

- Bureau of Motor Vehicles
- Emergency Management Agency
- Emergency Medical Services
- Office of Criminal Justice Services
- Ohio Homeland Security
- Ohio Investigative Unit
- Ohio State Highway Patrol



Bureau of Motor Vehicles
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August 28, 2014

Sydney King, Regulatory Policy Advocate
Common Sense Initiative Office
77 South High Street, 30th Floor
Columbus, Ohio 43215-6117

Dear Ms. King,

Thank you for your expedited review of the business impact analysis for Chapter 4501:1-3 (Motor Vehicle Dealers and Salespersons) of the Administrative Code. The Ohio Department of Public Safety, Bureau of Motor Vehicles (the "BMV"), has received and read your memorandum of review, recommendations, and conclusions, dated August 28, 2014.

The CSI Office has concluded that rule 4501:1-3-32 should not be filed until the provisions related to business hours are removed from paragraph (F). The CSI Office explains that the recommendation is to provide consistent requirements for all motor vehicle dealers' business operations and to avoid presenting significant hardship to small business owners. Upon review of the recommendation, the BMV determined that striking the same provision in the auction owner's rule (4501:1-3-33) may be necessary to ensure consistency for all dealers. As both proposed revisions constitute a substantive change from the rules initially vetted with stakeholders and approved by the Ohio Motor Vehicle Dealers Board (the "Board") under their rulemaking authority set forth in O.R.C. section 4517.32, the BMV has determined that the proposed revisions need to be reviewed by the Board and resubmitted to stakeholders for their consideration prior to filing with the Joint Committee on Agency Rule Review ("JCARR").


The Board's next scheduled meeting is October 2, 2014, and this business item will be added to the agenda. Following the Board's meeting and any further revision to the rules, and allowing time for stakeholder discussion, the BMV anticipates that the rules can be refiled with the CSI Office by November 1, 2014, and filed with JCARR as soon as your memorandum of review and recommendations is returned.

The BMV intends to file the remaining three rules (4501:1-3-04, 4501:1-3-08, and 4501:1-3-11) with JCARR today, as scheduled. Pursuant to O.R.C. section 119.03, the Board plans to conduct a public hearing for rules 4501:1-3-08 and 4501:1-3-11 (4501:1-3-04 will be filed without change), on Thursday, October 2, 2014, at 9:00 a.m. at the Ohio Department of Public Safety, 1970 West Broad Street, Room 134, Columbus Ohio, 43223.

Mission Statement

"to save lives, reduce injuries and economic loss, to administer Ohio's motor vehicle laws and to preserve the safety and well being of all citizens with the most cost-effective and service-oriented methods available."

Sincerely,


Kathleen Corrigan, Section Chief
Bureau of Motor Vehicles
Dealer Licensing Section

cc: Registrar Mike Rankin, Bureau of Motor Vehicles, 1970 W. Broad St., Suite 529, Columbus, OH
President Joe Carson, Ohio Motor Vehicle Dealers Board, via email: jcmsoffice@yahoo.com
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