4501-7-10 **Training required for the operation of class D motor vehicles.**

(A) All training programs for beginning drivers, who are between the ages of fifteen years and six months of age and eighteen years of age, must meet the following requirements:

(1) No student will be accepted for driver training before attaining the age of fifteen and five months without approval from the director;

(2) The training program shall be based in the principles of and cover, at a minimum, the body of knowledge contained in the "Ohio Driver Training Curriculum" prepared August 2002. The "Ohio Driver Training Curriculum" is available at the "Ohio Department of Public Safety, Office of Criminal Justice Services, Driver Training Section, 1970 West Broad Street, Columbus, Ohio 43223," and at the "State Library of Ohio;"

(3) The program shall include no less than twenty-four hours of classroom instruction and eight hours of behind-the-wheel instruction for each student;

(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 within six months after the date the training began, as required by paragraph (A)(3) of this rule, unless mitigating circumstances occur which must be documented by the school in the student's record;

(5) The instruction shall include dissemination of materials regarding anatomical gifts and anatomical gift procedures as specified in 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;

(6) Not more than nine hours nor fewer than three hours of classroom 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;

(7) Students shall be assessed both in driver knowledge and driving skills and shall successfully complete the course required by paragraph (A)(2) of this rule before they are eligible to receive a certificate of completion of driver training.

(B) In addition to the requirements listed in paragraph (A) of this rule, training programs for beginning drivers, who are between fifteen years and six months of age and eighteen years of age, and are not part of the department's on-line pilot program, shall also meet the following requirements:

(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 of 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. Except for an enterprise as defined in paragraph (Q)(2) of rule 4501-7-01 of the Administrative Code, students shall be taught and supervised by a licensed instructor. Licensed instructors shall instruct students only under the authority 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 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;

(4) 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;

(5) During times of behind-the-wheel instruction, use of any items or behavior that causes 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;

(6) 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;

(7) Instructors shall take a break from instruction at least every four hours;

(8) 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;

(9) 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;

(a) The final examination shall be administered and graded by a licensed instructor. Accommodations shall be made for the final test to assist

students with confirmed learning difficulties. Only examinations approved by the director may be used. Student knowledge measured by the final examination 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," published June 2011. The "Digest of Ohio Motor Vehicle Laws" is available at all bureau of motor vehicle deputy registrars and may also be accessed at http://www.ohiobmv.com;

(b) No final examination shall permit the students being tested to refer to any materials that may contain answers to the questions thereon;

(c) The student shall answer correctly seventy-five 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 without further education. The student may not re-take an exam that the student previously had taken and failed;

(d) 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;

(e) 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;

(10) No student shall be given more than three hours of 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;

(11) Instructors shall ensure that a beginning driver's first hour of behind-the-wheel training 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) No instructor shall give a beginning driver behind-the-wheel instruction before the student has received at least two hours of classroom instruction. No instructor shall permit a beginning driver to operate a motor vehicle on an expressway before the beginning driver has received at least two hours of behind-the-wheel instruction on a roadway that is not an expressway;

(13) A student absent from a training session shall make up the segment of the training that was missed prior to receiving a certificate of completion;

(14) 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;

(15) 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;

(16) 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;

(17) 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;

(18) 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.

(C) In addition to the requirements listed in paragraph (A) of this rule, training programs for beginning drivers, who are between fifteen years and six months of age and eighteen years of age, that are solely delivered online as part of the department 's on-line internet based training pilot program shall meet the following requirements:

(1) Students participating in the on-line internet based pilot training program shall not receive any behind-the-wheel training until the entire classroom portion of the training is completed;

(2) Any reference material required for the student to complete the on-line classroom portion must be provided to the student prior to the start of on-line instruction;

(3) The on-line curriculum must be developed in a manner that does not allow a student to complete the full twenty-four hours of classroom instruction earlier than a seventy-two hour period from the date the student began instruction;

(4) Upon completion of the on-line classroom portion, the student must be provided with documentation of completion approved by the director;

(5) Students participating in the on-line internet based pilot training program shall complete the final examination at the same driver training school that will conduct the student's behind-the-wheel training;

(6) Students participating in the on-line internet based pilot training program shall submit proof of completion of the on-line portion of driver training to the provider of behind-the-wheel instruction before taking the final examination and beginning the behind-the-wheel portion of driver training.

Replaces: 4501-7-10

Effective:

R.C. 119.032 review dates:

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Certification

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