

4901:2-7-05

Notice of apparent violation.

When the staff receives a report of violation, or otherwise discovers a violation, it ~~shall identify the respondent or respondents and~~ may serve a "notice of apparent violation" upon ~~any such~~ one or more respondents. The notice of apparent violation shall contain:

- (A) An identification of the date of the violation and person, vehicle, or facility concerning which the violation occurred.
- (B) Reference to the statute, rule or regulation, or order of the commission that was violated.
- (C) A brief description of the manner in which the violation is alleged to have occurred.
- (D) Instructions regarding the manner in which the respondent may serve a timely request for conference to contest the violation.
- (E) A notice that failure to contest the violation will conclusively establish the occurrence of the violation.

Effective:

Five Year Review (FYR) Dates: 05/02/2016

Certification

Date

Promulgated Under: 111.15
Statutory Authority: 4905.81, 4923.04, 4923.99
Rule Amplifies: 4905.81, 4923.04, 4923.99
Prior Effective Dates: 9/28/88 (Emer.), 12/23/88, 10/28/90, 10/22/07 , 9/5/11