

4501-21-01

Definitions.

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, but not limited to, 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) "Asynchronous" means education, instruction, and learning that do not occur in the same place or at the same time. It is a learning style that is self-directed involving a student and the content.
- ~~(E)~~(F) "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)~~(G) "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)~~(H) "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)~~(I) "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.

~~(H)~~(J) "Classroom instruction" refers to in-person classroom instruction only and is not intended to refer to technology-based instruction.

~~(H)~~(K) "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)~~(L) "Department" means the Ohio department of public safety.

~~(L)~~(M) "Director" means the director of the Ohio department of public safety or the director's designee.

(N) "Disqualifying offense" has the same meaning as in section 9.79 of the Revised Code.

~~(M)~~(O) "Enterprise" or "remedial driving course enterprise" means a person, non-profit, or government entity that operates a remedial driving course program.

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

~~(O)~~(Q) "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.

~~(P)~~(R) "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)~~(S) "Online" means ~~an~~ asynchronous course offered via the internet.

~~(R)~~(T) "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.

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

~~(T)~~(V) "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.

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

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

(Y) "Video teleconferencing" means providing the classroom training through a technology platform with video and audio, where students may view presentations and/or videos, and interact with the instructor and other participants, all in real time.

(Z) "Virtual classroom" means an online classroom that allows participants to communicate with one another, view presentations and/or videos, interact with other participants and instructor, engage with resources, and engage in work groups, all in real time.

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

Effective: 5/1/2022

Five Year Review (FYR) Dates: 2/4/2022 and 02/01/2027

CERTIFIED ELECTRONICALLY

Certification

04/13/2022

Date

Promulgated Under: 119.03
Statutory Authority: 4510.011, 4510.038, 4510.311
Rule Amplifies: 4510.038, 4510.039, 4510.11
Prior Effective Dates: 06/01/2000, 05/18/2006, 11/08/2007, 04/17/2014,
06/25/2015