

901:6-4-01 **Device registration and permitting.**

(A) Application.

This rule applies only to commercially used weighing and measuring devices that are permitted pursuant to section 1327.501 of the Revised Code.

(B) The director may deny a device registration if the weighing or measuring device is:

- (1) Not found to be in compliance with requirements of "Handbook 44" as adopted in rule 901:6-1-01 of the Administrative Code;
- (2) Not found to be traceable to a certificate of conformance prior to use for commercial or law enforcement purposes as identified in rule 901:6-2-01 of the Administrative Code;
- (3) Does not have an identified marking such as a serial or identification number;
- (4) Is not making the final validation of the transaction;
- (5) Device registration fee has not been paid; or,
- (6) The owner has violated any section of 1327.501 of the Revised Code.

(C) The director may conduct inspections and performance testing on any commercial devices that require a device registration permit under section 1321.501 of the Revised Code.

(D) The director must afford an opportunity for a hearing in accordance with Chapter 119. of the Revised Code to any owner that is denied a permit under this rule and who requests such hearing.

(E) The department may assess a permit replacement fee of ten dollars for the replacement of permits that are lost, stolen, or destroyed.

(F) The department may assess a late penalty of twenty dollars, if a renewal fee is more than ~~ninety~~ sixty days past due; and a late penalty of ten dollars if a permit replacement fee is more than ninety days past the invoice date.

Effective:

Five Year Review (FYR) Dates: 06/23/2017

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 1327.50, 1327.501
Rule Amplifies: 1327.49, 1327.501
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