



## Ohio Administrative Code

### Rule 123:5-1-18 Ohio-based personal protective equipment manufacturers program.

Effective: April 26, 2024

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(A) A manufacturer seeking certification as a participant in the Ohio-based personal protective equipment manufacturer's program will apply to the department of administrative services ("the department") on a form provided by and in a manner prescribed by the department.

(B) To qualify for certification in the Ohio-based personal protective equipment manufacturers program, an entity will provide a description of the personal protective equipment being manufactured in Ohio for which it seeks certification, and a notarized attestation that it meets the following requirements prescribed by the department:

- (1) The entity is a manufacturer;
- (2) The entity has at least two-thirds of the beneficial ownership vested in residents of Ohio;
- (3) The entity produces personal protective equipment, as defined in this section; and
- (4) The entity produces personal protective equipment in Ohio.

(C) Ohio-based personal protective equipment manufacturers will be certified for a period of three years.

(1) A manufacturer may renew its certification by submitting a renewal application up to ninety days prior to expiration of its current certification on a form and in a manner prescribed by the department. Failure to apply for recertification in a timely manner may result in the denial of recertification and the need to submit a new application.

(2) The department may suspend, revoke, or deny renewal of a current certification in any of the following circumstances:



- (a) The manufacturer no longer meets the criteria set forth in this section;
- (b) The department determines that suspension, revocation or denial is in the best interest of the state;
- (c) The manufacturer intentionally misrepresented material facts in the application or recertification process.
- (D) The department will inform applicants of certification or re-certification decisions and the reasons in writing. The department's determinations concerning certification are final.