

4901:2-7-04

Investigation and reports of violations.

- (A) The commission, any commissioner, the legal director, the deputy legal director, or an attorney examiner may issue subpoenas, upon the request of the staff, when the staff has cause to believe that a violation for which a forfeiture may be assessed has been committed. A subpoena shall command the person to whom it is directed to attend and give testimony at the time and place specified therein. A subpoena may also command such person to produce the papers, documents, or other tangible things described therein. A subpoena issued under this rule shall be served ~~upon the respondent~~ by personal service or by certified United States mail and is effective upon receipt.
- (B) The commission, any commissioner, the legal director, the deputy legal director, or an attorney examiner may, upon their own motion or upon motion of the person to whom the subpoena is directed, quash a subpoena if it is unlawful, unreasonable, or oppressive.
- (C) Any person having statutory authority to take enforcement action regarding a violation may transmit a report of the violation to staff. The report shall be made on forms prescribed by the director of the transportation department, or shall contain substantially the same information called for on such forms. ~~The report shall include the name, address, and telephone number of the person making the report.~~ Whenever practicable, the report should include any documentary, photographic, or other evidence which has been collected regarding the violation.

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CERTIFIED ELECTRONICALLY

Certification

08/25/2011

Date

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