

**\*\*\*DRAFT - NOT FOR FILING\*\*\***

**1301:3-4-06 License revocation proceedings.**

- (A) License revocation proceedings hearings held under sections 4104.32 to 4104.37 of the Revised Code shall be conducted in conformity with Chapter 119. of the Revised Code relating to adjudication hearings. In the event of any conflict between the provisions of sections 4104.32 to 4104.37 of the Revised Code and Chapter 119. of the Revised Code, any specific provisions of sections 4104.32 to 4104.37 of the Revised Code shall prevail over general provisions of Chapter 119. of the Revised Code.
- (B) Subject to the provisions of sections 4104.32 to 4104.37 of the Revised Code and Chapter 119. of the Revised Code relating to adjudication hearings, the superintendent of industrial compliance may designate any person to appear on behalf of the division of industrial compliance at an administrative hearing held under sections 4104.32 to 4104.37 of the Revised Code.
- (C) The board may deny the application for licensing or revoke the license of any person who operates an historical boiler in this state in violation of section 4104.32 of the Revised Code or any existing or former law of any state substantially equivalent to section 4104.32 of the Revised Code., ~~or who has failed to be licensed as an historical boiler operator in any other state or province where licensing is required to operate an historical boiler.~~
- (D) The board may deny the application for a certificate of operation or revoke the certificate of operation for any historical boiler in this state ~~which~~ that has been operated in violation of sections 4104.32 to 4104.37 of the Revised Code. ~~and, w~~ Where the inspector finds that an historical boiler or a part thereof poses an imminent danger of death or serious physical harm to persons, the inspector may seal the historical boiler and order the boiler operator to immediately cease the historical boiler's operation.