

As Introduced

**124th General Assembly
Regular Session
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H. B. No. 645

REPRESENTATIVES Schneider, Cates

A B I L L

To amend sections 3704.14, 4503.102, 4503.103, and 1
4503.11 and to enact section 4501.026 of the 2
Revised Code to require the Registrar of Motor 3
Vehicles to adopt rules permitting the owners of 4
certain vehicles to register their vehicles on a 5
biennial basis and to require the Registrar and all 6
deputy registrars to accept credit cards for 7
transactions with the Registrar or deputy. 8

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 3704.14, 4503.102, 4503.103, and 9
4503.11 be amended and section 4501.026 of the Revised Code be 10
enacted to read as follows: 11

Sec. 3704.14. (A) As used in this section: 12

(1) "Basic motor vehicle inspection and maintenance program" 13
or "basic program" means a motor vehicle inspection and 14
maintenance program that complies with the requirements governing 15
motor vehicle inspection and maintenance programs under the "Clean 16
Air Act Amendments" and that is not an enhanced motor vehicle 17
inspection and maintenance program. 18

(2) "Clean Air Act Amendments" means the "Clean Air Act 19
Amendments of 1990," 91 Stat. 685, 42 U.S.C.A. 7401, as amended, 20

and regulations adopted under it. 21

(3) "Contractor" means any person who has entered into a 22
contract under division (D) of this section. 23

(4) "District of registration" means the district of 24
registration of a motor vehicle as determined under section 25
4503.10 of the Revised Code. 26

(5) "Enhanced motor vehicle inspection and maintenance 27
program" or "enhanced program" means a motor vehicle inspection 28
and maintenance program that complies with the requirements 29
governing an enhanced motor vehicle inspection and maintenance 30
program under the "Clean Air Act Amendments." 31

(6) "Licensee" means any person licensed under division (C) 32
of this section. 33

(7) "Metropolitan planning organization" means a metropolitan 34
planning organization designated under section 9(a) of the 35
"Federal-Aid Highway Act of 1962," 76 Stat. 1148, 23 U.S.C.A. 134, 36
as amended. 37

(8) "Motor vehicle" and "vehicle" have the same meanings as 38
in section 4501.01 of the Revised Code. 39

(9) "Waiver limit" means the cost of repairs needed for a 40
motor vehicle to pass a motor vehicle emissions inspection under 41
this section above which the owner of the motor vehicle need not 42
have the repairs performed on the vehicle and may receive a waiver 43
under division (F) of this section. For a motor vehicle the 44
district of registration of which is in a county classified as 45
moderate nonattainment that is subject to a basic or an enhanced 46
motor vehicle inspection and maintenance program, "waiver limit" 47
means more than one hundred dollars for a vehicle of a 1980 or 48
earlier model year and more than two hundred dollars for a vehicle 49
of a 1981 or later model year. For a motor vehicle the district of 50
registration of which is in a county classified as serious, 51

severe, or extreme nonattainment and that is subject to an
enhanced motor vehicle inspection and maintenance program, "waiver
limit" means more than four hundred fifty dollars. "Waiver limit"
also includes the cumulative amount of the annual adjustments to
each of the amounts specified in this division made by the
director pursuant to regulations adopted under section
502(b)(3)(B)(v) of the "Clean Air Act Amendments." "Waiver limit"
does not include the cost of any repairs performed on a vehicle
for the purpose of restoring the vehicle in accordance with the
findings of the visual anti-tampering portion of a motor vehicle
emissions inspection conducted under this section.

(B) The director of environmental protection shall implement
and supervise a motor vehicle inspection and maintenance program
in any county classified as moderate, serious, severe, or extreme
nonattainment for carbon monoxide or ozone in accordance with the
"Clean Air Act Amendments." The director shall implement and
supervise a basic or an enhanced motor vehicle inspection and
maintenance program in a county that is within an area classified
as nonattainment for carbon monoxide or ozone when such a program
is included in the air quality maintenance plan or contingency
plan for the nonattainment area that includes the county and that
is submitted to the United States environmental protection agency
by the director as required under section 175A of the "Clean Air
Act Amendments" as part of a request for redesignation of the
nonattainment area as attainment for carbon monoxide or ozone
under section 107(d) of that act, and the director determines that
the conditions requiring implementation of such a program and set
forth in either such plan have been met. The director shall
implement and supervise the enhanced program in any county as
required under section 3704.142 of the Revised Code. The director
may terminate the program in any county that is subject to this
section in accordance with division (K)(2) of this section. The

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director shall adopt, and may amend or rescind, rules to 84
facilitate the implementation, supervision, administration, 85
operation, and enforcement of the program, including, without 86
limitation, rules providing for all of the following: 87

(1) The form of all inspection certificates, distribution of 88
inspection certificates to reinspection stations licensed under 89
division (C) of this section, and form and distribution of any 90
other papers or documents necessary or convenient to the program. 91
The rules shall include, without limitation, the requirement that 92
all inspection certificates bear a statement that reads: "This 93
automobile inspection is the result of requirements under the 94
Clean Air Act Amendments enacted by the United States Congress. 95
Any questions or comments you may have about this program may be 96
directed to your United States senator in care of the United 97
States Senate, The Capitol, Washington, D.C. 20510 or to your 98
United States representative in care of ~~The~~ the United States 99
House of Representatives, The Capitol, Washington, D.C. 20515." 100

(2) The replacement of lost or stolen certificates, papers, 101
or documents; 102

(3) Inspection procedures and standards to be used in motor 103
vehicle emissions inspections conducted under this section, 104
including, without limitation, a requirement that the inspections 105
test for carbon monoxide and hydrocarbons at idle or loaded mode 106
conditions; a requirement that the inspections test opacity for 107
particulates for diesel fueled vehicles; standards establishing 108
maximum allowable emissions of those pollutants, for both gasoline 109
fueled and diesel fueled vehicles, for each model year of motor 110
vehicles inspected; a requirement that beginning with the 1994 111
model year, the inspections utilize the on-board diagnostic 112
computer links mandated by the "Clean Air Act Amendments"; 113
requirements governing the computerized exhaust analyzer system to 114
be used by any contractor conducting inspections and any licensees 115

conducting reinspections; tampering parameter inspection	116
procedures and standards to be used in the visual anti-tampering	117
portion of an inspection conducted under this section;	118
requirements governing the engine tune-up that shall be performed	119
on any motor vehicle that fails an inspection conducted under this	120
section, including, without limitation, requirements that specific	121
items be checked and repaired, replaced, or adjusted as necessary	122
to restore the motor vehicle to proper working order or	123
specifications; tailpipe emissions improvement requirements	124
specified by percentage; a waiver repair verification system; and	125
any other necessary waiver procedures for motor vehicles that fail	126
an inspection under this section;	127
(4) A system for the maintenance and reporting of inspection	128
and reinspection station data and records;	129
(5) The manner of identifying exempt vehicles;	130
(6) Inspection, and supervision thereof, of fleets and	131
governmental vehicles under divisions (G) and (H) of this section;	132
(7) Establishment of specifications for an identification	133
sign that reinspection stations licensed under division (C) of	134
this section shall display in a conspicuous manner;	135
(8) The issuance of motor vehicle inspection certificates	136
only to reinspection stations licensed under division (C) of this	137
section that continue to comply with this section;	138
(9) The surveillance of reinspection stations licensed under	139
division (C) of this section and of inspection stations operated	140
by any contractor hired to conduct inspections under this section	141
to ensure that quality testing and this section and rules adopted	142
under it are being adhered to throughout the inspection and	143
reinspection process;	144
(10) The information to be included in applications for	145
licenses filed under division (C) of this section and the	146

procedure for filing those applications; 147

(11) The establishment of a referee inspection system by the 148
director to resolve disagreements between owners of motor vehicles 149
and inspection and reinspection stations regarding inspection and 150
reinspection results, including, without limitation, procedures 151
for the collection of an inspection fee that a referee inspection 152
station may charge for any motor vehicle inspection conducted by 153
it. The fee shall not exceed the amount of the inspection or 154
reinspection fee paid by the owner of the motor vehicle 155
established under division (D)(7) of this section for the original 156
inspection or a reinspection of the motor vehicle under this 157
section. 158

(12) The locations of computerized, high-volume, 159
contractor-operated motor vehicle inspection stations conducting 160
inspections for the purposes of this section. The rules shall 161
require both of the following: 162

(a) In urban metropolitan statistical areas and consolidated 163
metropolitan statistical areas, as defined by the bureau of the 164
census in the United States department of commerce, eighty per 165
cent of the population that is subject to this section be no more 166
than five miles from an inspection station and one hundred per 167
cent of that population be no more than ten miles from an 168
inspection station; 169

(b) In rural areas, as defined by the bureau of the census in 170
the United States department of commerce, one hundred per cent of 171
the population that is subject to this section be no more than 172
fifteen miles from an inspection station. 173

(13) A requirement that contractor-operated inspection 174
stations conducting inspections under this section be in operation 175
for at least forty-five hours per week, which shall include, 176
without limitation, operating hours in the evening and on 177

Saturdays;	178
(14) A requirement that any contractor hired to conduct inspections under this section not allow vehicle waiting time to exceed an average of fifteen minutes and the establishment of minimum performance penalties for failure to comply with that requirement;	179 180 181 182 183
(15) An adequate queuing area, as determined by the director, at each contractor-operated inspection station conducting inspections under this section. The rules adopted under division (B)(15) of this section shall not arbitrarily discriminate against any person who can reasonably be expected to submit a proposal under this section for any contract provided for in division (D) of this section.	184 185 186 187 188 189 190
(16) Conditions for the suspension and revocation of licenses and inspector certifications issued under this section;	191 192
(17) The commencement date of the basic motor vehicle inspection and maintenance program established under this section shall be July 1, 1994, in all affected counties classified as moderate nonattainment for carbon monoxide or ozone under the "Clean Air Act Amendments" on the effective date of this amendment <u>September 27, 1993</u> , other than Cuyahoga county. The commencement date of the enhanced program in a county so classified as moderate nonattainment for carbon monoxide or ozone on the effective date of this amendment <u>September 27, 1993</u> , for which the implementation and supervision of the enhanced program was requested under section 3704.142 of the Revised Code shall be January 1, 1995. The commencement date of the program in any other affected counties, other than Cuyahoga county, shall be the date established by the director.	193 194 195 196 197 198 199 200 201 202 203 204 205 206
(18) A requirement that reinspections under the enhanced motor vehicle inspection and maintenance program be conducted only	207 208

by a contractor hired to conduct inspections under this section; 209

(19) A requirement that each inspection station operated by a 210
contractor, each licensed reinspection station, and each referee 211
inspection station, prominently display in a location that is 212
readily visible to persons whose motor vehicles are being tested 213
pursuant to this section a sign that contains the same language 214
that is required to be printed on inspection certificates under 215
division (B)(1) of this section; 216

(20) Procedures that are necessary for the inspection of 217
motor vehicles that are registered biennially under division 218
(A)(1)(b) of section 4503.103 of the Revised Code. 219

(C)(1) The director of environmental protection shall issue 220
licenses for reinspection stations for the purposes of the basic 221
motor vehicle inspection and maintenance program established under 222
this section for two-year periods, except that for the initial 223
license period for any station, the director may issue the license 224
for a period not to exceed five years. The director may include 225
terms and conditions as part of any license issued to ensure 226
compliance with this section and rules adopted under it. 227

The director may issue a license for each reinspection 228
station for which an application is filed that complies with this 229
section and rules adopted under it. Each application shall include 230
both of the following: 231

(a) A nonrefundable fee of one hundred dollars for each 232
initial license or a nonrefundable fee of fifty dollars for 233
renewal of any license; 234

(b) A demonstration that the reinspection station will comply 235
with this section and the director's rules adopted under it. 236
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(2) Each licensee shall conduct reinspections as required by 238
the director's rules. The licensee shall provide an inspection 239

certificate for vehicles that pass a reinspection under this 240
section. 241

(3) A licensee shall charge the fee under the basic program 242
that is established under division (D)(7) of this section for any 243
reinspection performed by the licensee under this section. 244

(4) A licensee may charge each person for services. However, 245
fees for reinspection shall be separately stated from any other 246
charge to the person. 247

(5) No licensee shall require as a condition of performing a 248
reinspection that any needed repairs or adjustments to a vehicle 249
be done by the licensee. 250

(6) A licensee shall maintain and make available for 251
inspection by the director or the director's authorized 252
representative accurate records as required by rules adopted under 253
this section. 254

(7) The director shall credit the moneys the director 255
receives under division (C) of this section to the motor vehicle 256
inspection and maintenance fund created in division (I) of this 257
section. 258

(D)(1) The initial motor vehicle inspections conducted under 259
the basic motor vehicle inspection and maintenance program, and 260
all inspections and reinspections conducted under the enhanced 261
program, required under this section shall be conducted by one or 262
more private contractors. The director of administrative services 263
shall issue and award contracts pursuant to a request for proposal 264
process. In doing so, the director shall consider factors in the 265
interest of consumers, including at least consumer price, service 266
quality, service delivery time, and convenience. The director 267
shall use the director's best efforts to secure as many proposals 268
as possible for each contract to be entered into under division 269
(D) of this section, which shall include the division of the state 270

into independent zones for the purpose of submission of the 271
proposals and awarding of the contracts. Each such zone shall 272
consist of a consolidated metropolitan statistical area or, if 273
such an area does not exist, of a metropolitan statistical area, 274
as defined by the bureau of the census ~~of~~ in the United States 275
department of commerce. 276

Contracts awarded under division (D) of this section are 277
subject to section 153.012 of the Revised Code. For the purpose of 278
that section, the operation of the motor vehicle inspection and 279
maintenance program is hereby deemed to be a public improvement. 280

The director shall not enter into a contract for the purposes 281
of this section with any person holding a current, valid contract 282
to act as a deputy registrar under section 4503.03 of the Revised 283
Code. 284

A contractor shall be paid from moneys generated by the 285
applicable inspection fee established by the director of 286
environmental protection under division (D)(7) of this section. No 287
general revenue funds shall be used to pay any contractor. A 288
contractor shall assume, or in accordance with a lease required 289
under division (E) of this section shall provide for the 290
assumption of, all initial capital investment costs of the motor 291
vehicle inspection and maintenance program established under this 292
section with regard to the initial inspections and reinspections 293
required to be conducted by a contractor under this section and 294
shall amortize, or in accordance with such a lease shall provide 295
for the amortization of, those costs over the period of the 296
initial contract. 297

(2) The director of administrative services shall require 298
each potential contractor to include as a part of the potential 299
contractor's proposal detailed information concerning, without 300
limitation, all of the following: 301

(a) The financial condition of the potential contractor;	302
(b) Any specialized experience and technical competence of the potential contractor in connection with the type of services required for the program;	303 304 305
(c) The potential contractor's past record of performance with other government agencies or public entities and with private industry, including, without limitation, such matters as the ability to meet schedules and the names of persons who will serve as references concerning the quality of the potential contractor's work;	306 307 308 309 310 311
(d) The capacity of the potential contractor to perform the work within the specified time limitations;	312 313
(e) The potential contractor's proposed method and equipment to accomplish the work required;	314 315
(f) The person from whom the potential contractor proposes to lease real property, including land, buildings, and other structures, necessary for the operation of the program as required in division (E) of this section, including information concerning at least all of the following:	316 317 318 319 320
(i) Any specialized experience and technical competence of the person;	321 322
(ii) The person's past record of performance with other government agencies or public entities and with private industry, including the ability to meet schedules;	323 324 325
(iii) Names of individuals who will serve as references concerning the quality of the person's work;	326 327
(iv) The capacity of the person to perform the work within the specified time limitations.	328 329
(g) The potential contractor's proposed schedule for leasing of inspection sites, equipping of facilities, training of	330 331

personnel, and implementation of a public education program. 332

Each potential contractor shall include with the potential 333
contractor's proposal a signed statement from the person 334
identified under division (D)(2)(f) of this section indicating 335
that the person understands the applicable requirements 336
established under this section and rules adopted under it and 337
intends to comply with those requirements. 338

(3) The director of administrative services shall require a 339
performance bond of not less than one million dollars. Each 340
proposal shall be accompanied by a letter of commitment from a 341
bonding company stating that if the proposal is accepted, the 342
bonding company will issue such a bond. 343

(4)(a) The director of administrative services shall review 344
all information submitted with proposals under division (D)(2) of 345
this section for compliance with proposal specifications. The 346
director may require any potential contractor to supplement the 347
potential contractor's proposal with oral commentary for 348
clarification of the proposal document and to determine the 349
qualifications of the potential contractor. Any clarification of 350
information included in the proposal also shall be in writing. The 351
director shall reject the proposal of any potential contractor 352
whom the director determines to be unqualified. 353

(b) Although the director may require clarification of 354
information submitted with a proposal in accordance with division 355
(D)(4)(a) of this section, the director shall not change the 356
proposal specifications for a contract following the issuance of 357
the request for proposals for that contract. 358

(5)(a) The director of administrative services shall award an 359
initial contract for a period of operation of not more than ten 360
years. Except as otherwise provided in division (D)(5)(b) of this 361
section, a contract may be renewed for periods of not more than 362

five years each, by mutual agreement of the director and the contractor. Any contract awarded under division (D)(5)(a) of this section is subject to the approval of the controlling board.

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(b) If the implementation and supervision of the enhanced motor vehicle inspection and maintenance program in Cuyahoga county is requested under section 3704.142 of the Revised Code and the initial contract for the operation of the motor vehicle inspection and maintenance program in that county is modified to provide for the operation of the enhanced program in that county, the initial contract for the operation of the motor vehicle inspection and maintenance program in that county that is in effect on ~~the effective date of this amendment~~ September 27, 1993, as so modified, may be renewed for a period of not more than ten years so that the first renewal of that contract will expire on the same date as the initial contract for the operation of the enhanced program in the other counties in the same nonattainment area as Cuyahoga county. That first renewal shall be made by mutual agreement of the director and the contractor and is subject to the approval of the controlling board. Any subsequent renewals of the contract for the operation of the program in Cuyahoga county are subject to division (D)(5)(a) of this section.

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(6) A contract entered into under division (D) of this section shall include, without limitation, all of the following provisions:

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(a) A requirement that the contractor enter into a lease with the person identified in the contractor's proposal under division (D)(2)(f) of this section for real property, including land, buildings, and other structures, necessary for the operation of the program as required in division (E) of this section;

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(b) A requirement that the contractor provide any equipment, parts, tools, services, personnel, supplies, materials, and program software and software updates, and design and implement a

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comprehensive public information program, necessary to conduct 395
motor vehicle inspections and reinspections required to be 396
conducted by a contractor under this section and data 397
communication links for reinspection stations licensed under 398
division (C) of this section; 399

(c) A provision allowing reasonable compensation, as 400
determined by the director of environmental protection, as 401
liquidated damages to the contractor if the motor vehicle 402
inspection and maintenance program established under this section 403
is terminated by law or its operation is discontinued during the 404
term of a contract or renewal, including, without limitation, 405
reasonable compensation for the unamortized costs of the 406
buildings, improvements, equipment, parts, tools, services, 407
supplies, and materials used by the contractor in the operation of 408
the program and the value of the remaining term of the contract to 409
the contractor. If a dispute arises as to the amount of the 410
compensation to be paid, it shall be submitted to and determined 411
by the court of claims under Chapter 2743. of the Revised Code. 412
The contractor shall remit any compensation so received for the 413
unamortized costs of the buildings and improvements to the person 414
with whom the contractor has entered into a lease in accordance 415
with division (E) of this section. 416

(d) A provision specifying that the forms for inspection 417
certificates are to be furnished by the contractor to the director 418
of environmental protection and that they shall conform to the 419
standards established by the director of environmental protection 420
in rules adopted under division (B)(1) of this section. The 421
director of environmental protection shall distribute the 422
inspection certificates to reinspection stations licensed under 423
division (C) of this section as needed. 424

(e) A provision allowing the director to require the 425
contractor to upgrade testing equipment in response to 426

improvements in technology and to negotiate reasonable 427
compensation for that upgrading. 428

(7) The director of environmental protection shall establish 429
inspection and reinspection fees to be paid by owners of motor 430
vehicles inspected under this section, provided that an owner 431
shall pay the inspection fee for the initial, annual, or biennial 432
inspection, as appropriate, only if the owner's vehicle passes 433
that inspection. The fees shall be sufficient to provide the 434
contractor's compensation identified in any contract entered into 435
under division (D) of this section plus the costs of the 436
environmental protection agency in implementing and administering 437
the motor vehicle inspection and maintenance program established 438
in this section. The inspection and reinspection fees shall not 439
differ in amount and shall not exceed ten dollars and fifty cents 440
under the basic motor vehicle inspection and maintenance program 441
or twenty-five dollars under the enhanced program. The director, 442
during the term of a contract or renewal, may increase the 443
inspection and reinspection fees if the director determines that 444
it is necessary to cover costs of the program, including increased 445
costs resulting from any upgrading of testing equipment pursuant 446
to division (D)(6)(e) of this section, or to prevent a possible 447
breach of contract, but shall not increase the fees above ten 448
dollars and fifty cents under the basic program or twenty-five 449
dollars under the enhanced program. 450

(8) The contractor shall do both of the following: 451

(a) Collect the fees established under division (D)(7) of 452
this section and forward to the director of environmental 453
protection the portion due the environmental protection agency; 454

(b) Maintain and make available for inspection by the 455
director of environmental protection, the auditor of state, or 456
their authorized representatives accurate records concerning the 457
collection of the fees. For the purposes of division (D)(8)(b) of 458

this section, record-keeping and accounting practices shall be 459
approved by the director. Failure to maintain or falsification of 460
fee collection records is grounds for breach of contract. 461

(9) The director of environmental protection shall credit the 462
moneys the director receives under division (D)(8)(a) of this 463
section to the motor vehicle inspection and maintenance fund 464
created in division (I) of this section. 465

(10) A contractor shall maintain and make available for 466
inspection by the director of environmental protection or the 467
director's authorized representative accurate records as required 468
by rules adopted under this section. 469

(11) If a contractor fails to perform an obligation imposed 470
by the contract entered into under division (D) of this section, 471
the director of environmental protection shall request the 472
attorney general to bring a civil action to recover the amount of 473
the bond executed under division (D)(3) of this section as well as 474
other appropriate relief. The director shall deposit any moneys 475
recovered in such a civil action in the motor vehicle inspection 476
and maintenance fund created in division (I) of this section. 477

(12) The director of environmental protection shall compile 478
and periodically revise lists of reinspection stations licensed 479
under division (C) of this section and located within individual 480
areas that are subject to the basic motor vehicle inspection and 481
maintenance program under this section. Each such list also shall 482
contain the locations of inspection stations operated by a 483
contractor within the applicable area. A contractor shall provide 484
the appropriate list to any owner whose motor vehicle fails the 485
initial inspection required under this section. 486

(13) The director of environmental protection shall compile 487
and periodically revise lists of inspection stations operated by a 488
contractor located within individual areas subject to the enhanced 489

motor vehicle inspection and maintenance program under this 490
section. A contractor shall provide the appropriate list to any 491
owner whose motor vehicle fails the initial inspection required 492
under this section. 493

(14) No owners, officers, or employees of a contractor 494
submitting a proposal or awarded a contract under division (D) of 495
this section shall have a principal interest in the person 496
identified by the contractor under division (D)(2)(f) of this 497
section or in any reinspection station licensed under division (C) 498
of this section. 499

(15) The department of administrative services may issue to 500
the environmental protection agency a release and permit under 501
section 125.06 of the Revised Code pursuant to which that agency 502
may issue and award a contract or contracts under division (D) of 503
this section. If a release and permit is issued, any reference to 504
the director of administrative services under divisions (D) and 505
(E) of this section is deemed to be a reference to the director of 506
environmental protection. 507

(E)(1) Notwithstanding section 3704.01 of the Revised Code, 508
as used in division (E) of this section, "person" has the same 509
meaning as in section 1.59 of the Revised Code. 510

(2) In order to fulfill the requirements of this section and 511
to comply with the "Clean Air Act Amendments," any contractor that 512
is awarded one or more contracts under division (D) of this 513
section shall enter into one or more assignable and renewable 514
leases with another person for the rental and use of real 515
property, including land, buildings, and other structures. 516

(3) The director of administrative services shall require a 517
contractor to make assignments of all leases under which the 518
contractor is lessee for real property to another contractor 519
awarded a contract under division (D) of this section. The 520

director shall require any contractor that is awarded a subsequent contract under that division to renew the lease into which the contractor entered under division (E)(2) of this section, or, if a different contractor is awarded such a subsequent contract, the director shall require that contractor to enter into a lease with the person who was the lessor of the previous contractor.

(F)(1)(a) Except as otherwise provided in this section and rules adopted under it, the owner of any self-propelled motor vehicle the district of registration of which is or is located in a county that is subject to this section shall have the vehicle inspected annually, within three hundred sixty-five days prior to the registration deadline established pursuant to rules adopted under section 4503.101 of the Revised Code, by a contractor in accordance with rules adopted under division (B)(3) of this section if that county is subject to the basic motor vehicle inspection and maintenance program pursuant to rules adopted under that division or shall have the vehicle so inspected biennially within three hundred sixty-five days prior to the registration deadline so established if that county is subject to the enhanced program pursuant to those rules. If the district of registration of the motor vehicle is or is located in a county that is subject to the enhanced program pursuant to rules adopted under division (B)(3) of this section, the owner of the motor vehicle shall have it inspected and, if necessary, reinspected only in a county that is subject to the enhanced program under those rules. Any motor vehicle that fails the inspection shall be reinspected in accordance with rules adopted under that division. If the owner's vehicle passes the inspection or any reinspection, the owner, at the time of the inspection or reinspection, shall pay the applicable fee established under division (D)(7) of this section.

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An owner of a motor vehicle the district of registration of

which is or is located in a county that is subject to the basic 553
program under this section and for which a multi-year registration 554
is in effect under division (A)(1)(a) of section 4503.103 of the 555
Revised Code or rules adopted under it, in each of the years 556
intervening between the year of the issuance of that registration 557
and its expiration, shall have the vehicle inspected annually 558
within the three hundred sixty-five days prior to the anniversary 559
of the registration deadline applicable in the year in which the 560
multi-year registration was issued. An owner of a motor vehicle 561
the district of registration of which is or is located in a county 562
that is subject to the enhanced program under this section for 563
which a multi-year registration is in effect under division 564
(A)(1)(a) of section 4503.103 of the Revised Code or rules adopted 565
under it, biennially during the years intervening between the year 566
of issuance of that registration and its expiration, shall have 567
the vehicle inspected within three hundred sixty-five days prior 568
to each of the biennial anniversaries of the registration deadline 569
applicable in the year in which the multi-year registration was 570
issued. An 571

An owner of a motor vehicle the district of registration of 572
which is or is located in a county that is subject to a basic or 573
enhanced program under this section who has voluntarily chosen to 574
register the vehicle biennially in accordance with division 575
(A)(1)(b) of section 4503.103 of the Revised Code shall have the 576
vehicle inspected annually or biennially, as applicable, in 577
accordance with rules adopted under this section. 578

An owner who registers a motor vehicle after the registration 579
deadline for the vehicle has passed in a year in which the vehicle 580
is required to be inspected under division (F)(1)(a) of this 581
section may have the vehicle inspected at any time between the 582
registration deadline and the actual registration date. 583

Division (F)(1) of this section does not require the 584

inspection of a motor vehicle upon transfer of ownership or
possession.

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Except as otherwise provided in division (F)(3) or (4) of
this section, proof that an inspection certificate was issued for
a motor vehicle during the previous twelve months shall be
provided before the registrar of motor vehicles may issue license
plates for that vehicle under section 4503.40 or 4503.42 of the
Revised Code.

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The owner of any motor vehicle that is required to be
inspected under this section, but that is leased to another person
may require the lessee to have the vehicle inspected and obtain
the inspection certificate on behalf of the owner.

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(b) If a vehicle required to be inspected passes the
inspection, the contractor shall give the owner an inspection
certificate for the vehicle.

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(c) The contractor shall include as part of the inspection
required under this section a visual anti-tampering inspection
that meets the requirements established by rules adopted under
division (B)(3) of this section. If the visual anti-tampering
inspection indicates that any emission control device has been
removed, modified, or impaired, the owner shall have performed on
the vehicle whatever repairs are necessary to pass the visual
anti-tampering inspection and to restore the vehicle to its proper
condition, including, without limitation, the restoration of any
emission control device that was removed, modified, or impaired.
If the district of registration of the vehicle is or is located in
a county that is subject to the basic motor vehicle inspection and
maintenance program under this section, the owner then shall take
the vehicle to a contractor or a licensee. If the district of
registration of the vehicle is or is located in a county that is
subject to the enhanced program under this section, the owner then
shall take the vehicle to a contractor. If the contractor or

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licensee determines that the vehicle has been restored to its
proper condition and the vehicle then passes the tailpipe
emissions inspection required under this section, the contractor
or licensee shall give the owner an inspection certificate for the
vehicle.

(d) Except as otherwise provided in division (F)(1)(f) of
this section, if a vehicle required to be inspected under this
section fails the inspection, and the contractor's visual
anti-tampering inspection conducted under division (F)(1)(c) of
this section does not reveal any removal, modification, or
impairment of an emission control device or, if the original
visual anti-tampering inspection revealed such a removal,
modification, or impairment, the vehicle again fails the tailpipe
emissions inspection after the owner has performed all necessary
repairs to restore the vehicle to its proper condition, the owner
shall have the cost of repairs necessary to pass the tailpipe
emissions inspection estimated by a repair facility, which cost
shall include the cost of an engine tune-up. If the cost of the
repairs that are necessary for the vehicle to pass the tailpipe
emissions inspection do not exceed the waiver limit for that
vehicle, the owner shall have the repairs performed on the
vehicle. The owner then shall have the vehicle reinspected by a
contractor or licensee.

If the vehicle passes the reinspection, the contractor or
licensee shall give the owner an inspection certificate for the
vehicle. If the vehicle fails the reinspection, and the cost of
the repairs already performed on the vehicle is less than the
applicable waiver limit, the owner shall have additional repairs
performed on the vehicle in order to enable it to pass another
reinspection. If, after repairs costing at least the applicable
waiver limit have been performed on the vehicle under division
(F)(1)(d) of this section, the vehicle fails the reinspection, but

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the reinspection indicates an improvement in tailpipe emissions of
the pollutant concerning which the vehicle initially failed the
inspection as specified in rules adopted under division (B)(3) of
this section and if, following the repairs, no emission levels
increase above the standard established by rules adopted under
that division for any pollutant concerning which the vehicle did
not initially fail, the contractor shall give the owner an
inspection certificate for the vehicle that includes a waiver
indicating that the vehicle did not pass the required inspection,
but that the owner had repairs costing at least the applicable
waiver limit performed on the vehicle.

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For the purposes of divisions (F)(1)(d) to (f) of this
section, only a contractor may do either of the following:

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(i) Issue inspection certificates that include waivers;

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(ii) Notwithstanding any provision of those divisions,
conduct reinspections of vehicles the district of registration of
which is or is located in a county that is subject to the enhanced
program under this section.

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(e) Except as otherwise provided in division (F)(1)(f) of
this section, if the cost of the repairs that are necessary for
the vehicle to pass the tailpipe emissions inspection is estimated
to be more than the applicable waiver limit, the owner need not
have all of those repairs performed on the vehicle, but shall have
an engine tune-up performed on the vehicle that meets the
standards established by rules adopted under division (B)(3) of
this section as well as any other necessary repairs the cost of
which, together with the cost of the engine tune-up, equals at
least the applicable waiver limit. Upon the owner's presentation
of original repair receipts attesting that repairs costing at
least the applicable waiver limit, including, without limitation,
the engine tune-up required under division (F)(1)(e) of this
section, have been performed on the vehicle, the contractor or

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licensee shall reinspect the vehicle to determine the
effectiveness of the required engine tune-up. If the reinspection
indicates an improvement in tailpipe emissions of the pollutant
concerning which the vehicle initially failed the inspection as
specified in rules adopted under division (B)(3) of this section
and if, following the engine tune-up, no emission levels increase
above the standard established by rules adopted under that
division for any pollutant concerning which the vehicle did not
initially fail, the contractor shall give the owner an inspection
certificate for the vehicle that includes a waiver indicating that
the vehicle did not pass the required inspection, but that the
owner complied with all requirements governing waivers.

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(f) If a vehicle required to be inspected under this section
fails the inspection, and the contractor's visual anti-tampering
inspection conducted under division (F)(1)(c) of this section does
not reveal any removal, modification, or impairment of an emission
control device or, if the original visual anti-tampering
inspection revealed such a removal, modification, or impairment,
the vehicle again fails the tailpipe emissions inspection after
the owner has performed all necessary repairs to restore the
vehicle to its proper condition, the owner may perform the repairs
necessary for the vehicle to pass the tailpipe emissions
inspection. The owner shall keep a detailed record of the costs
incurred in performing those repairs. After performing repairs on
the vehicle costing not more than the applicable waiver limit, the
owner shall have the vehicle reinspected by the contractor or a
licensee.

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If the vehicle passes the reinspection, the contractor or
licensee shall give the owner an inspection certificate for the
vehicle. If the vehicle fails the reinspection and the documented
cost of the repairs performed by the owner is less than the
applicable waiver limit, the owner shall have the cost of repairs

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necessary to pass the tailpipe emissions inspection estimated by a
repair facility. The estimate shall include, without limitation,
the cost of an engine tune-up that meets the standards established
by rules adopted under division (B)(3) of this section. If the
cost of the engine tune-up, together with the documented cost of
the repairs performed by the owner, does not exceed the applicable
waiver limit, the owner shall have the engine tune-up performed on
the vehicle as well as any other necessary repairs the cost of
which, together with that documented cost and the cost of the
engine tune-up, equals at least the applicable waiver limit.

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If the documented cost of repairs performed by the owner and
the estimated cost of an engine tune-up that meets the standards
established in rules adopted under division (B)(3) of this section
exceed the applicable waiver limit, the owner shall have
additional repairs performed on the vehicle by a repair facility
in order to enable it to pass another reinspection or until a
minimum expenditure equal to the applicable waiver limit is met,
whichever occurs first.

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If, after repairs costing at least the applicable waiver
limit have been performed on the vehicle under division (F)(1)(f)
of this section, the vehicle fails the tailpipe reinspection, but
the reinspection indicates an improvement in the tailpipe
emissions of the pollutant concerning which the vehicle initially
failed the inspection as specified in rules adopted under division
(B)(3) of this section and if, following the repairs, no emission
levels increase above the standard established by rules adopted
under that division for any pollutant concerning which the vehicle
did not initially fail, the contractor shall give the owner an
inspection certificate for the vehicle that includes a waiver
indicating that the vehicle did not pass the required inspection,
but that the owner performed or had performed on the vehicle
repairs costing at least the applicable waiver limit.

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(g) If a motor vehicle that is required to be inspected under this section is covered by a valid and unexpired emission performance warranty as provided under section 207(b) of the "Clean Air Act Amendments," the owner shall have any repairs necessary for the vehicle to pass that inspection performed on the vehicle under that warranty. Such a vehicle is not eligible for a waiver under division (F)(1)(d), (e), or (f) of this section.

(2) An owner or lessee of a motor vehicle required to be inspected under this section and applicable rules adopted under it shall present an inspection certificate issued for that vehicle by a contractor or a licensee under this section when registering the vehicle under Chapter 4503. of the Revised Code.

(3) The following motor vehicles are exempt from the inspection requirements of this section and applicable rules adopted under it:

(a) Vehicles over twenty-five years old, as determined by model year, on the date on which proof of an annual inspection otherwise would be required to be submitted with an application for registration of the vehicles under this section and Chapter 4503. of the Revised Code;

(b) Vehicles registered to military personnel assigned to military reservations outside this state, the district of registration of which is or is located in any county that is subject to this section;

(c) Passenger cars and noncommercial motor vehicles, as defined in section 4501.01 of the Revised Code, that weigh over ten thousand pounds gross vehicle weight;

(d) Commercial cars, as defined in section 4501.01 of the Revised Code, having a taxable gross vehicle weight of more than ten thousand pounds as provided in section 4503.042 of the Revised Code;

(e) Historical vehicles registered under section 4503.181 of the Revised Code;	776 777
(f) Licensed collector's vehicles as defined in section 4501.01 of the Revised Code;	778 779
(g) Parade and exhibition vehicles registered under section 4503.18 of the Revised Code;	780 781
(h) Motorcycles as defined in section 4511.01 of the Revised Code;	782 783
(i) Electrically powered and alternatively fueled vehicles, including at least those that are equipped to operate using primarily one hundred per cent propane, butane, hydrogen, alcohol, or natural gas as fuel;	784 785 786 787
(j) Recreational vehicles as defined in section 4501.01 of the Revised Code.	788 789
(4) A motor vehicle, the legal title to which has never been transferred by a manufacturer, distributor, or dealer to an ultimate purchaser as defined in section 4517.01 of the Revised Code, is exempt from the inspection requirements of this section and rules adopted under it for a period of one year commencing on the date when the first certificate of title to the vehicle was issued on behalf of the ultimate purchaser under Chapter 4503. of the Revised Code if the district of registration of the vehicle is or is located in a county that is subject to the basic motor vehicle inspection and maintenance program under this section and rules adopted under it or is exempt from those inspection requirements for a period of two years commencing on the date when the first certificate of title to the vehicle was issued on behalf of the ultimate purchaser under that chapter if the district of registration of the vehicle is or is located in a county that is subject to the enhanced program under this section and rules adopted under it.	790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806

(5) The director shall notify, by mail, the owners of all motor vehicles, the district of registration of which is or is located in any county that is subject to this section, of the applicable requirements established under this section.

(G) The owner of a fleet of twenty-five or more vehicles required to be inspected under this section, instead of having the owner's motor vehicles inspected by a contractor or reinspected by a contractor or a licensee, may conduct self-inspection of those vehicles in accordance with rules adopted by the director of environmental protection under this section. The rules shall establish, without limitation, requirements governing inspections and reinspections conducted by any such owner, any inspection stations owned and operated by any such owner for that purpose, and inspection equipment used for that purpose; an annual reporting requirement to assist the director in determining compliance with this division; and the method of and procedures for payment of a fee that shall not exceed three dollars for each vehicle that is included in the self-inspection program.

(H) The federal government, the state, any political subdivision, and any agency or instrumentality of those entities, in accordance with rules adopted by the director of environmental protection under this section, shall have inspected by a contractor or reinspected by a contractor or a licensee or shall self-inspect any motor vehicles that they own and operate in any county that is subject to this section. The director shall adopt rules under this section for the purposes of this division. The rules shall establish, without limitation, an annual reporting requirement to assist the director in determining compliance with this division. The director may issue a notice of violation to a governmental entity that the director finds has violated any specific prohibition or has failed to comply with any affirmative requirement of this section or any rule adopted under it. The

notice of violation shall set forth the specific violation or
failure to comply allegedly committed by the governmental entity
and shall be accompanied by an order requiring the governmental
entity to pay to the director the appropriate civil penalty
prescribed in this division. A governmental entity that receives a
notice of violation and order under this division for a violation
or failure to comply is liable for a civil penalty of two hundred
fifty dollars. The director may request the attorney general to
take appropriate action to effect compliance. Notwithstanding
division (A) of this section, as used in this division, "motor
vehicle" has the same meaning as in section 4511.01 of the Revised
Code.

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(I) There is hereby created in the state treasury the motor
vehicle inspection and maintenance fund, which shall consist of
moneys received by the director under this section and section
3704.17 of the Revised Code. The director shall use moneys in the
fund solely for administration, supervision, and enforcement of
the program established under this section and rules adopted under
it and public education concerning the program.

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(J) The director periodically shall review the information
submitted to the director by licensed reinspection stations
pursuant to rules adopted under division (C)(6) of this section,
information submitted to the director by any contractor under
division (D)(10) of this section, annual reports submitted by
motor vehicle fleet owners under division (G) of this section and
rules adopted under that division, and the list of motor vehicles
for which multi-year registrations are in effect provided to the
director under division (I)(2)(b) of section 4503.10 of the
Revised Code, as necessary to determine whether owners of motor
vehicles who have obtained multi-year registrations under section
4503.103 of the Revised Code or rules adopted under it have
complied with the requirement of division (F)(1)(a) of this

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section to have their vehicles inspected and obtain inspection 871
certificates for them annually or biennially, whichever is 872
applicable. If the director finds from that information that, in a 873
year intervening between the years of issuance and expiration of a 874
multi-year registration in which an owner is required to have a 875
vehicle inspected and obtain an inspection certificate for it 876
under that division, the owner has not done so within the 877
applicable three hundred sixty-five day period, the director 878
immediately shall send written notice of that fact to the 879
registrar of motor vehicles. Upon receipt of information submitted 880
pursuant to rules adopted under division (C)(6) of this section, 881
information submitted under division (D)(10) of this section, or 882
the annual report of a fleet owner submitted pursuant to rules 883
adopted under division (G) of this section indicating that an 884
owner who was the subject of an earlier notice to the registrar 885
under this division has had the vehicle named in the notice 886
inspected and has obtained an inspection certificate for it in 887
compliance with division (F)(1)(a) of this section, the director 888
immediately shall send written notice of that fact to the 889
registrar. 890

(K)(1)(a) If a redesignation request demonstrating compliance 891
with the national ambient air quality standard for carbon monoxide 892
or ozone in a county designated as nonattainment for carbon 893
monoxide or ozone and demonstrating that operation of a motor 894
vehicle inspection and maintenance program is not necessary for 895
attainment and maintenance of those standards in that county has 896
been submitted to and is pending before the United States 897
environmental protection agency under the "Clean Air Act 898
Amendments," and if no release and permit has been issued to the 899
environmental protection agency under division (D)~~(14)~~(15) of this 900
section and section 125.06 of the Revised Code, the director of 901
environmental protection may submit a written request to the 902

director of administrative services to indefinitely delay the 903
issuance of a request for proposals or the award of a contract 904
under division (D) of this section for the operation of a motor 905
vehicle inspection and maintenance program in that county or, if 906
such a request for proposals has been issued under that division, 907
to withdraw it. Upon receipt of such a written request from the 908
director of environmental protection, the director of 909
administrative services shall take the requested actions. 910

(b) If a release and permit has been issued to the 911
environmental protection agency under division (D)~~(14)~~(15) of this 912
section and section 125.06 of the Revised Code, the director of 913
environmental protection may indefinitely delay the issuance of a 914
request for proposals and award of a contract under division (D) 915
of this section for the operation of a motor vehicle inspection 916
and maintenance program or may withdraw any such request that has 917
been issued under that division in connection with a county for 918
which a redesignation request making the demonstrations described 919
in division (K)(1)(a) of this section has been submitted to and is 920
pending before the United States environmental protection agency 921
under the "Clean Air Act Amendments." 922

(c) If no release and permit has been issued to the 923
environmental protection agency under division (D)~~(14)~~(15) of this 924
section and section 125.06 of the Revised Code, the director of 925
environmental protection may submit a written request to the 926
director of administrative services to proceed with the issuance 927
of a request for proposals and the award of a contract for the 928
operation of a motor vehicle inspection and maintenance program 929
under division (D) of this section in a county for which a 930
redesignation request described in division (K)(1)(a) of this 931
section was submitted to the United States environmental 932
protection agency or, if such a release and permit has been issued 933
to the environmental protection agency, the director of 934

environmental protection may proceed with the issuance of such a request under either of the following circumstances:

(i) Upon disapproval of the redesignation request by the United States environmental protection agency;

(ii) Upon approval of the redesignation request by the United States environmental protection agency if the director of environmental protection determines that operation of a motor vehicle inspection and maintenance program in the county is necessary to protect and maintain compliance with the national ambient air quality standard for carbon monoxide or ozone in the county.

If no such release and permit has been issued to the environmental protection agency, the director of administrative services, upon receipt of a written request from the director of environmental protection under division (K)(1)(c) of this section, shall take the requested actions.

(2) If at any time air quality monitoring data in any county where a motor vehicle inspection and maintenance program is required under this section and rules adopted under it demonstrate that that county has attained and maintained compliance for three consecutive years with the national ambient air quality standard for carbon monoxide or ozone under the "Clean Air Act Amendments," the director, at the earliest possible date, shall prepare and submit to the administrator of the United States environmental protection agency a demonstration that such attainment has been so achieved and maintained in that county. If the administrator approves the director's submittal as demonstrating that compliance with the national ambient air quality standard for carbon monoxide or ozone under that act has been achieved and maintained in the county and if the director determines that continued operation of a motor vehicle inspection and maintenance program in the county is not necessary to protect and maintain compliance with the

national ambient air quality standard for carbon monoxide or 967
ozone, the director may rescind the rules adopted under division 968
(B) of this section requiring implementation and operation of the 969
program in that county. A rescission shall take effect in such a 970
county on the date of the expiration of the contract or renewal 971
thereof provided for in division (D) of this section that next 972
succeeds the administrator's approval of the demonstration in that 973
county. 974

(L) There is hereby created the motor vehicle inspection and 975
maintenance program legislative oversight committee, which shall 976
be comprised of six members. The speaker of the house of 977
representatives shall appoint three members of the house of 978
representatives to the committee, not more than two of whom shall 979
be from any one political party, and the president of the senate 980
shall appoint three members of the senate to the committee, not 981
more than two of whom shall be from any one political party. Each 982
member shall serve at the pleasure of the member's appointing 983
authority. During the first year of any legislative session, the 984
~~chairman~~ chairperson of the committee shall be a member from the 985
house of representatives and the ~~vice-chairman~~ vice-chairperson 986
shall be a member from the senate, as designated by their 987
appointing authorities. During the second year of any legislative 988
session, the ~~chairman~~ chairperson shall be a member from the 989
senate and the ~~vice-chairman~~ vice-chairperson shall be a member 990
from the house of representatives, as designated by their 991
appointing authorities. 992

The committee shall monitor the motor vehicle inspection and 993
maintenance program established under this section and, in doing 994
so, shall work in complete cooperation with the Ohio environmental 995
protection agency and the United States environmental protection 996
agency. The former agency shall provide to the committee any data, 997
reports, and other information and materials requested by the 998

committee.

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The director shall notify the committee whenever the program established under this section is required to be implemented in a county because of a change in that county's nonattainment classification under the "Clean Air Act Amendments" or if an enhanced program is required to be implemented in a county under section 3704.142 of the Revised Code.

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If at any time the program established under this section is terminated, the committee shall cease to exist on the date of termination.

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(M) Implementation of the motor vehicle inspection and maintenance program established under this section is an essential state function mandated by the "Clean Air Act Amendments." The director or the director's authorized representative may perform essential governmental duties that are necessary to implement the program properly within any county that is subject to this section, including at least the placement of directional traffic signs to assist citizens in finding inspection stations. The director or the director's authorized representative need not comply with any applicable ordinances or resolutions of any political subdivisions if that compliance would prevent the director or the director's authorized representative from performing any such essential governmental duties.

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Sec. 4501.026. Pursuant to section 113.40 of the Revised Code, the registrar of motor vehicles and each deputy registrar shall accept payment by means of a financial transaction device for motor vehicle registration taxes and fees, driver's license and commercial driver's license fees, and any other taxes, fees, penalties, or charges that are payable to the state through the bureau of motor vehicles. The registrar shall adopt rules as necessary for this purpose.

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Sec. 4503.102. (A) The registrar of motor vehicles shall 1030
adopt rules to establish a centralized system of motor vehicle 1031
registration renewal by mail or by electronic means. Any person 1032
owning a motor vehicle that was registered in the person's name 1033
during the preceding registration year shall renew the 1034
registration of the motor vehicle not more than ninety days prior 1035
to the expiration date of the registration either by mail or by 1036
electronic means through the centralized system of registration 1037
established under this section, or in person at any office of the 1038
registrar or at a deputy registrar's office. 1039

(B)(1) No less than forty-five days prior to the expiration 1040
date of any motor vehicle registration, the registrar shall mail a 1041
renewal notice to the person in whose name the motor vehicle is 1042
registered. The renewal notice shall clearly state that the 1043
registration of the motor vehicle may be renewed by mail or 1044
electronic means through the centralized system of registration or 1045
in person at any office of the registrar or at a deputy 1046
registrar's office and shall be preprinted with information 1047
including, but not limited to, the owner's name and residence 1048
address as shown in the records of the bureau of motor vehicles, a 1049
brief description of the motor vehicle to be registered, notice of 1050
the license taxes and fees due on the motor vehicle, the toll-free 1051
telephone number of the registrar as required under division 1052
(D)(1) of section 4503.031 of the Revised Code, and any additional 1053
information the registrar may require by rule. The renewal notice 1054
shall be sent by regular mail to the owner's last known address as 1055
shown in the records of the bureau of motor vehicles. 1056

(2) If the application for renewal of the registration of a 1057
motor vehicle is prohibited from being accepted by the registrar 1058
or a deputy registrar by division (D) of section 2935.27, division 1059
(A) of section 2937.221, division (A) of section 4503.13, division 1060
(B) of section 4507.168, or division (B)(1) of section 4521.10 of 1061

the Revised Code, the registrar is not required to send a renewal notice to the vehicle owner or vehicle lessee. 1062
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(C) The owner of the motor vehicle shall verify the information contained in the notice, sign it either manually or by electronic means, and return it, either by mail or electronic means, or the owner may take it in person to any office of the registrar or of a deputy registrar, together with a financial transaction device number, when permitted by rule of the registrar, check, or money order in the amount of the registration taxes and fees payable on the motor vehicle and a mail fee of two dollars and seventy-five cents commencing on July 1, 2001, three dollars and twenty-five cents commencing on January 1, 2003, and three dollars and fifty cents commencing on January 1, 2004, plus postage as indicated on the notice, if the registration is renewed by mail, and an inspection certificate for the motor vehicle as provided in section 3704.14 of the Revised Code. If the motor vehicle owner chooses to renew the motor vehicle registration by electronic means, the owner shall proceed in accordance with the rules the registrar adopts. 1064
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(D) If all registration and transfer fees for the motor vehicle for the preceding year or the preceding period of the current registration year have not been paid, if division (D) of section 2935.27, division (A) of section 2937.221, division (A) of section 4503.13, division (B) of section 4507.168, or division (B)(1) of section 4521.10 of the Revised Code prohibits acceptance of the renewal notice, or if the owner or lessee does not have an inspection certificate for the motor vehicle as provided in section 3704.14 of the Revised Code, if that section is applicable, the license shall be refused, and the registrar or deputy registrar shall so notify the owner. This section does not require the payment of license or registration taxes on a motor vehicle for any preceding year, or for any preceding period of a 1081
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year, if the motor vehicle was not taxable for that preceding year 1094
or period under section 4503.02, 4503.04, 4503.11, 4503.12, or 1095
4503.16 or Chapter 4504. of the Revised Code. 1096

(E)(1) Failure to receive a renewal notice does not relieve a 1097
motor vehicle owner from the responsibility to renew the 1098
registration for the motor vehicle. Any person who has a motor 1099
vehicle registered in this state and who does not receive a 1100
renewal notice as provided in division (B) of this section prior 1101
to the expiration date of the registration shall request an 1102
application for registration from the registrar or a deputy 1103
registrar and sign the application manually or by electronic means 1104
and submit the application and pay any applicable license taxes 1105
and fees to the registrar or deputy registrar. 1106

(2) If the owner of a motor vehicle submits an application 1107
for registration and the registrar is prohibited by division (D) 1108
of section 2935.27, division (A) of section 2937.221, division (A) 1109
of section 4503.13, division (B) of section 4507.168, or division 1110
(B)(1) of section 4521.10 of the Revised Code from accepting the 1111
application, the registrar shall return the application and the 1112
payment to the owner. If the owner of a motor vehicle submits a 1113
registration renewal application to the registrar by electronic 1114
means and the registrar is prohibited from accepting the 1115
application as provided in this division, the registrar shall 1116
notify the owner of this fact and deny the application and return 1117
the payment or give a credit on the financial transaction device 1118
account of the owner in the manner the registrar prescribes by 1119
rule adopted pursuant to division (A) of this section. 1120

(F) Every deputy registrar shall post in a prominent place at 1121
the deputy's office a notice informing the public of the mail 1122
registration system required by this section and also shall post a 1123
notice that every owner of a motor vehicle and every chauffeur 1124
holding a certificate of registration is required to notify the 1125

registrar in writing of any change of residence within ten days 1126
after the change occurs. The notice shall be in such form as the 1127
registrar prescribes by rule. 1128

(G) The two dollars and seventy-five cents fee collected from 1129
July 1, 2001, through December 31, 2002, the three dollars and 1130
twenty-five cents fee collected from January 1, 2003, through 1131
December 31, 2003, and the three dollars and fifty cents fee 1132
collected after January 1, 2004, plus postage and any financial 1133
transaction device surcharge collected by the registrar for 1134
registration by mail, shall be paid to the credit of the state 1135
bureau of motor vehicles fund established by section 4501.25 of 1136
the Revised Code. 1137

~~(H) Pursuant to section 113.40 of the Revised Code, the 1138
registrar may implement a program permitting payment of motor 1139
vehicle registration taxes and fees, driver's license and 1140
commercial driver's license fees, and any other taxes, fees, 1141
penalties, or charges imposed or levied by the state by means of a 1142
financial transaction device. The registrar may adopt rules as 1143
necessary for this purpose. 1144~~

(I) For persons who reside in counties where tailpipe 1145
emissions inspections are required under the motor vehicle 1146
inspection and maintenance program, the notice required by 1147
division (B) of this section shall also include the toll-free 1148
telephone number maintained by the Ohio environmental protection 1149
agency to provide information concerning the locations of 1150
emissions testing centers. 1151

Sec. 4503.103. (A)(1)(a) The registrar of motor vehicles may 1152
adopt rules to permit any person or lessee, other than a person 1153
receiving an apportioned license plate under the international 1154
registration plan, who owns or leases ten or more motor vehicles 1155
used principally in connection with any established business to 1156

file a written application for registration for no more than five 1157
succeeding registration years. The rules adopted by the registrar 1158
may designate the classes of motor vehicles that are eligible for 1159
such registration. At the time of application, all annual taxes 1160
and fees shall be paid for each year for which the person is 1161
registering. ~~No person applying for a multi-year registration is~~ 1162
~~entitled to a refund of any taxes or fees paid.~~ 1163

(b) The registrar may shall adopt rules to permit any person, 1164
other than a person receiving an apportioned license plate under 1165
the international registration plan, who owns a motor vehicle to 1166
file an application for registration for the next two succeeding 1167
registration years. At the time of application, the person shall 1168
pay the annual taxes and fees for each registration year, 1169
calculated in accordance with division (C) of section 4503.11 of 1170
the Revised Code. A person who is registering a vehicle under 1171
division (A)(1)(b) of this section shall pay a deputy registrar 1172
service fee as described in division (D) of section 4503.10 of the 1173
Revised Code or a bureau of motor vehicles service fee as 1174
described in division (G) of that section, as applicable, for each 1175
year of registration. 1176

(2) No person applying for a multi-year registration under 1177
this division is entitled to a refund of any taxes or fees paid. 1178

(3) The registrar shall not issue to any applicant who has 1179
been issued a final, nonappealable order under division (B) of 1180
this section a multi-year registration or renewal thereof under 1181
this division or rules adopted under it for any motor vehicle that 1182
is required to be inspected under section 3704.14 of the Revised 1183
Code the district of registration of which, as determined under 1184
section 4503.10 of the Revised Code, is or is located in the 1185
county named in the order. 1186

(B) Upon receipt from the director of environmental 1187
protection of a notice issued under division (J) of section 1188

3704.14 of the Revised Code indicating that an owner of a motor
vehicle that is required to be inspected under that section who
obtained a multi-year registration for the vehicle under division
(A) of this section or rules adopted under that division has not
obtained an inspection certificate for the vehicle in accordance
with that section in a year intervening between the years of
issuance and expiration of the multi-year registration in which
the owner is required to have the vehicle inspected and obtain an
inspection certificate for it under division (F)(1)(a) of that
section, the registrar in accordance with Chapter 119. of the
Revised Code shall issue an order to the owner impounding the
certificate of registration and identification license plates for
the vehicle. The order also shall prohibit the owner from
obtaining or renewing a multi-year registration for any vehicle
that is required to be inspected under that section, the district
of registration of which is or is located in the same county as
the county named in the order during the number of years after
expiration of the current multi-year registration that equals the
number of years for which the current multi-year registration was
issued.

An order issued under this division shall require the owner
to surrender to the registrar the certificate of registration and
license plates for the vehicle named in the order within five days
after its issuance. If the owner fails to do so within that time,
the registrar shall certify that fact to the county sheriff or
local police officials who shall recover the certificate of
registration and license plates for the vehicle.

(C) Upon the occurrence of either of the following
circumstances, the registrar in accordance with Chapter 119. of
the Revised Code shall issue to the owner a modified order
rescinding the provisions of the order issued under division (B)
of this section impounding the certificate of registration and

license plates for the vehicle named in that original order: 1221

(1) Receipt from the director of environmental protection of 1222
a subsequent notice under division (J) of section 3704.14 of the 1223
Revised Code that the owner has obtained the inspection 1224
certificate for the vehicle as required under division (F)(1)(a) 1225
of that section; 1226

(2) Presentation to the registrar by the owner of the 1227
required inspection certificate for the vehicle. 1228

(D) The owner of a motor vehicle for which the certificate of 1229
registration and license plates have been impounded pursuant to an 1230
order issued under division (B) of this section, upon issuance of 1231
a modified order under division (C) of this section, may apply to 1232
the registrar for their return. A fee of two dollars and fifty 1233
cents shall be charged for the return of the certificate of 1234
registration and license plates for each vehicle named in the 1235
application. 1236

Sec. 4503.11. (A) Except as provided by sections 4503.103, 1237
4503.173, 4503.41, 4503.43, and 4503.46 of the Revised Code, no 1238
person who is the owner or chauffeur of a motor vehicle operated 1239
or driven upon the public roads or highways shall fail to file 1240
annually the application for registration or to pay the tax 1241
therefor. 1242

(B) Except as provided by sections 4503.12 and 4503.16 of the 1243
Revised Code, the taxes payable on all applications made under 1244
sections 4503.10 and 4503.102 of the Revised Code shall be the sum 1245
of the tax due under division (B)(1)(a) or (b) of this section 1246
plus the tax due under division (B)(2)(a) or (b) of this section: 1247

(1)(a) If the application is made before the second month of 1248
the current registration period to which the motor vehicle is 1249
assigned as provided in section 4503.101 of the Revised Code, the 1250

tax due is the full amount of the tax provided in section 4503.04 1251
of the Revised Code; 1252

(b) If the application is made during or after the second 1253
month of the current registration period to which the motor 1254
vehicle is assigned as provided in section 4503.101 of the Revised 1255
Code, and prior to the beginning of the next such registration 1256
period, the amount of the tax provided in section 4503.04 of the 1257
Revised Code shall be reduced by one-twelfth of the amount of such 1258
tax, rounded upward to the nearest cent, multiplied by the number 1259
of full months that have elapsed in the current registration 1260
period. The resulting amount shall be rounded upward to the next 1261
highest dollar and shall be the amount of tax due. 1262

(2)(a) If the application is made before the sixth month of 1263
the current registration period to which the motor vehicle is 1264
assigned as provided in section 4503.101 of the Revised Code, the 1265
amount of tax due is the full amount of local motor vehicle 1266
license taxes levied under Chapter 4504. of the Revised Code; 1267

(b) If the application is made during or after the sixth 1268
month of the current registration period to which the motor 1269
vehicle is assigned as provided in section 4503.101 of the Revised 1270
Code and prior to the beginning of the next such registration 1271
period, the amount of tax due is one-half of the amount of local 1272
motor vehicle license taxes levied under Chapter 4504. of the 1273
Revised Code. 1274

(C) The taxes payable on all applications made under division 1275
(A)(1)(b) of section 4503.103 of the Revised Code shall be the sum 1276
of the tax due under division (B)(1)(a) or (b) of this section 1277
plus the tax due under division (B)(2)(a) or (b) of this section 1278
for the first year plus the full amount of the tax provided in 1279
section 4503.04 of the Revised Code and the full amount of local 1280
motor vehicle license taxes levied under Chapter 4504. of the 1281
Revised Code for the second year. 1282

Section 2. That existing sections 3704.14, 4503.102, 1283
4503.103, and 4503.11 of the Revised Code are hereby repealed. 1284