

4901:2-7-05

**Notice of apparent violation.**

When the staff receives a report of violation, or otherwise discovers a violation, it may serve a "notice of apparent violation" upon one or more respondents. The notice of apparent violation ~~shall~~ contains:

- (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 establishes the occurrence of the violation.

Effective:

Five Year Review (FYR) Dates: 3/27/2023

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Certification

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Date

Promulgated Under:	111.15
Statutory Authority:	4905.81, 4923.04, 4923.99
Rule Amplifies:	4905.81, 4923.04, 4923.99
Prior Effective Dates:	09/28/1988 (Emer.), 12/23/1988, 10/28/1990, 10/22/2007, 09/05/2011, 07/22/2016