

**\*\*\*DRAFT - NOT FOR FILING\*\*\***

**4501-21-01 Definitions.**

~~[Comment: For dates and availability of material incorporated by reference in this chapter, see paragraph (V) of this rule.]~~

For purposes of this chapter:

- (A) "Adult Remedial Driving Course" means the course of adult remedial driving instruction conducted as provided in sections 4510.037 and 4510.038 of the Revised Code, including those programs related to a two-point credit or twelve-point suspension.
- (B) "Advanced Juvenile Driver Improvement Program" or "advanced juvenile program" means the course of juvenile remedial instruction that includes a minimum of two hours of classroom and a minimum of four hours of behind-the-wheel instruction in a closed-course facility as provided in sections 4510.31 and 4510.311 of the Revised Code.
- (C) "Advanced Skills Instructor" or "Instructor" means a person certified to train students in the operation of vehicles in the course of the "Advanced Juvenile Driver Improvement Program."
- (D) "Approved curriculum" means the most current version of an adult remedial driving course or advanced juvenile program curriculum that has been submitted to the department as required in rule 4501-21-06 of the Administrative Code and approved by the department.
- (E) "Authorizing official" or "official" means any person who owns or who maintains responsibility on behalf of an individual, corporation, business trust, estate, trust, partnership, public school, or an association for the facilities, equipment, instructors, managers and other employees of a remedial driving course enterprise.
- (F) "Certificate of completion" or "certificate" means a certificate printed, administered, and supplied by the department to an approved remedial driving course enterprise and issued by the enterprise to students who have completed the remedial driving course.
- (G) "Chargeable crash" means a conviction of, a guilty plea to, a finding of guilty following a plea of no contest to, or the forfeiture of any bail or collateral deposited to secure an appearance for a moving traffic violation as a result of a motor vehicle crash.
- (H) "Chief Instructor" means an "Advanced Skills Instructor" responsible for instructors and ensuring the overall instructor and student training is compliant with the requirements of this chapter.
- (I) "Classroom instruction" refers to classroom instruction only and is not intended to refer to technology-based instruction.
- (J) "Course manager" or "manager" means a person designated by an authorizing official of a remedial driving course enterprise to carry out orders, instruct, and conduct the business and manage a remedial driving course including the training and supervision of instructors of an adult remedial driving course or a juvenile remedial driving course.
- (K) "Department" means the Ohio department of public safety.
- (L) "Director" means the director of the Ohio department of public safety or the director's designee.
- (M) "Enterprise" or "remedial driving course enterprise" means a person, non-profit, or government entity that

# \*\*\*DRAFT - NOT FOR FILING\*\*\*

operates a remedial driving course program.

(N) "Home office" means a room in a residence that is used exclusively for the administrative purposes of the remedial business.

~~(N)~~(O) "Instructor" means any person, whether acting for self as operator of a remedial driving course or for such an enterprise, who teaches, conducts classes of, gives demonstrations to, monitors participation of, or monitors final written examination of, persons learning about the safe operation of motor vehicles.

~~(O)~~(P) "Juvenile Remedial Driving Course" or "juvenile driver improvement program" means the six-hour classroom course of juvenile remedial driving instruction as provided in sections 4510.31 and 4510.311 of the Revised Code.

(Q) "Online" means a course offered via the internet.

~~(P)~~(R) "Ownership" means the legal right of possession; proprietorship.

(1) A change in ownership of an enterprise includes the conveyance by a partner of his interest in the partnership that results in the dissolution of the partnership.

(2) Change in ownership of an enterprise does not include the conveyance by a partner of his interest to another when such conveyance does not dissolve the partnership.

~~(O)~~(S) "Person" means an individual, corporation, business trust, estate, trust, partnership, or association.

~~(R)~~(T) "Pre-registration" means the process in which each student is given a unique user ID and password by the provider of the classroom portion of the course prior to beginning the technology-based method(s) of the course, and that will provide the student with access to the technology-based method(s) of the course. This pertains to an adult remedial driving course enterprise that includes technology-based method(s) training for students.

~~(S)~~(U) "Range" means an off-highway site designed for training motor vehicle drivers that does not permit public traffic to pass through the site.

~~(T)~~(V) "Remedial driving course," ~~"remedial driving course program,"~~ and "remedial program" can refer to the "Adult Remedial Driving Course," the "advanced juvenile program" and/or the "juvenile driver improvement program."

~~(U)~~(W) "Year" means twelve consecutive months beginning January first and ending December thirty-first.

~~(V)~~ Incorporated by reference. This chapter includes material that has been incorporated by reference. If the material is subject to change, only the specific version listed in this rule is incorporated. Any revision to the referenced material is not incorporated unless and until this rule has been amended to specify the new date.

~~(1)~~ "Certificate of Completion" is made available to approved remedial driving course providers and may be accessed via the driver training program office on-line application database at <https://www.dps.ohio.gov/DriverTraining>.

~~(2)~~ "Digest of Ohio Motor Vehicle Laws" or "HSY 7607" (December, 2013) may be accessed via the bureau of motor vehicles' website at <http://www.bmv.ohio.gov/>.

**\*\*\*DRAFT - NOT FOR FILING\*\*\***

- ~~(3) "Driver Training Vehicle Inspection" or "OTS 0150" (August, 2013) may be accessed via the driver training program office website at <http://www.drivertraining.ohio.gov/schools.htm>.~~
- ~~(4) "Juvenile Driver Improvement Curriculum" (February, 2014) and available through the driver training program office, 1970 West Broad Street, Columbus, Ohio 43223.~~
- (5) "Remedial Course Provider Application" or form "OTS 0129" (August, 2013) may be accessed via the driver training program office website at <http://www.drivertraining.ohio.gov/schools.htm>.