

TO BE RESCINDED

4501-45-03 **Ignition interlock device standards.**

(A) A manufacturer wishing to obtain certification of an ignition interlock device shall submit to the department the following documents:

- (1) An application for certification on a format prescribed by the director;
- (2) A certificate from an independent testing laboratory indicating that the device meets or exceeds the standards of the "National Highway Traffic Safety Administration (NHTSA), Department of Transportation, as published in Volume 57, No. 67 of the Federal Register on April 7, 1992 (57 F.R. 11772, 1992);"
- (3) A complete and certified copy of the testing protocol and the results thereof from the independent testing laboratory.

(B) In addition to the above information, a manufacturer must certify to the department that the ignition interlock device complies with all of the following:

- (1) It contains a minimum and maximum calibration range, in accordance with the NHTSA standards referenced in this rule;
- (2) It does not impede the safe operation of the vehicle;
- (3) It has features that make circumvention difficult and that do not interfere with the normal use of the vehicle;
- (4) It correlates well with established measures of alcohol impairment;
- (5) It works accurately and reliably in an unsupervised environment;
- (6) It is resistant to tampering and shows evidence of tampering if tampering is attempted;
- (7) It is difficult to circumvent and requires premeditation to do so;
- (8) It minimizes inconvenience to a sober user;
- (9) It requires a proper, deep-lung breath sample or other accurate measure of the concentration by weight of alcohol in the breath;

- (10) It operates reliably over the range of automobile environments;
 - (11) It is made by a manufacturer who is covered by product liability insurance.
- (C) A manufacturer of an ignition interlock device certified by the department shall provide with each device a warning label containing a notice, printed in at least ten-point boldface type, that any person tampering, circumventing, or otherwise misusing the device is subject to a fine, imprisonment, or both, and may be subject to civil liability. The manufacturer or its designee shall affix this label to the device upon installation in an area most likely to be seen by the user of the device.

Effective:

R.C. 119.032 review dates: 03/15/2010

Certification

Date

Promulgated Under: 119.03
Statutory Authority: R.C. 4511.83 (repealed).
Rule Amplifies: R.C. 4511.83 (repealed).
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