

4501:1-13-03

**Motor vehicle value for an unclaimed vehicle affidavit.**

(A) If a motor vehicle has been left unclaimed at an establishment identified in section 4505.101 of the Revised Code, the owner of the establishment is eligible to seek title to that vehicle by filing an unclaimed motor vehicle affidavit. The unclaimed motor vehicle affidavit, form "BMV 4202" (May 2014), hereinafter referred to as the "affidavit," is available on the bureau of motor vehicle's website at [http://www.bmv.ohio.gov/bmv\\_forms.stm](http://www.bmv.ohio.gov/bmv_forms.stm).

(B) In order to determine a vehicle's value for purposes of eligibility to seek title by filing an affidavit, the owner of the establishment shall apply the following standards:

(1) For the purposes of this rule, the "base value" is the vehicle's trade-in or wholesale value using a vehicle valuation guide that is generally available and recognized by the motor vehicle industry, at the time of filing. The filer of the affidavit shall also take into account any characterization of vehicle condition included in the guide, such as, "rough," "average," "clean," or other vehicle descriptions consistent with the terms used in the selected guide, as well as any adjustments detailed in the guide relative to vehicle mileage and standard or optional equipment.

(2) For purposes of determining vehicle eligibility for use of the affidavit in accordance with this rule, the filer may also deduct from the base value the costs of agreed-upon repairs, if applicable, and estimated costs needed to repair any disabling condition, including, but not limited to, the vehicle's engine, transmission, clutch, fuel pump, or other disabling condition. If the operability of the vehicle cannot be readily determined, the filer may apply a standard deduction of two hundred fifty dollars for incidental costs relative to determining the operability of the vehicle, including, but not limited to, locksmith services, replacement battery or other such incidental costs. If the costs to determine operability exceed two hundred fifty dollars, all costs shall be itemized to determine the vehicle's value.

(C) For vehicles meeting the criteria identified in section 4505.101 of the Revised Code, as determined in accordance with the standards identified in this rule, the filer of the affidavit shall present the completed affidavit to a clerk of courts of common pleas, and shall pay to the clerk the difference of the base value of the vehicle as calculated in paragraph (B)(1) of this rule less actual expenses, allowed for completed repairs, storage fees, or other actual expenses incurred by the filer of the affidavit.

(D) Each affidavit shall be accompanied by supporting evidence, such as itemized repair estimates, service repair orders, or storage agreements, and a copy of the relevant portion of the guide used for determining base value and any deductions to verify the value of the vehicle.

Effective:

R.C. 119.032 review dates:

---

Certification

---

Date

Promulgated Under:	119.03
Statutory Authority:	R.C. 4501.02, 4505.02
Rule Amplifies:	4505.101