above as a pilot program for four years, beginning, at the latest, 30 days from the date the Director receives approval from FMCSA. By operation, the bill would suspend the current portion of the exemption for the duration of the pilot program and reinstate it upon its termination.⁴

In addition, throughout the duration of the pilot program, the Director must collect data regarding its implementation. Within 30 days after the date on which the program ends, the Director must submit a report summarizing the data to the Speaker of the House and the President of the Senate.⁵

Universal validation sticker for fleet vehicles

Under current law, the Director may issue a universal validation sticker (motor vehicle registration sticker) to any owner of a fleet of 250 or more passenger vehicles. A sticker issued to that owner may be placed on any of the owner's passenger vehicles.⁶ Under the bill, beginning January 1, 2019, a universal validation sticker issued to that owner will not have an expiration date. The sticker is not required to be replaced at the time of registration unless it is lost, mutilated, or destroyed. Also, the bill increases the number of vehicles that owner is required to possess to be eligible for the stickers— from 250 to 500.⁷

² 49 Code of Federal Regulations § 383.77 and R.C. 4506.09(D)(1)(c)(iii).

³ Section 1(A) (emphasis added).

⁴ Section 1(B).

⁵ Section 1(B) and (C).

⁶ R.C. 4503.191.

⁷ R.C. 4503.191 and 4503.83.



HISTORY

ACTION	DATE
Introduced	06-28-17
Reported, S. Local Gov't, Public Safety, & Veterans Affairs	12-05-17
Passed Senate (31-0)	12-05-17
Reported, H. Transportation & Public Safety	03-07-18
Re-Referred, H. Gov't Accountability & Oversight	03-13-18
Reported, H. Gov't Accountability & Oversight	03-15-18

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