

4501-7-10

Training required for the operation of motor vehicles other than commercial motor vehicles.

(A) The requirements in this rule apply to authorizing officials, training managers and instructors training students in the operation of motor vehicles other than commercial motor vehicles. Instruction of drivers seeking to obtain or maintain a class D operator's license shall conform to this rule.

- (1) No behind-the-wheel instruction shall be given to a student who does not hold and carry a valid temporary permit or operator's license. No driver shall be given behind-the-wheel instruction using a permit or license which has expired or which has been suspended or revoked.
- (2) Except as provided in rule 4501-7-06 of the Administrative Code for a medically based hospital or rehabilitation facility that offers instruction for persons with a disability, driver training enterprises that teach the operation of motor vehicles shall provide both classroom instruction and behind-the-wheel instruction. Students shall be taught and supervised by a licensed instructor. Licensed instructors shall instruct students only under the authority and guidance of a licensed driver training school.
- (3) When a student operates a motor vehicle on the public highways, a licensed instructor shall be in the vehicle seated beside the driver. The instructor shall ~~have the identification card created by the department in the instructor's possession.~~ wear, in a conspicuous location, an identification card. The identification card shall display a clear photo of the instructor's face, the instructor's name and the name of the driver training school for which the instructor is working.

If a student is operating a motor vehicle on a range, an instructor may leave the motor vehicle, but shall remain standing outside the vehicle in a position where the instructor can continue to directly observe the operation of the motor vehicle, and the instructor shall maintain a position where both the student and the instructor can hear each other and be heard by each other at all times.

- ~~(a) Instructor candidates who have completed at least thirty-two hours of training can teach up to two hours of behind-the-wheel instruction for one student with the training manager supervising from the back seat. A lesson plan and route sheet provided by the training manager will be used during the lesson.~~
- ~~(b) If a student is operating a motor vehicle on a range, an instructor may leave the motor vehicle, but shall remain standing outside the vehicle in a position where the instructor can continue to directly observe the operation of the motor vehicle, and the instructor shall maintain a~~

~~position where both the student and the instructor can hear each other and be heard by each other at all times.~~

- (4) During times of behind-the-wheel instruction, use of any items or behavior that cause or can cause unreasonable distraction shall be prohibited. No eating or drinking by students shall be permitted in the vehicle during times of instruction or while the vehicle is in motion.-
 - (5) Classroom and behind-the-wheel instruction shall consist of no less than sixty minutes of instruction for each hour credited toward completion of the required training. Time taken for breaks in instruction shall not be included when calculating completion of the required instruction.
 - (6) Instructors shall ~~train students for no more than~~ take a break from instruction at least every four hours ~~without taking a break from instruction.~~
 - (7) The classroom environment shall be maintained in a manner that is conducive to learning. In maintaining an environment that is conducive to learning the school shall give consideration to the appropriate class size, appropriate methods of maintaining discipline, and any other relevant factors.
- (B) The following requirements apply to authorizing officials, training managers, and instructors training beginning drivers who are between the ages of fifteen years and six months of age and eighteen years of age.
- (1) The training program will be based on the principles of and cover, at a minimum, the body of knowledge contained in the "Ohio Driver Training Curriculum" prepared August, 2002. The program shall include no less than twenty-four hours of classroom instruction and eight hours of behind-the-wheel instruction for each student.
 - (2) The instruction shall include dissemination of materials regarding anatomical gifts and anatomical gift procedures as specified in ~~R.C.~~ section 4508.021 of the Revised Code that are created or approved by the second chance trust fund advisory committee created under section 2108.17 of the Revised Code.
 - (3) No student will be accepted for driver training before attaining the age of fifteen years and five months without approval from the director.
 - (4) All required classroom instruction and behind-the-wheel training provided by the driver training enterprise shall be made available to, and completed by, the student ~~by the driver training enterprise~~ within six months after the date the training begins as required by paragraph (B)(1) of this rule, ~~begins unless~~

mitigating circumstances occur which must be documented by the school in the student's record.

- (5) No student shall be given more than ~~four~~ three hours of ~~classroom or~~ behind-the-wheel instruction in one day. The total training that a student receives shall not exceed four hours in one day. Students receiving more than two continuous hours of training shall be permitted a break at the approximate mid-point of the lesson.
- (6) Instructors shall ensure that a beginning driver's first hour of training behind-the-wheel is reasonably free from pedestrian and vehicular traffic, and that the first hour does not include primary traffic arteries, main highway routes, and other thoroughfares that carry a large amount of traffic.
- ~~(6)~~(7) No instructor shall give a beginning driver behind-the-wheel instruction ~~prior to~~ before the student ~~receiving~~ has received at least two hours of classroom instruction. No instructor shall permit a beginning driver to operate a motor vehicle on an ~~interstate highway until~~ expressway before the beginning driver ~~first receives~~ has received at least two hours of behind-the-wheel instruction on a roadway that is not an ~~interstate highway~~ expressway.
- ~~(7)~~(8) Not more than nine hours nor fewer than three hours of classroom ~~training~~ instruction shall be devoted to showing educational videos, slides or films that relate to driver training. No videos, slides, films, or activities unrelated to safe driving practices, driver knowledge, or driver skill shall be used.
- ~~(8)~~(9) A student absent from a training session shall make up ~~that~~ the segment of the training that was missed prior to receiving a certificate of completion.
- ~~(9)~~(10) Current textbooks or workbooks or other materials used for classroom instruction shall be available to every student taking that instruction. Instructional materials referenced during classroom instruction shall be provided for each student.
- ~~(10)~~(11) No more than two students may be in a vehicle while behind-the-wheel instruction is being given. No credit for the hours of required behind-the-wheel instruction shall be given to a student who not is driving.
- ~~(11)~~ ~~Instructors shall ensure that a beginning driver's first hour of training behind the wheel is reasonably free from pedestrian and vehicular traffic, and that the first hour does not include primary traffic arteries, main highway routes, and other thoroughfares that carry a large amount of traffic.~~

- (12) Students shall be assessed both in driver knowledge and driving skills and shall successfully complete the course required by paragraph (B)(1) of this rule before they are eligible to receive a certificate of completion of driver training.
- (a) It shall be the responsibility of the training manager and the instructor to determine each student's successful completion of the classroom instruction by means of a comprehensive final examination measuring driver knowledge.
- (i) The final examination shall be administered and graded by a licensed instructor; . Only examinations approved by the director may be used except that an approved driver training curriculum may provide an exam for use with that curriculum. Student knowledge measured by the final examination and the knowledge it measures shall be representative of the entire scope of knowledge of the driver training curriculum and of motor vehicle laws. These laws are summarized in the "Digest of Ohio Motor Vehicle Laws." Accommodations ~~may~~ shall be made for the final test to assist students with confirmed learning difficulties.
- (ii) No final examination shall permit the students being tested to refer to any materials that may contain answers to the questions thereon.
- (iii) The student shall answer correctly ~~seventy-five~~ seventy-six per cent or more of the questions comprising the final examination in order to constitute successful completion of the classroom training. If a student fails the exam, the student may be offered no more than two additional opportunities to pass. The student may not re-take an exam that the student previously had taken and failed.
- (iv) The record of all final examinations given shall include the date the test was given, the student's score, the name and signature of the instructor who administered and graded the test, and the student's name and signature.
- (v) The school's training manager or authorizing official shall restore the results of such measurements and maintain the results in the school office for three years.

- (b) A student's good-faith effort made during the full eight hours of skills training shall constitute successful completion of the behind-the-wheel training.
 - (c) A final report of the student's score on the comprehensive examination of knowledge, acquired driving skill, and application of driver knowledge shall be given to the student and the student's parent or legal guardian at the completion of training.
- (13) The classroom environment shall be maintained in a manner that is conducive to learning. In maintaining an environment that is conducive to learning the school shall give consideration to the appropriate class size, appropriate methods of maintaining discipline, and any other relevant factors.
- (C) Instructor candidates who have completed at least thirty-two hours of training can teach up to two hours of behind-the-wheel instruction for one student with the training manager supervising from the back seat. A lesson plan and route sheet provided by the training manager will be used during the lesson.

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