

TO BE RESCINDED

4901:2-7-07

Notice of intent to assess forfeiture.

Within ninety days of discovery of a violation, but no later than one year following the violation, the staff may serve a "notice of intent to assess forfeiture" for that violation upon one or more respondents. The notice of intent to assess forfeiture 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) The amount of the forfeiture intended to be assessed.
- (E) A statement that respondent's failure to serve timely a request for conference shall constitute a waiver of respondent's right to further contest liability to the state for the forfeiture described in the notice.
- (F) A description of the manner in which the respondent may make payment of the forfeiture.
- (G) Instructions regarding the manner in which the respondent may serve a timely request for conference to contest the occurrence of the violation or the amount of the forfeiture.

Effective:

R.C. 119.032 review dates: 06/15/2011

Certification

Date

Promulgated Under: 111.15
Statutory Authority: 4905.83, 4919.99, 4921.99, 4923.99
Rule Amplifies: 4905.83, 4919.99, 4921.99, 4923.99
Prior Effective Dates: 9/28/88 (Emer.), 12/23/88, 10/28/90, 12/14/95,
10/22/07