

4167-14-01

**Contests of citations.**

- (A) Any contest of a citation must be ~~postmarked-sent~~ within fourteen calendar days of the receipt of the citation and be mailed or emailed to the superintendent at the ~~superintendent's official address~~ or email address provided on the citation.
- (1) A public employer to whom a citation has been issued may contest all, or any part of, the citation.
  - (2) ~~Any~~ The public employer, or any public employee or public employee representative, may contest the time period fixed in the citation for the abatement of a violation.
  - (3) The postmark date, or the date the email was sent, determines whether the contest of a citation is timely filed.
- (B) ~~The~~ Any contest ~~for an adjudication hearing~~ of a citation must include:
- (1) By the public employer, the factual or legal basis for ~~contesting each~~ any contested provision of the act, standard, regulation, rule, or order issued by the superintendent.
  - (2) By the public employer, public employee, or public employee representative, evidence that any proposed abatement date as a result of the citation is unreasonable.

Effective: 3/1/2024

Five Year Review (FYR) Dates: 11/29/2023 and 10/01/2028

CERTIFIED ELECTRONICALLY

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Certification

02/06/2024

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Date

Promulgated Under: 119.03  
Statutory Authority: 4121.12, 4121.121, 4167.02, 4167.07  
Rule Amplifies: 4167.02  
Prior Effective Dates: 05/22/1995, 11/15/1996, 08/01/2001, 02/15/2009,  
01/01/2014, 01/01/2019