



Ohio Administrative Code

Rule 3745-26-15 Waiver repair facility certification procedures, requirements, and obligations.

Effective: February 12, 2015

(A) For the purposes of compliance with the waiver related repairs in paragraph (E) of rule 3745-26-12 of the Administrative Code, the director may issue a waiver repair facility certification or renewal thereof, to an applicant who meets the following:

- (1) Submission of a completed application on a form prescribed by the director.
- (2) Demonstration, during any on-site inspection by a designee of the director, of compliance with this chapter.

(B) For applicants who meet or continue to meet the criteria for certifying as a waiver repair facility, the director shall issue an initial or a renewal certification to the facility for a period not to exceed three years. Any renewal application not received within ten days after the last day of the renewal date shall be considered evidence that the facility does not intend to renew their application for a certificate. For any voluntary relinquishment or abandonment of certificate, or cessation of operation of the facility, it is the responsibility of the applicant to notify the director, at least seven days in advance, of the exact date the facility will cease conducting waiver repairs as a certified facility. The director shall reclaim all state-owned or state-provided property.

(C) The certificate shall be valid only for the following:

- (1) The owner in whose name the certificate is issued.
- (2) The transaction of business for the purpose of this chapter.
- (3) The location designated on the certificate. The applicant shall provide proof that the required emissions equipment as detailed in paragraph (G) of this rule, has been or will be purchased or leased and ready for operation within one week of purchase or lease.



(D) The director may include terms and conditions as part of any certificate issued, to ensure compliance with this chapter.

(E) Each waiver repair facility shall have a minimum of one certified waiver repair technician, as certified in accordance with rule 3745-26-16 of the Administrative Code. The applicant shall notify the director within seven calendar days, in writing, when the last employee, who is a certified waiver repair technician, resigns, is dismissed, or otherwise leaves employment at the facility. If a certified waiver repair technician resigns, is dismissed, or otherwise leaves employment at the facility resulting in no certified technicians currently at the facility, the facility will no longer be qualified to be on the list as a certified repair facility.

(F) The director may revoke any waiver repair facility certificate for a facility failing to maintain and meet the terms and conditions established in this rule.

(G) Certified waiver repair facilities shall lose their certification if any of the following items are missing or are not in full operating condition:

- (1) Current reference materials.
- (2) DVOM or digital multi-meter.
- (3) Vacuum gauge.
- (4) Fuel pressure test kit.
- (5) Carbon cleaner system.
- (6) Three, four, or five gas analyzer.
- (7) Scan tool.
- (8) Ignition scope with DIS capabilities.



(H) The following items are required beginning January 1, 1998 when U.S. EPA's phase-in specifications are upgraded:

- (1) Lab scope.
- (2) Purge flow tester.
- (3) Scan tool with OBD II capabilities.

(I) If the director deems it necessary and upon reasonable written notice, additions or deletions of waiver repair facility equipment may be required.

(J) The owner or operator of each certified waiver repair facility shall display the official sign issued by the director. The official certified waiver repair facility sign shall be displayed in full view of the public and shall not be altered in any way.

The sign shall remain the property of the Ohio EPA and, upon discontinuance as a certified waiver repair facility, shall be surrendered by the applicant to an authorized representative of the Ohio EPA when so ordered by the director.

(K) Each certified waiver repair facility shall contact the director at least thirty days prior to a change of ownership, business name, or location. Upon notice of a change of a facility owner or location, the director shall issue a certificate under the subsequent facility name, owner, or location, provided the facility meets or continues to meet the minimum criteria as a certified waiver repair facility.

(L) In the event of any changes, the subsequent owner or the current owner of a subsequent facility location shall submit a new certification application to the director.