



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



Bureau of Motor Vehicles
1970 West Broad Street
P.O. Box 16520
Columbus, Ohio 43216-6520
(614) 752-7600
www.bmv.ohio.gov

September 29, 2015

Dear Stakeholder,

You are invited to offer public comment as outlined in this notice regarding proposed changes to Chapter 4501:1-3 (Motor Vehicle Dealers and Salespersons), of the Ohio Administrative Code (OAC).

You are receiving this message pursuant to the requirements of Executive Order 2011-011K 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.

Rule 4501:1-3-08 (Place of business required for used motor vehicle dealers is being proposed in response to constituent's interest.

This rule, which establishes place of business requirements for used motor vehicle dealers, is being simultaneously rescinded and proposed as a new rule under the same rule number due to a substantive changes.

Rule 4501:1-3-08 specifies all requirements of an established place of business to obtain a used dealers license. Changes in this rule include, requiring a used vehicle dealer, who has a retail sales inventory of ten vehicles or less, to ensure the display area contains sufficient space for the vehicles being offered for sale. Furthermore, the new rule ensures that the display lot's required permanent structure shall not be in violation of any applicable building and zoning requirements including any plumbing fixtures. In addition, the new rule requires that a barrier distinguishes the display lot by clearly delineating a separation between a residence or unrelated business. A dealer may, however, upon written request to the registrar of motor vehicles, request an exception to the barrier by presenting a plan to clearly identify, distinguish and segregate through signage or other measures the vehicles being offered for sale and other vehicles located on the premises at any time. If there are no reasonable health or safety threats to the consumer or surrounding area, the dealer acted in good faith in buying or leasing the location and attempts to comply with all restrictions and requirements have been set forth, the registrar may approve the presented plan and its modifications.

The proposed rules and link to submit comments may be accessed electronically via BMV's small business regulatory website at http://publicsafety.ohio.gov/bmv_rules_comment.stm.

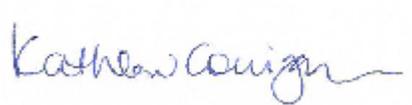
Mission Statement

"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."

All interested parties are invited to offer public comment at BMV-DLR.rules@dps.ohio.gov regarding the proposed changes. Public comments may be submitted through 11:59 p.m. on October 13, 2015.

Please copy the Common Sense Initiative Office, which governs the state's regulatory process, at CSIPublicComments@governor.ohio.gov on all public comments that you submit.

Sincerely,

A handwritten signature in blue ink that reads "Kathleen Conigh". The signature is written in a cursive style with a long horizontal flourish at the end.

Acting Administrator, Office of Vehicle Services