

**Public Notice – Request for Comment
of Ohio Administrative Code (OAC) Rules
OAC Chapter 3745-26, “Motor Vehicle Inspection and
Maintenance (I/M) Program”**

Notice is hereby given that in accordance with Ohio Revised Code (ORC) 106.03 and 106.031 (5-year rule review), the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has reviewed the rules contained in Ohio Administrative Code (OAC) Chapter 3745-26.

The Ohio EPA Division of Air Pollution Control (DAPC) has completed draft rule language in OAC rules 3745-26-01 and 3745-26-12 to permanently exempt four (4) types of vehicles from the automotive inspection and maintenance (I/M) Program (vehicle emissions testing). These vehicles are referred to as unconventional vehicles and are utility vehicles, low-speed vehicles, under-speed vehicles and mini-trucks. Per Ohio Revised Code (ORC) 4511.214 and 215, these vehicles can only be registered at the discretion of the local authority by ordinance or resolution. In addition, those vehicles must meet the definition and the criteria in those statutes, such as, operating on roadways that have an established speed limit of 35 miles per hour or less and complete an inspection by law enforcement that complies with the inspection requirement, established by the department of public safety.

As part of the rule-making process, DAPC is required by Section 121.39 of the Ohio Revised Code to consult with organizations that represent political subdivisions, environmental interests, business interests, and others affected by the rules. The DAPC is offering your organization the opportunity to comment on this rule before the division formally proposes them.

These rules and supporting documentation including a draft of the Business Impact Analysis (BIA) document are available electronically for review at: <http://epa.ohio.gov/dapc/regs/regs.aspx>. See the information under the “Interested Party Review” tab for OAC Chapter 3745-26. We request that you provide us with any comments you may have to the amended rule language or draft BIA document by **Thursday, February 9, 2017**.

Please submit your comments or suggestions to the following addresses. Persons submitting comments electronically are encouraged to follow-up with a hard copy via regular mail:

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Thank you,

Robert Hodanbosi, Chief
Division of Air Pollution Control
Ohio Environmental Protection Agency