

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



Bureau of Motor Vehicles
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Dear Stakeholder,

You are invited to offer public comment as outlined in this notice regarding the proposed rescission of rule 4501:1-4-01 (“Definitions”) of the Ohio Administrative Code; proposed new rules 4501:1-4-03 (“Motor Vehicle Salvage Dealer, Salvage Motor Vehicle Pool, or Salvage Motor Vehicle Auction Required to Maintain Net Worth”), and 4501:1-4-24 (“Disqualifying Offenses”); proposed changes to rules 4501:1-4-02 (“Information to Accompany Application for Motor Vehicle Salvage Dealer’s License, Salvage Motor Vehicle Pool License, Salvage Motor Vehicle Auction License, or Buyer’s Identification Card”), 4501:1-4-04 (“Place of Business Required for Motor Vehicle Salvage Dealers, Salvage Motor Vehicle Pools and Salvage Motor Vehicle Auctions”) and 4501:1-4-22 (“Nature of and Length of Time Records Will be Maintained”) of the Ohio Administrative Code.

You are receiving this message pursuant to the requirements of Executive Order 2011-01K 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 4501:1-4-01 (“Definitions”), which defines various terms such as “established place of business” and “motor vehicle salvage dealer,” is being proposed for rescission because the terms therein are already defined in Chapter 4738. of the Revised Code or clarified in Chapter 4501:1-4 of the Administrative Code.

Rule 4501:1-4-02 (“Information to Accompany Application for Motor Vehicle Salvage Dealer’s License, Salvage Motor Vehicle Pool License, Salvage Motor Vehicle Auction License, or Buyer’s Identification Card”) lists the information and documents that must accompany salvage motor vehicle dealer applications. The rule is proposed for amendment to add the appropriate web link for the current salvage motor vehicle dealer application (“BMV form 4363”) that is incorporated by reference into the rule; clarify the photograph and criminal history record requirements; and include other grammatical corrections and clarifications.

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.”

Proposed new rule 4501:1-4-03 (“Motor Vehicle Salvage Dealer, Salvage Motor Vehicle Pool, or Salvage Motor Vehicle Auction Required to Maintain Net Worth”), states that an individual or entity must have a verifiable net worth of at least twenty-thousand dollars in order to obtain or operate under a salvage dealer, salvage dealer motor pool or salvage motor vehicle auction license. The proposed new rule further states how “net worth” is calculated and defines the terms “assets” and “liabilities.”

Rule 4501:1-4-04 (“Place of Business Required for Motor Vehicle Salvage Dealers, Salvage Motor Vehicle Pools and Salvage Motor Vehicle Auctions”) sets forth “place of business requirements” for motor vehicle salvage dealers, salvage motor vehicle pools and salvage motor vehicle auctions, and addresses such issues as minimum square footage, shielding, office, business hours, and signage requirements. The rule is proposed for amendment to require salvage businesses to have a “business telephone in service at all times,” post the legible business telephone number in a conspicuous place for public view, and notify the registrar in writing of any change in the telephone number; clarifies the “business hours” requirement and requires the salvage business to notify the registrar in writing of any change in the posted hours; and makes other minor corrections to current language.

Rule 4501:1-4-22 (“Nature of and Length of Time Records Will be Maintained”) lists the types of documents that must be retained by salvage businesses licensed under Chapter 4738 of the Revised Code. The rule is proposed for amendment to make minor corrections to current language.

Proposed new rule 4501:1-4-24 (“Disqualifying Offenses”) defines the term “disqualifying offense,” and lists the types of disqualifying offenses that can result in denial of licenses issued under Chapter 4738 of the Revised Code.

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

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 September 2, 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,

Kathy Corrigan
Chief, Dealer Licensing Section