

ACTION: NO
CHANGE

DATE: 09/12/2002
11:06 AM

4501-45-05 **Reports required by manufacturer.**

- (A) The manufacturer of a device that has been certified shall report to the department of highway safety every ninety days summarizing data and information collected and complaints received by the manufacturer for each model or type of certified device. The report shall be categorized by:
- (1) Customer error of operation.
 - (2) Faulty automotive equipment other than the device.
 - (3) Apparent misuse or attempts to circumvent devices.
 - (4) Device malfunctions, including actions taken by the manufacturer to correct malfunctions.
- (B) The manufacturer shall guarantee repair or replacement of a defective device within the state of Ohio within a maximum of forty-eight hours of receipt of a complaint.
- (C) The manufacturer shall provide the originating court and the purchaser or lessee a statement of charges clearly specifying warranty details, monthly purchase or lease payment amount, any additional charges anticipated for routing calibration and service checks and what items, if any, are provided without charge.
- (D) The manufacturer shall, upon installation of each device, provide the department with a copy of the statement of charges referred to above. The statement shall include the name, address and telephone number of the purchase or lessee and the originating court.
- (E) The manufacturer shall provide written notice to the department of any changes in the statement of charges regardless of what person or agency requested the change.
- (F) The manufacturer shall provide to all purchasers or lessees at the time of installation:
- (1) A list of all calibration/service locations in the continental United States. The list shall include the business names, addresses and telephone numbers of all such locations.

(2) A twenty-four-hour telephone number to call for service support for those who may be traveling outside service areas.

(G) The manufacturer shall advise the originating court prior to removing a device under circumstances other than:

(1) Completion of sentence, or other terms of a court order.

(2) Immediate device repair needs. Whenever a device is removed for repair and cannot immediately be reinstalled, a substitute device shall be utilized. Under no circumstances shall a vehicle for which a device has been ordered by a court be permitted to be driven without a required device.

R.C. 119.032 review dates: 9/12/2002 and 03/08/2007

CERTIFIED ELECTRONICALLY

Certification

09/12/2002 11:06 AM

Date

Promulgated Under: 119.03
Statutory Authority: 4511.83
Rule Amplifies: 4511.83
Prior Effective Dates: 9/6/88 (Emer.), 7/22/90