

**NOTICE OF PUBLIC HEARING  
OHIO DEPARTMENT OF PUBLIC SAFETY**

**Date:** December 8, 2014  
**Time:** 10:00 a.m.  
**Location:** Ohio Department of Public Safety  
1970 West Broad Street, Room 109  
Columbus, Ohio 43223

The Ohio Department of Public Safety, Ohio Homeland Security (OHS), will conduct a public hearing for the purpose of soliciting comments on the following rules proposed for adoption to Chapter 4501:5-3, "Scrap metal and bulk merchandise container dealers," of the Ohio Administrative Code. These rules were originally filed with JCARR on March 10, 2014, and later placed in a to be refiled status on May 14, 2014, to allow OHS to continue to work with stakeholders to enhance the functionality of the database in which the information related to the searchable electronic lists required in section 4737.04 of the Revised Code is maintained. These rules implement statutory provisions set forth in Senate Bill 193 of the 129th General Assembly that amends sections 2913.01, 4737.04, 4737.041, and 4737.99 and enacts sections 4737.012 and 4737.045 of the Revised Code.

4501:5-3-01 (Searchable electronic lists) sets forth the required content, format, and submission and update requirements for the searchable electronic lists to be submitted by law enforcement agencies to dealers within their jurisdiction, as well as the Department of Public Safety, in accordance with section 4737.045 of the Revised Code. Prior to this rule being refiled, paragraph (A) was revised to reflect a new effective date. Paragraph (B) was revised to set forth that the searchable electronic list(s) submitted by law enforcement agencies shall include all available primary and secondary personal identifiers for persons who have been convicted of theft or receiving stolen property. Paragraph (E) was reorganized for clarity, and the criteria for determining that a person appears on the searchable electronic list(s) was revised to set forth that a match to a person's last name, first name, and date of birth, or a match to the person's driver's license/state identification card number, will constitute a match to the searchable electronic list(s).

4501:5-3-03 (Daily business transaction reporting) sets forth the content, format, and submission requirements for dealers' daily transaction reports of non-exempt business transactions to the Department of Public Safety in accordance with sections 4737.04 and 4737.045 of the Revised Code. Prior to this rule being refiled, paragraph (A) was revised to reflect a new effective date.

Any persons affected by the proposed adoption of these rules may appear at the hearing and be heard in person, or by an attorney, or both, or may present their position, argument, or contention in writing. Persons may offer and examine witnesses and present evidence to show that the proposed rules will be unreasonable or unlawful if enacted.

The proposed rules may be accessed electronically via the Division of OHS' website at [http://publicsafety.ohio.gov/ohs\\_rules\\_notices.stm](http://publicsafety.ohio.gov/ohs_rules_notices.stm)

Questions and/or public comments regarding the proposed rules may be addressed to Ben Hoffman at (855) 377-0193.