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*Final Analysis*  
*Legislative Service Commission*

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125th General Assembly  
(As Passed by the General Assembly)

**Sens. Wachtmann, Jacobson, Prentiss**

**Reps. Distel, McGregor, Schaffer, Barrett, Brown, Cates, Chandler, D. Evans, Flowers, Harwood, Martin, Niehaus, Otterman, Raga**

**Effective date: August 6, 2004; certain provisions effective August 6, 2005**

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**ACT SUMMARY**

- Creates the Ohio Manufactured Homes Commission to regulate the installation of manufactured housing.
- Requires the Commission to adopt rules establishing the standards that govern the installation of manufactured housing.
- Establishes requirements to issue a manufactured housing installer license and requires the Commission to adopt rules governing the procedures to issue a license and to issue licenses accordingly.
- Establishes other duties and powers of the Commission.
- Permits the Commission to discipline manufactured housing installers and deny licenses to installers for specific reasons.
- Permits the Commission to certify local departments to accept and approve plans and inspect installations of manufactured housing.
- Requires the Auditor of State to make a notation on the audit report of any county treasurer's office that invested at least 10% in specified types of local institutions during the previous fiscal year.

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## CONTENT AND OPERATION

### Background

Federal law requires that if a state wants to regulate the installation of manufactured housing and the installers of manufactured housing, the state must have an installation regulation program in place by December 27, 2005.<sup>1</sup> If a state does not have a program in place, the state must comply with the program the United States Secretary of Housing and Urban Development implements (42 U.S.C.S. 5404(c)(2)(B)). The standards a state establishes must be at least as stringent as the standards the Secretary establishes. Ohio currently does not have a program to license manufactured housing installers.

A manufactured home, as defined in continuing law, is a building unit or assembly of closed construction fabricated and constructed in conformity with federal standards, having a permanent tag indicating conformity with federal laws. A mobile home, under continuing law, is a building unit of closed construction,

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<sup>1</sup> *This requirement is set forth through the Manufactured Housing Construction and Safety Standards Act (42 U.S.C.S. 5404(c)(3)), as amended by the Manufactured Housing Improvement Act of 2000.*



fabricated in an off-site facility, greater than 35 feet in length or, when erected on-site, is at least 320 square feet. Both a mobile home and manufactured home are built on a permanent chassis, on which it is transportable, and neither is manufactured as an "industrialized unit." By definition, mobile homes were built prior to 1976 when the federal requirements went into effect, and manufactured homes have been constructed in 1976 and later. The term "manufactured housing" refers to both mobile and manufactured homes.

Industrial units, which also are known as modular homes, are not regulated under the act. An industrial unit, as defined in continuing law, is a building unit or assembly of closed construction fabricated in an off-site facility that is substantially self-sufficient as a unit or as part of a greater structure. Whereas manufactured and mobile homes are constructed on their own chassis for transportation, and industrial unit requires transportation, such as on a flatbed truck, to the site of intended use. (Sec. 3781.06(C)(3).)

Under the act "installation" means any of the following: (1) the temporary or permanent construction of stabilization, support, and anchoring systems for manufactured housing, (2) the placement and erection of a manufactured housing unit or components of a unit on a structural support system, (3) the supporting, blocking, leveling, securing, anchoring, underpinning, or adjusting of any section or component of a manufactured housing unit, (4) the joining or connecting of all sections or components of a manufactured housing unit. A person who conducts these functions is a manufactured housing installer.

### **The Ohio Manufactured Homes Commission**

#### **Duties**

The act creates the Ohio Manufactured Homes Commission and vests it with the exclusive authority to regulate manufactured housing installers, the installation of manufactured housing, and manufactured housing foundations and support systems. As provided in the act, however, the Department of Health inspects the installation of manufactured housing in manufactured home parks and must determine compliance with the installation, blocking, tiedown, foundation, and base support system standards for manufactured housing located in manufactured home parks (secs. 3733.02(A)(3) and 4781.04(A)(2) and (3)). The act sets forth that municipal corporations and other political subdivisions are preempted from regulating and licensing installers and regulating and inspecting the installation of manufactured housing and manufactured housing foundations and support systems except, as provided in the act, for inspections of installations of manufactured housing in manufactured home parks (sec. 4781.04(A)(2) and (3)). The Commission has exclusive power to adopt rules of uniform application throughout the state to govern the installation of manufactured housing, the

inspection of manufactured housing foundations and support systems, the training and licensing of manufactured housing installers, and the investigation of complaints concerning manufactured housing installers. No political subdivision of the state or any department or agency of the state may establish any other standards. The act provides that nothing in the act limits the authority of the Attorney General to enforce the Consumer Sales Practices Law (R.C. Chapter 1345.) or to take any action permitted by the Revised Code against manufactured housing installers, retailers, or manufacturers. (Sec. 4781.14.) Additionally, the act provides that remedies provided under the act are in addition to remedies otherwise available for the same conduct under state or local law (sec. 4781.15).

### **Composition**

The Commission is comprised of nine members, six of whom are chosen from a list of recommendations by the Ohio Manufactured Homes Association, or any successor entity. With specified exceptions, members must be residents of Ohio. Members serve four-year terms that end on December 31, with the exception of the initial appointees, who have designated terms under the act. The act limits Commission members to two consecutive four-year terms. It also includes standard provisions for the filling of vacancies and specifies that a vacancy does not impair the authority of the remaining members to exercise all the Commission's powers.

Under the act, the Governor, the President of the Senate, and the Speaker of the House of Representatives must appoint three members each. The Governor appoints the following members: (1) one member to represent the Board of Building Standards who is either an actual Board member or a non-classified Board employee, (2) one member to represent the Department of Health who may be a non-classified Department employee, and (3) one member whose primary residence is a manufactured home.

The President of the Senate appoints the following members: (1) two manufactured housing installers who have been actively engaged in the installation of manufactured housing for the five years immediately prior to appointment, (2) one member, who is not required to be a resident of Ohio, who manufactures manufactured homes in Ohio, or if outside Ohio, has the homes shipped into Ohio.

The Speaker of the House appoints the following members: (1) one member who operates a manufactured or mobile home retail business in Ohio to represent the interests of these types of retailers, (2) another member who is a manufactured home park operator or an employee of an operator, and (3) one member to represent the Ohio Manufactured Homes Association, or any successor entity who may be the President or Executive Director of the Association or the successor entity. The act gives the Governor power to remove Commission

members for incompetence, neglect of duty, misfeasance, nonfeasance, malfeasance, or unprofessional conduct in office. (Sec. 4781.02.)

### **Administration**

The act requires the members of the Commission annually to elect a chairperson and vice-chairperson to preside at Commission meetings. The chairperson presides over meetings, with the vice-chairperson doing so when the chairperson is not present. Under the act, the Commission is required to meet at least three times a year either upon the call of the chairperson or when a majority of the Commission members submit a request. The chairperson determines the time and place of the meeting, and five votes are necessary for the Commission to take action. If neither the chairperson nor the vice-chairperson attends a meeting and at least five members are present, those present must elect a presiding officer to run the meeting. The act prohibits Commission members from participating in any vote regarding a contract or license the Commission awards if the member has a direct pecuniary or fiduciary interest in that contract or license.

Under the act, members do not receive compensation for serving on the Commission but may be reimbursed for actual, necessary expenses incurred while serving on the Commission, including travel expenses. The Commission may employ administrative staff in the non-classified civil service. The staff serve at the Commission's pleasure and perform the duties and functions the Commission authorizes.

Serving as a member of the Commission does not constitute holding a public office or position of employment. Service on the Commission is not grounds for removing a Commission member from a public office or position of employment. (Sec. 4781.03.)

Under the act, the Commission must deposit all receipts, from any source, in the state treasury to the credit of the Occupational Licensing and Regulatory Fund (secs. 4781.13 and 4743.05).

### **Executive Director**

Part of the Commission's administrative staff authorized by the act includes the position of Executive Director. The Executive Director, with the Commission's approval, may obtain and manage an office space, supplies, and staff necessary to effectively perform the Executive Director's and Commission's duties. The Executive Director reviews license applications and issues licenses according to Commission rules. If the Commission has not contracted to have another entity run the dispute resolution program it develops, then the Executive Director must administer that program. Also, if the Commission develops a

continuing education program, the Executive Director administers that program as well. The Executive Director collects any fees that the Commission establishes and must employ installation inspectors and investigators who serve at the Executive Director's pleasure, except as provided in the act regarding the inspection of manufactured housing in manufactured home parks, which is performed by the Department of Health or a licensor.<sup>2</sup> The Executive Director serves as the secretary of the Commission and maintains a written record of the Commission's meetings and proceedings. Additionally, the Executive Director must notify manufactured home installers when a change has been made to the laws governing them. The Executive Director serves as determined by the Commission and performs the duties the Commission requests or delegates for the administration and enforcement of the act. (Secs. 4781.05 and 4781.06(A).)

### **Rule adoption**

Under the act, the Commission must adopt rules, pursuant to the Administrative Procedure Act. The Commission must establish uniform standards by rule that govern the installation of manufactured housing. The standards must be consistent with, and not less stringent than, the model standards the Secretary of the United States Department of Housing and Urban Development adopts, or manufacturers' standards that the Secretary determines are equal to or not less stringent than the model standards. Prior law required the Public Health Council to adopt rules regarding "blocking" and "tiedowns" of manufactured and mobile homes in manufactured home parks, but under the act, the Commission must adopt those standards. (Secs. 4781.04(A)(1) and 3733.02(A)(1).)

Also, under former law, permanent foundation could be approved locally. However, under the act, permanent foundation means permanent masonry, concrete, or a footing or foundation approved by the Commission, to which a manufactured or mobile home may be affixed (sec. 3781.06).

The Commission also must adopt rules to do all of the following:

(1) Govern the inspection of the installation of manufactured housing, which must specify that the Department of Health, or a licensor, as determined by the Director of Health, must conduct all inspections of manufactured housing in manufactured home parks to determine compliance with the uniform installation

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<sup>2</sup> "Licensor," as used in continuing law, means either the board of health of a city or a general health district, or the authority having the duties of the board of health of a city as provided in sec. 3709.05, or the Director of Health, when required under the Revised Code, and also means an authorized representative of any of those entities or the Director (sec. 3733.01(I)).

standards the Commission establishes. The rules must specify that all installation inspections the Department of Health or licensor conducts must be conducted by a person who has completed an installation training course approved by the Commission.

(2) Govern the design, construction, installation, approval, and inspection of foundations and the base support systems for manufactured and mobile homes, which must specify that the Department of Health or a licensor, as determined by the Director of Health, must conduct all inspections of the installation, foundations, and base support systems of manufactured housing located in manufactured home parks to determine compliance with the uniform standards the Commission establishes. The rules must specify that all foundation and base support system inspections in a manufactured home park the Department of Health or a licensor conducts must be conducted by a person who has completed an installation training course approved by the Commission.

(3) Govern the training, experience, and education requirements for manufactured housing installers;

(4) Establish a code of ethics for manufactured housing installers;

(5) Govern the issuance, revocation, and suspension of licenses to manufactured housing installers;

(6) Establish fees for the issuance and renewal of licenses, for conducting inspections to determine an applicant's compliance with this act and the rules the Commission adopts pursuant to it, and for the Commission's expenses incurred in carrying out the requirements of the act;

(7) Establish conditions under which a licensee may enter into contracts to fulfill the licensee's responsibilities;

(8) Govern the investigation of complaints concerning violations of the act and the administrative rules created pursuant to it or complaints involving the conduct of any licensed manufactured housing installer or person installing manufactured housing without a license;

(9) Establish a dispute resolution program for the timely resolution of warranty issues involving new manufactured homes, disputes regarding responsibility for the correction or repair of defects in manufactured housing, and the installation of manufactured housing. The rules must provide for the timely resolution of disputes between manufacturers, retailers, and installers regarding the correction or repair of defects in manufactured housing that are reported by the purchaser of the home during the one year period beginning on the date of



installation of the home. The rules also must provide that decisions made regarding the dispute under the program are not binding upon the purchaser of the home or the other parties involved unless the purchaser so agrees in a written acknowledgement that the purchaser signs and delivers to the program within ten business days after the decision is issued. The Executive Director of the Commission administers the program.

(10) Establish the requirements, procedures, and the fees to be charged for the certification of building departments and building department personnel and renewal of the certification (see "*Certification of building departments*" below);

(11) Carry out any other provision of the act. (Sec. 4781.04(A).)

### *Functions of the Commission*

The Commission must provide for the licensing of manufactured housing installers. The Commission must prepare and administer a licensure examination to determine an applicant's knowledge of manufactured housing installation and other aspects of installation the Commission determines are appropriate. To do this, the Commission must select, provide, or procure appropriate examination questions and answers for the licensure examination and establish the criteria for successful completion of the examination. The Commission must prepare, distribute, and receive any application form that is required for licensure, including applications for the renewal of a license. The Commission must establish procedures for processing, approving, and disapproving applications for licensure and must issue licenses to qualified applicants. (Sec. 4781.04(B)(1) through (6).)

The act also requires the Commission to review the design of and plans for manufactured housing installations, foundations, and support systems and to inspect a sample of homes at a percentage the Commission determines to evaluate the construction and installation of manufactured housing installations, foundations, and support systems to determine compliance with the adopted standards. (Sec. 4781.04(B)(7) and (8).) The act also requires the Commission approve an installation training course that may be offered by the Ohio Manufactured Homes Association or other entity (sec. 4781.04(B)(12)).

The act requires the Commission to investigate complaints concerning violations of the act and rules adopted under it, or the conduct of any installer. The act gives the Commission power to conduct audits and inquiries of installers as appropriate for the enforcement of the rules it adopts. The Commission, or any person the Commission employs for the purpose of conducting audits and inquiries, may review and audit the business records of any installer during normal business hours. The Commission is authorized by the act to determine the

appropriate disciplinary actions to take for violations of the provisions set forth in the act and rules adopted by the Commission. (Sec. 4781.04(B)(9) through (11).)

Finally, the Commission has the authority to perform any function or duty necessary to administer the act's provisions and the rules the Commission adopts (sec. 4781.04(B)(13)).

### **Contractual and delegation powers**

Under the act, the Commission must establish a dispute resolution program. However, the act allows the Commission to contract with the Ohio Manufactured Homes Association or another entity to administer the program, with the contract specifying the program's terms. The act also provides that the Commission may contract with any private third party, municipal corporation, township, county, state agency, or the Ohio Manufactured Homes Association, or any successor entity, to perform any of the Commission's functions mentioned above under "**Functions of the Commission**" that the Commission has not delegated to the Executive Director (see "**Executive Director**" above). Each contract must specify the compensation to be paid to the private third party, municipal corporation, township, county, state agency, or the Ohio Manufactured Homes Association or successor entity, for the performance of the Commission's functions. (Sec. 4781.06.)

### **Installer licenses**

Under the act, beginning one year after the act's effective date, only a person who is licensed as a manufactured housing installer can install manufactured housing. (Sec. 4781.11(A)(1) and Section 3.) A license must bear the licensee's name and post office address, the issue date, a serial number the Commission designates, and the signature of the Commission chairperson or a person the Commission designates pursuant to rules (sec. 4781.08(D)). No manufactured housing installer's license may be transferred to another person (sec. 4781.08(F)).

### **Licensure requirements**

An installer's license must be issued by the Commission to any applicant who is at least 18 years of age and meets all of the following requirements:

- (1) Submits an application to the Commission on a form the Commission prescribes and pays the fee the Commission requires;
- (2) Completes all training requirements the Commission prescribes;
- (3) Meets the experience requirements the Commission prescribes by rule;



(4) Has at least one year of experience installing manufactured housing under the supervision of a licensed installer if applying for licensure after January 1, 2006;

(5) Has completed an installation training course the Commission approves, which may be offered by the Ohio Manufactured Homes Association or other entity;

(6) Receives a passing score on the licensure examination the Commission administers;

(7) Provides information the Commission requires to demonstrate compliance with this act and Commission rules;

(8) Provides the Commission with three references from persons who are retailers, manufacturers, or manufactured home park operators familiar with the person's installation work experience and competency. At least two of the three references provided after January 1, 2006, must be from persons who are licensed installers;

(9) Has liability insurance or a surety bond that is issued by an insurance or surety company authorized to transact business in Ohio, in the amount the Commission specifies, and containing the terms and conditions the Commission requires;

(10) Is in compliance with the Workers' Compensation Law (sec. 4781.08(A)).

The act provides that any person who is licensed, certified, or otherwise approved under the laws of another state to perform functions substantially similar to those of a manufactured housing installer may apply to the Commission for a license on a Commission form. The Commission must issue a license if the standards in the state in which the applicant is licensed, certified, or approved are substantially similar to or exceed the requirements set forth by the act and the Commission's rules. The Commission can require the applicant to pass the Commission's licensure examination. (Sec. 4781.08(C).)

Under the act, a license expires two years after it is issued. To renew a license, a licensee must meet the same requirements discussed above to initially receive the license. Also, a licensee must show that he or she has complied with the requirements of the act and the Commission's rules, including meeting any continuing education requirements the Commission might establish. (Sec. 4781.08(E).)

### *Continuing education requirements*

The act permits the Commission to establish programs and requirements for continuing education for licensed installers if the Commission chooses to do so. The Commission cannot, however, require licensees to complete more than eight credit hours of continuing education during each two-year license period. The continuing education must be completed prior to the expiration of the installer's license unless an extension is granted. (Sec. 4781.10(A).) The Commission cannot renew the license of any person who fails to satisfy any continuing education requirement that the Commission establishes. The act allows the Commission to grant an extension in order to comply with the continuing education requirements if the person shows the extension is for good cause. Any installer who is granted an extension and completes the requirements within the time the Commission establishes is deemed in compliance with the requirements. The installer's license remains in effect during the period of the extension. (Sec. 4781.10(D).)

Under the act, if the Commission establishes a program of continuing education, it must require that only courses that the Commission pre-approves be accepted for licensure credit (sec. 4781.10(A)). If the Commission creates the requirements, the act allows the Commission to adopt rules that are consistent with the act to carry out the program. These rules may govern the content and subject matter of the courses. Since the Commission must approve the courses taught, it may establish the criteria, standards, and procedures to approve the courses, including the course sponsors and instructors. The act allows the Commission to make rules governing the methods of instruction of the courses as well. The Commission's rules also govern the computation of course credit. The Commission may also make rules that govern the ability to carry forward course credit from one year to another. Since under the act the Commission may grant extensions for good cause, it may make rules to govern conditions in which it may grant a waiver or change in the requirements for hardship or other reasons to be determined by the Commission. Finally, the Commission may adopt rules that govern the procedures to comply with the continuing education requirements and that establish sanctions for noncompliance. (Sec. 4781.10(C).)

The act allows the Commission to establish nonrefundable fees in order to provide the resources to administer continuing education programs it might establish. The fees may come from several sources. First, the Commission may charge an application fee to the sponsor of each proposed course. That fee may not be more than \$150. The Commission also can charge the sponsor of each course an annual renewal fee of up to \$75 for course approval. Third, the Commission may charge each sponsor a course fee. The course fee is charged for each person completing the course, at a maximum of \$5 per person who completes

the approved course. Finally, the Commission can charge a student fee to each licensee for each course or activity the licensee submits to the Commission for approval. The student fee cannot exceed \$50 per course or activity. The Commission may charge any or all of these fees to fund the continuing education program if it establishes one. (Sec. 4781.10(B).)

**Denial, suspension, revocation, or refusal to renew a license**

The act provides that the Commission must not grant a license to any person who the Commission finds has engaged in actions during the previous two years that constitute grounds for denial, suspension, or revocation of a license. The Commission also cannot issue a license to a person who has had a license revoked or disciplinary action imposed by the licensing or certification board of another state or jurisdiction. The action had to have occurred within two years before applying for a license and the action must be in connection with the installation of manufactured housing. (Sec. 4781.08(B).)

The Commission may deny, suspend, revoke, or refuse to renew an installer's license for any of the following reasons:

- (1) Failing to meet the application requirements;
- (2) Failing to meet the continuing education requirements if the Commission establishes them;
- (3) Violating any provision of the act or any Commission rules;
- (4) Misstating material information on the license application;
- (5) Installing manufactured housing without a license or without being under the supervision of a licensed manufactured housing installer;
- (6) Failing to appear at a final hearing of the Commission in which the installer was required to appear;
- (7) Failing to comply with a Commission final adjudication order;
- (8) Being convicted of a felony or a crime involving moral turpitude;
- (9) Having a license revoked, suspended, or denied by the Commission or by another state or jurisdiction;
- (10) Engaging in conduct in another state or jurisdiction that would violate the act if committed in this state;

(11) Failing to provide written notification to a county treasurer or county auditor as required under the act. (Sec. 4781.09(A).)

An installer whose license is suspended, revoked, or not renewed may apply for a new license two years after the date on which the license was suspended, revoked, or not renewed (sec. 4781.09(D)). New applicants who are denied a license are not specifically prohibited from reapplying in two years.

The Commission also may impose a civil penalty of not less than \$100 or more than \$500 for each violation of the act or any rule adopted under it. The Commission must deposit penalties in the Occupational Licensing and Regulatory Fund. (Sec. 4781.09(C).)

Any installer whose license is revoked, suspended, denied, or not renewed, or upon whom a civil penalty is imposed, and any applicant who is denied a license may request an adjudication hearing on the matter within 30 days after receipt of the notice of the action. The hearing must be held in accordance with the Administrative Procedure Act. Any licensee or applicant may appeal an order made pursuant to an adjudication hearing in the manner provided in the Administrative Procedure Act. (Sec. 4781.09(B).)

Under the act, any other party adversely affected by an order of the Commission may appeal the order to the court of common pleas of the county in which the party adversely affected is a resident or has a place of business, except that if the party is not a resident of this state, the party must appeal to the Franklin County Court of Common Pleas. (Sec. 4781.12(C).)

### **Exemptions from licensure requirement**

The act allows a person who is not a licensed installer to perform foundation or base support system construction if supervised by a licensed installer, but the licensed installer does not have to be present at the time of construction. (Sec. 4781.11(A)(3).) A licensed installer who supervises the work of an unlicensed person, whether present or not during the work, is responsible for all installation work that the unlicensed person performs under the licensed installer's supervision. Whether or not the person is licensed, the foundation and support system must still meet the standards the Commission establishes and receive all approvals and inspections that the Commission requires. The act does not set forth what other work an unlicensed person may perform while under the supervision of a licensed installer. (Sec. 4781.11(C).)

A person who is building manufactured housing for the person's own use on land owned by the person does not have to obtain a license under the act. That person is not entitled to claim any right or remedy, or bring a cause of action under



the act. The act implies that if the housing is located in a manufactured home park, then the person must obtain a license even if the housing is for the person's own use. (Sec. 4781.11(B)(1) and (2).)

### **Notification to county treasurer and county auditor**

Under the act, within 14 days after the installation, a manufactured housing installer who performs or supervises an installation of manufactured housing must provide to both the treasurer and auditor of the county in which the installation is being performed a written notice. The notice must give (1) the address or location of the installation, (2) the date of the installation, (3) the make and model of the installed manufactured housing unit, and (4) the name of the owner of the installed manufactured housing unit. Under the act, the Commission may suspend, revoke, or refuse to renew the license of a manufactured housing installer if the installer fails to provide the notification. (Secs. 4781.11(D) and 4781.09(A)(10).)

### **Certification of building departments**

The act allows the Commission to certify municipal, township, and county building departments and the personnel of those departments to exercise the Commission's enforcement authority, accept and approve plans and specifications for foundations, support systems and installations, and inspect manufactured housing foundations, support systems, and manufactured housing installations. The Commission must adopt rules to establish certification standards. Certification lasts for three years. Under the act, the Commission must not require inspectors the Ohio Department of Health employs to obtain certification; instead, those inspectors are required to complete an installation training course approved by the Commission (sec. 4781.06(C)(2)). The Commission may initiate an investigation on its own motion or the petition of a person affected by the enforcement or approval of plans. Following an investigation and finding of facts that support its action, the Commission may revoke or suspend certification. The act does not specify the types of actions that might cause the loss of certification. (Sec. 4781.07.)

### **Prohibitions**

It is a violation of the act to do any of the following: (1) represent another's installer license as one's own, (2) give false or misleading information of any kind to the Commission or a Commission member in connection with a licensing issue, (3) impersonate an installer or use an expired, revoked, or suspended license. (Sec. 4781.11(E).)

The Commission may apply to an appropriate court to stop a violation of the act or rules adopted under it. The court must grant any appropriate relief,

including an injunction, restraining order, or any combination thereof, upon a showing that a person has violated or is about to violate the act's provisions or Commission rules. The prosecuting attorney of a county, a city director of law, or the Attorney General may, upon the complaint of the Commission, prosecute to termination or bring an action for injunction against any person violating the act's provisions or Commission rules. (Sec. 4781.12.)

**Auditor reports**

The act requires, when applicable, that the Auditor of State make a notation on any audit report prepared for any county treasurer's office, that the county treasurer invested at least 10% of the county's money in eligible institutions described under the Uniform Depository Act, located within the county during the previous fiscal year. (Sec. 117.251.)

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**HISTORY**

| ACTION                                         | DATE     | JOURNAL ENTRY |
|------------------------------------------------|----------|---------------|
| Introduced                                     | 06-24-03 | p. 858        |
| Reported, S. Insurance,<br>Commerce & Labor    | 02-18-04 | p. 1551       |
| Passed Senate (32-1)                           | 02-18-04 | pp. 1558-1559 |
| Reported, H. Commerce<br>& Labor               | 03-24-04 | p. 1733       |
| Passed House (93-3)                            | 03-24-04 | pp. 1738-1739 |
| Senate concurred in House<br>amendments (32-1) | 03-30-04 | pp. 1678-1679 |

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