

- Bureau of Motor Vehicles
- Emergency Management Agency
- Emergency Medical Services
- Office of Criminal Justice Services
- Ohio Homeland Security
- Ohio Investigative Unit
- Ohio State Highway Patrol



Bureau of Motor Vehicles  
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[www.bmv.ohio.gov](http://www.bmv.ohio.gov)

May 1, 2015

Dear Stakeholder,

You are invited to offer public comment as outlined in this notice regarding proposed changes to Chapter 4501-47, "Commercial Driver's License," of the Ohio Administrative Code. The proposed changes are a result of a completed periodic rule review in accordance with section 106.03 of the Revised Code.

You are receiving this message pursuant to the requirements of Executive Order 2011-01K and Senate Bill 2 of the 129th General Assembly, which require state agencies, including the Ohio Department of Public Safety, Bureau of Motor Vehicles (BMV), to draft rules in collaboration with stakeholders, assess and justify any adverse impact on the business community (as defined by Senate Bill 2), and provide opportunity for interested parties to submit feedback regarding proposed rules. Please share this information with your employees because these rules may also affect them.

Chapter 4501-47 of the Administrative Code governs commercial driver's licenses (CDLs), waivers of CDL skills tests, third-party CDL examiners, qualifications for third-party testers, requirements for third-party testing facilities, administration of CDL skills tests, advertising by third-party testers, record keeping for third-party testers, requirement for good character and reputation, fees to be charged, termination of third-party testing agreements, insurance and bond requirements, investigation provisions, termination of third-party examiner credentials, third-party testing by the department of education, and waiver of CDL skills tests for qualified military personnel.

Rules 4501-47-01 (Definitions and general provisions); 4501-47-03 (Requirements for third-party examiners); 4501-47-04 (Qualifications for third-party testers); 4501-47-05 (Third-party testing facility); 4501-47-06 (Skills test administration); 4501-47-08 (Records); 4501-47-11 (Termination of third-party testing agreement); 4501-47-12 (Insurance); 4501-47-13 (Authority of Ohio highway patrol to investigate); 4501-47-14 (Termination of third-party examiners); 4501-47-15 (Third-party testing by the department of education); and 4501-47-16 (Military waiver of commercial driver's license skills test) are proposed for amendment to update references to the materials incorporated by reference, reassign some responsibilities to certain divisions of the Department of Public Safety, delete obsolete provisions, update record keeping requirements, amend disqualifying criminal convictions to comply with Ohio statutes and federal regulations, specify the bond requirement, amend the list of persons eligible for a military waiver of the CDL skills test, and make other non-substantive changes.

Rule 4501-47-02 (Waiver of commercial driver's license skills test) is proposed for rescission as it contains obsolete provisions that were applicable only when the CDL testing program was first implemented.

Finally, rules 4501-47-07 (Advertising); 4501-47-09 (Character); and 4501-47-10 (Fees) are proposed without change, as the BMV has determined the rules remain necessary, but revisions are not needed at this time.

**Mission Statement**

*"to save lives, reduce injuries and economic loss, to administer Ohio's motor vehicle laws and to preserve the safety and well being of all citizens with the most cost-effective and service-oriented methods available."*

The proposed rules and link to submit comments may be accessed electronically via BMV's small business regulatory website at [http://www.publicsafety.ohio.gov/bmv\\_rules\\_comment.stm](http://www.publicsafety.ohio.gov/bmv_rules_comment.stm).

All interested parties are invited to submit public comment regarding the proposed rules to the Bureau of Motor Vehicles and the Common Sense Initiative Office, which governs the state's regulatory process. Public comments may be submitted through 11:59 p.m. on May 15, 2015.

Sincerely,

*Donald J. Petit*  
Donald J. Petit  
Registrar