

901:5-55-05

**No consent and search warrant.**

- (A) Beekeepers may submit a signed and completed no consent form to the department prior to March 15 of each calendar year.
- (B) Upon receipt of the completed form, the department will communicate to the county and associated deputy apiarist that the beekeeper has completed the form.
- (C) The department may work with the beekeeper to address the reason for no consent and find an appropriate time to inspect the apiary.
- (D) Pursuant to section 909.05 of the Revised Code, if the department is denied access to any premises where access is sought for the purposes of this section, the department may apply to any court of competent jurisdiction for a search warrant authorizing access to the premises for those purposes. The court, upon receiving the application, may issue the search warrant for the purposes requested.
- (E) The department may deny the issuance of and/or revoke any associated permits or certifications for an apiary that has filed a no consent form.

Replaces: 901:5-5-05

Effective:

Five Year Review (FYR) Dates:

---

Certification

---

Date

Promulgated Under: 119.03  
Statutory Authority: 909.03  
Rule Amplifies: 909.05  
Prior Effective Dates: 5/1/1995