

As Reported by the House Commerce and Labor Committee

127th General Assembly

Regular Session

2007-2008

Sub. H. B. No. 41

Representative Uecker

**Cosponsors: Representatives McGregor, J., Stebelton, Brown, Flowers,
Fende, Wagoner, Stewart, D., Yuko**

—

A B I L L

To amend section 4745.01 and to enact sections 1
4770.01 to 4770.14 and 4770.99 of the Revised Code 2
to require the licensure of persons operating 3
security or life-safety systems companies or 4
companies providing locksmith services and of 5
individuals performing specified types of security 6
or life-safety systems work or locksmith services 7
and to establish the Security or Life-Safety 8
Systems Advisory Board in the Office of the State 9
Fire Marshal. 10

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4745.01 be amended and sections 11
4770.01, 4770.02, 4770.03, 4770.04, 4770.05, 4770.06, 4770.07, 12
4770.08, 4770.09, 4770.10, 4770.11, 4770.12, 4770.13, 4770.14, and 13
4770.99 of the Revised Code be enacted to read as follows: 14

Sec. 4745.01. (A) "Standard renewal procedure," as used in 15
Chapters 905., 907., 909., 911., 913., 915., 918., 921., 923., 16
927., 942., 943., 953., 1321., 3710., 3713., 3719., 3731., 3742., 17
3748., 3769., 3783., 3921., 3951., 4104., 4105., 4143., 4169., 18

4561., 4703., 4707., 4709., 4713., 4715., 4717., 4723., 4725., 19
4727., 4728., 4729., 4731., 4733., 4734., 4735., 4739., 4741., 20
4747., 4749., 4752., 4753., 4755., 4757., 4758., 4759., 4761., 21
4766., 4770., 4773., and 4775. of the Revised Code, means the 22
license renewal procedures specified in this chapter. 23

(B) "Licensing agency," as used in this chapter, means any 24
department, division, board, section of a board, or other state 25
governmental unit subject to the standard renewal procedure, as 26
defined in this section, and authorized by the Revised Code to 27
issue a license to engage in a specific profession, occupation, or 28
occupational activity, or to have charge of and operate certain 29
specified equipment, machinery, or premises. 30

(C) "License," as used in this chapter, means a license, 31
certificate, permit, card, or other authority issued or conferred 32
by a licensing agency by authority of which the licensee has or 33
claims the privilege to engage in the profession, occupation, or 34
occupational activity, or to have control of and operate certain 35
specific equipment, machinery, or premises, over which the 36
licensing agency has jurisdiction. 37

(D) "Licensee," as used in this chapter, means either the 38
person to whom the license is issued or renewed by a licensing 39
agency, or the person, partnership, or corporation at whose 40
request the license is issued or renewed. 41

(E) "Renewal" and "renewed," as used in this chapter and in 42
the chapters of the Revised Code specified in division (A) of this 43
section, includes the continuing licensing procedure provided in 44
Chapter 3748. of the Revised Code and rules adopted under it and 45
in sections 1321.05 and 3921.33 of the Revised Code, and as 46
applied to those continuing licenses any reference in this chapter 47
to the date of expiration of any license shall be construed to 48
mean the due date of the annual or other fee for the continuing 49
license. 50

Sec. 4770.01. As used in this chapter: 51

(A) "Access control system" means a combination of electronic 52
equipment and devices that does not emit transmissions requiring 53
public sector response and that is designed and arranged for the 54
control of authorized individuals, vehicles, and materials through 55
entrances and exits of a controlled area or premises. 56

(B) "Burglar alarm detection system" means an assembly of 57
equipment and devices designed and arranged to signal either a 58
threat to an occupant due to an unauthorized entry or an attempted 59
entry of a person or an object into the area protected by the 60
system. 61

(C) "Closed-circuit television" means an in-house television 62
system or video monitoring system in which a transmitter (camera) 63
feeds one or more receivers (monitors) through a closed cable or 64
other transmission method. 65

(D) "Compliance agent" means a person employed by a security 66
or life-safety systems company to receive service of process in 67
this state and any notices and to perform other duties as 68
specified in rules adopted by the security or life-safety systems 69
advisory board. 70

(E) "Fire alarm and detection system" means an assembly of 71
equipment and devices designed and arranged to signal a fire. 72

(F) "Locksmith services" means servicing, installing, 73
repairing, rebuilding, rekeying, repinning, adjusting, or 74
installing locks, mechanical or electronic security devices, 75
annunciation devices not designed to require a response by law 76
enforcement, or the opening of a lock by a means not intended by 77
the manufacturer of the device. 78

(G) "Monitoring" means the transmission and receipt of 79
signals and the retransmission of information received from a 80

security or life-safety system to the proper individual as 81
required by law or as directed by the user of the security or 82
life-safety system. 83

(H) "Operator" means an individual who performs the function 84
of alarm operator, dispatcher, or monitor for a security or 85
life-safety system. 86

(I) "Security or life-safety system" means an assembly of 87
electronic equipment and devices that provides, as its main 88
purpose, the protection of life or property and the detection of 89
threats or violations to the security of the protected premises. 90
"Security or life-safety system" includes a burglary alarm 91
detection system, fire alarm and detection system, access control 92
system, and closed-circuit television. "Security or life-safety 93
system" does not include an electronic system that is activated by 94
a device that an individual carries on the individual's self that, 95
if activated by the individual, allows the individual to contact 96
or signal outside medical assistance in the case of an emergency. 97

(J) "Technician" means an individual who performs the 98
installation and repair of security or life-safety systems or who 99
provides locksmith services. 100

Sec. 4770.02. (A) No person shall operate a company to sell, 101
install, repair, monitor, or inspect any security or life-safety 102
system for a profit or to provide locksmith services for a profit 103
in this state unless that person is licensed pursuant to this 104
chapter. Any person conducting business as a security or 105
life-safety systems company in multiple locations in this state 106
need have only one license that lists the office address of each 107
location within this state. 108

(B) No individual shall sell, lease, rent, plan, install, 109
monitor, maintain, repair, test, or inspect a security or 110
life-safety system for a profit or provide locksmith services for 111

a profit unless that individual has an appropriate license issued 112
pursuant to this chapter as a technician, salesperson, or operator 113
in one or more of the following specialties: access control 114
system, burglar alarm detection system, closed-circuit television, 115
fire alarm and detection system, locksmith services, or 116
monitoring. 117

Sec. 4770.03. This chapter does not apply to any of the 118
following: 119

(A) A person licensed as an engineer or architect who only 120
designs, inspects, or plans security or life-safety systems; 121

(B) A person who services or installs, repairs, rebuilds, 122
rekeys, repins, or adjusts locks in or on safes or vaults and does 123
not provide other types of locksmith services; 124

(C) An electrician who holds a certificate issued by the 125
state fire marshal pursuant to section 3737.65 of the Revised Code 126
or an electrical contractor licensed under Chapter 4740. of the 127
Revised Code; 128

(D) Any other person the security or life-safety systems 129
advisory board exempts pursuant to rules the board adopts pursuant 130
to division (A) of section 4770.05 of the Revised Code. 131

Sec. 4770.04. (A) There is hereby established in the office 132
of the state fire marshal the security or life-safety systems 133
advisory board, consisting of seven voting members. One member 134
shall be the state fire marshal, and the governor shall appoint 135
the remaining six members. One of the appointed members shall 136
represent businesses that provide monitoring services, one shall 137
operate a business that provides locksmith services, one shall be 138
a consumer who uses a security or life-safety system, one shall be 139
a representative of the buckeye state sheriff's association or its 140
successor organization, and two shall be individuals who are 141

licensed pursuant to this chapter and who have at least five years 142
experience in the security or life-safety systems industry. No two 143
members of the board may be employed by the same company. 144

(B) Not later than thirty days after the effective date of 145
this section, the governor shall make the initial appointments to 146
the board. Of the initial appointments to the board, two shall be 147
for terms of four years, two shall be for terms of three years, 148
and two shall be for a term of two years. Thereafter, each term 149
shall be for four years, ending on the same day of the same month 150
as the term that it succeeds. Each member shall hold office from 151
the date of appointment until the end of the term for which 152
appointed. Vacancies shall be filled in the manner provided for 153
original appointments. A member appointed to fill a vacancy prior 154
to the expiration of a term shall hold office for the remainder of 155
that term. A member shall continue in office subsequent to the 156
expiration of the term until the member's successor takes office. 157
No member may be appointed for more than two consecutive terms of 158
four years. 159

(C) The members of the board shall not be compensated but 160
shall be reimbursed for actual expenses reasonably incurred in the 161
performance of their duties as members. 162

(D) The state fire marshal may employ administrative staff as 163
the state fire marshal determines necessary to carry out the 164
purposes of this chapter. 165

Sec. 4770.05. (A) The security or life-safety systems 166
advisory board shall adopt rules pursuant to Chapter 119. of the 167
Revised Code that do all of the following: 168

(1) Establish a separate license for an individual to receive 169
as a technician, salesperson, or operator, and require an 170
individual to obtain a technician, salesperson, or operator 171
license for each specialty listed in division (B) of section 172

<u>4770.02 of the Revised Code that the individual wishes to</u>	173
<u>practice;</u>	174
<u>(2) Establish application procedures and overall requirements</u>	175
<u>for applicants for initial licensure to satisfy that include all</u>	176
<u>of the following:</u>	177
<u>(a) A requirement that a company provide its primary business</u>	178
<u>address to the state fire marshal to receive a license;</u>	179
<u>(b) A requirement that criminal background checks be</u>	180
<u>conducted for each applicant for any type of license;</u>	181
<u>(c) Training and examination requirements that are based on</u>	182
<u>measurable objectives and are designed to ensure and accurately</u>	183
<u>test an applicant's proficiency, and that each individual applying</u>	184
<u>for a license as a technician, salesperson, or operator must</u>	185
<u>satisfy for each specialty listed in division (B) of section</u>	186
<u>4770.02 of the Revised Code that the applicant wishes to practice;</u>	187
<u>(3) Establish procedures to have criminal background checks</u>	188
<u>conducted for all applicants and for employees described in</u>	189
<u>section 4770.06 of the Revised Code and to process applications;</u>	190
<u>(4) Establish a system that allows an individual who is</u>	191
<u>licensed as a technician, salesperson, or operator to receive</u>	192
<u>additional licenses in multiple specialties listed in division (B)</u>	193
<u>of section 4770.02 of the Revised Code;</u>	194
<u>(5) Establish training and examination requirements that must</u>	195
<u>be satisfied by an individual applying for licensure in multiple</u>	196
<u>specialties pursuant to the system established by the board under</u>	197
<u>division (A)(4) of this section and require a licensee to satisfy</u>	198
<u>the examination and training requirements established by the board</u>	199
<u>for each additional specialty that the licensee wishes to</u>	200
<u>practice;</u>	201
<u>(6) Establish and implement standards for the operation of</u>	202

security or life-safety systems companies and companies providing 203
locksmith services; 204

(7) Create a provisional license for a person enrolled in an 205
apprenticeship program and who must engage in an activity 206
described in division (B) of section 4770.02 of the Revised Code 207
as a part of that program, establish requirements for an applicant 208
to obtain a provisional license, and require the state fire 209
marshal to issue a provisional license to an applicant who meets 210
the requirements established pursuant to division (A)(7) of this 211
section; 212

(8) Establish requirements that each licensee must satisfy to 213
renew each type of license, including continuing education 214
requirements and a requirement that a company must provide its 215
primary business address to the state fire marshal; 216

(9) Establish requirements an institution wishing to offer 217
courses that a licensee may take to satisfy continuing education 218
requirements the board establishes pursuant to division (A)(8) of 219
this section shall satisfy in order to offer courses for which a 220
licensee may receive credit toward completing such continuing 221
education requirements; 222

(10) Establish requirements that instructors who teach 223
courses that a licensee may take to satisfy continuing education 224
requirements established by the board shall satisfy in order to 225
teach such courses; 226

(11) Establish requirements that a person shall satisfy to be 227
designated a compliance agent by a licensed company in accordance 228
with section 4770.08 of the Revised Code, including that the 229
person must hold a license issued under this chapter as a 230
technician, operator, or salesperson; 231

(12) Specify the duties of the compliance agent designated by 232
a company; 233

<u>(13) Specify information that the state fire marshal shall</u>	234
<u>collect and maintain as part of a registry of personnel employed</u>	235
<u>by a company licensed under this chapter and licensees;</u>	236
<u>(14) Establish procedures for hearing appeals from the</u>	237
<u>actions and decisions of the state fire marshal;</u>	238
<u>(15) Designate crimes, including dishonesty and corruption,</u>	239
<u>that relate to the performance of a licensee that disqualify a</u>	240
<u>person from holding a license pursuant to this chapter;</u>	241
<u>(16) As the board determines necessary, specify any person</u>	242
<u>who is exempt from the requirements of this chapter in addition to</u>	243
<u>those persons specified in section 4770.03 of the Revised Code;</u>	244
<u>(17) Establish fees to cover the cost of each examination the</u>	245
<u>board determines that an applicant for licensure as a technician,</u>	246
<u>salesperson, or operator shall successfully pass to receive a</u>	247
<u>license and establish fees that are less than those specified in</u>	248
<u>division (A)(3) of section 4770.14 of the Revised Code that a</u>	249
<u>licensee shall pay to obtain licensure in multiple specialties in</u>	250
<u>accordance with the system established by the board pursuant to</u>	251
<u>division (A)(4) of this section or to obtain multiple licenses as</u>	252
<u>a technician, salesperson, or operator.</u>	253
<u>(B) The board shall not adopt any rule that unreasonably</u>	254
<u>restricts competition or the availability of services requiring</u>	255
<u>licenses pursuant to this chapter or unnecessarily increases the</u>	256
<u>cost of services without a corresponding benefit.</u>	257
<u>(C) If the board or the state fire marshal receives any</u>	258
<u>information regarding an applicant's customer list, including the</u>	259
<u>name, address, or telephone number of a customer of the applicant,</u>	260
<u>the board or the state fire marshal shall keep that information</u>	261
<u>confidential and that information is not considered a public</u>	262
<u>record under section 149.43 of the Revised Code.</u>	263

Sec. 4770.06. A company or individual who wishes to be licensed under this chapter shall submit an application to the state fire marshal on a form the state fire marshal provides and, except as otherwise provided in this section, the appropriate fees specified in section 4770.14 of the Revised Code. An individual applying for licensure as a technician, operator, or salesperson pursuant to this chapter may apply for licensure in one or more of the specialties listed in division (B) of section 4770.02 of the Revised Code in accordance with the system established by the board pursuant to division (A)(4) of section 4770.05 of the Revised Code and may apply for one or more types of licenses. An individual applying for licensure in multiple specialties or for multiple licenses as a technician, salesperson, or operator shall successfully complete the training and examination requirements for each specialty the individual wishes to practice or for each license the individual wishes to receive. If an individual applies for licensure in multiple specialties or applies for multiple types of licenses, and that individual holds a license issued pursuant to this chapter as a technician, salesperson, or operator, the state fire marshal shall charge that individual the reduced fee for licensure established by the board in rules adopted pursuant to division (A) of section 4770.05 of the Revised Code and the appropriate examination fee established in rules adopted by the board pursuant to that division. The state fire marshal shall not charge that individual the initial license fee specified under division (A)(3) of section 4770.14 of the Revised Code if the individual holds a license issued pursuant to this chapter at the time the individual applies for licensure in multiple specialties or applies for additional licenses as a technician, salesperson, or operator.

The state fire marshal shall issue a license to any person who files with the state fire marshal an application, pays the

appropriate fees specified in section 4770.14 of the Revised Code, 296
and meets all other requirements the board establishes in rules 297
adopted in accordance with Chapter 119. of the Revised Code. 298

The state fire marshal shall maintain a registry of personnel 299
employed by a company licensed under this chapter and licensees in 300
accordance with the rules adopted by the board under division 301
(A)(13) of section 4770.05 of the Revised Code and shall make that 302
registry available to the public. 303

Any person who is employed by a company licensed under this 304
chapter and who is not licensed as a technician, salesperson, or 305
operator pursuant to this chapter, but who has access to 306
information in the ordinary course of employment that would allow 307
that individual to circumvent security or life-safety systems, 308
shall satisfy any criminal background check requirements for 309
licensees established by the board pursuant to section 4770.05 of 310
the Revised Code. The state fire marshal shall not issue a license 311
to any person who employs an individual who has been convicted of 312
a felony. 313

Sec. 4770.07. The state fire marshal may grant licenses to a 314
person who is registered or licensed in another state that the 315
security or life-safety systems advisory board determines and 316
indicates in rule to have registration or licensing requirements 317
that are approximately equal, in substance and intent, to the 318
requirements of this state and that extends reciprocity similar to 319
that offered in this section to an individual or company that is 320
licensed in this state pursuant to this chapter. The state fire 321
marshal shall issue a license to any such person who files an 322
application on a form the state fire marshal provides, pays the 323
appropriate fee, and meets any other qualifications established by 324
the board in rules adopted in accordance with Chapter 119. of the 325
Revised Code. 326

A burglar alarm detection system company or fire alarm and 327
detection system company that has the company's principal place of 328
business located in another state and that is licensed pursuant to 329
this chapter is not required to have an office or a compliance 330
agent with a physical presence in this state if the state where 331
the company's principal place of business is located requires the 332
company to designate a person as a compliance agent, requires a 333
person to satisfy requirements that are similar to the 334
requirements the board establishes pursuant to section 4770.05 of 335
the Revised Code to be a compliance agent, and requires the 336
compliance agent to perform duties that are similar to those 337
duties the board establishes for compliance agents pursuant to 338
that section. The company shall designate a representative with a 339
physical presence in this state who will receive notices and 340
forward those notices to the company's compliance agent. A post 341
office box shall not be considered a representative with a 342
physical presence in this state. If the state where the company's 343
principal place of business is located does not require the 344
company to designate a compliance agent, the company shall 345
designate a person who has a physical presence in this state as 346
the compliance agent for the company and that person shall satisfy 347
the requirements the board establishes for a person to be a 348
compliance agent in accordance with section 4770.05 of the Revised 349
Code. 350

Notwithstanding any requirement of this chapter to the 351
contrary, any security or life-safety systems company licensed in 352
a state the board determines to have licensing requirements 353
approximately equal to those of this state may perform monitoring 354
in this state if the company files an application with the state 355
fire marshal on the form the state fire marshal provides and pays 356
the appropriate fee. If the state where the company is licensed 357
requires the company to designate a person as a compliance agent, 358
requires a person to satisfy requirements that are similar to the 359

requirements the board establishes pursuant to section 4770.05 of 360
the Revised Code to be a compliance agent, and requires the 361
compliance agent to perform duties that are similar to the duties 362
the board establishes for compliance agents pursuant to that 363
section, the company is not required to designate a compliance 364
agent in this state. If the state where the company is licensed 365
does not require the company to designate a compliance agent, the 366
company shall designate a person who has a physical presence in 367
this state as the compliance agent for the company and that person 368
shall satisfy the requirements the board establishes for a person 369
to be a compliance agent in accordance with section 4770.05 of the 370
Revised Code. 371

Sec. 4770.08. A company that is licensed under this chapter 372
shall display a license or a branch office license, as 373
appropriate, at each location from which the licensee offers 374
security or life-safety system services. Except as otherwise 375
specified in section 4770.07 of the Revised Code, each company 376
licensed under this chapter shall designate an individual to serve 377
as a compliance agent for that company. The individual designated 378
as the compliance agent for the company shall satisfy the 379
requirements established by the security or life-safety systems 380
advisory board under section 4770.05 of the Revised Code. 381

Any person who operates a company licensed pursuant to this 382
chapter who changes the primary mailing address of the company as 383
previously filed after applying for licensure or renewal under 384
section 4770.06, 4770.07, or 4770.09 of the Revised Code shall 385
notify the state fire marshal of any change of address within 386
thirty days of that change. 387

Any individual required to be licensed as a technician, 388
operator, or salesperson pursuant to this chapter shall carry the 389
individual's license while servicing, testing, repairing, or 390

installing a security or life-safety system for profit or 391
providing locksmith services for a profit and shall produce the 392
license for inspection upon the request of any building official 393
who has jurisdiction over the building in which the licensee is 394
performing activities described in division (B) of section 4770.02 395
of the Revised Code or other authorized person designated in rules 396
adopted by the board in accordance with Chapter 119. of the 397
Revised Code. 398

Sec. 4770.09. A license issued under this chapter is valid 399
for one year. The state fire marshal shall renew licenses pursuant 400
to the standard renewal procedure specified in Chapter 4745. of 401
the Revised Code. Any licensee who wishes to renew the licensee's 402
license issued pursuant to this chapter shall submit an 403
application and the appropriate fee specified in section 4770.14 404
of the Revised Code to the state fire marshal. Upon receipt of a 405
licensee's application and fee, the state fire marshal shall renew 406
a licensee's license if the licensee satisfies the renewal 407
requirements established by the security or life-safety systems 408
advisory board in rules the board adopts in accordance with 409
section 4770.05 of the Revised Code. 410

Sec. 4770.10. The state fire marshal may enforce this chapter 411
irrespective of the place or location in which a violation of this 412
chapter occurs, and upon the complaint of any person or on the 413
initiative of the state fire marshal. The state fire marshal may 414
cause to be investigated the business and business methods of any 415
licensed or unlicensed person, employee, or applicant for a 416
license. 417

To enforce this chapter and conduct any investigation 418
authorized by it, the state fire marshal may do any of the 419
following: 420

(A) Subpoena any person in this state and require the production of any papers the state fire marshal determines necessary; 421
422
423

(B) Administer oaths; 424

(C) Take depositions of any individuals subpoenaed; 425

(D) Employ field investigators. 426

The state fire marshal, acting pursuant to Chapter 119. of the Revised Code and within guidelines the security or life-safety systems advisory board establishes by rule, may take disciplinary action against any licensee who violates this chapter. 427
428
429
430

The state fire marshal, as necessary in the performance of the state fire marshal's duties under this chapter, may receive any criminal background check directly from the United States department of justice. 431
432
433
434

Sec. 4770.11. (A) The state fire marshal may revoke or suspend the license of any person for any of the following reasons: 435
436
437

(1) Knowingly violating any provision of this chapter; 438

(2) Engaging in an activity described in division (B) of section 4770.02 of the Revised Code for which the person does not hold the appropriate license or permitting another person to engage in such an activity for which that person does not hold the appropriate license; 439
440
441
442
443

(3) Being negligent or incompetent in the performance of the activities for which the licensee holds a license; 444
445

(4) Knowingly misrepresenting information or the licensee's abilities, making false promises, or dishonest or illegal dealing with regard to the performance of the activities for which the licensee holds a license; 446
447
448
449

(5) A continued course of misrepresentation or making false promises as described in division (A)(4) of this section individually, through employees or agents, through advertising, or otherwise; 450
451
452
453

(6) Failure to notify the state fire marshal of any change of primary business address as required under section 4770.08 of the Revised Code; 454
455
456

(7) Failure to complete any apprenticeship program required by rule for the holder of a provisional license; 457
458

(8) Being convicted of or pleading guilty to an offense that the security or life-safety systems advisory board designates in the rules the board adopts in accordance with division (A) of section 4770.05 of the Revised Code that disqualifies a person from holding a license issued pursuant to this chapter. 459
460
461
462
463

(B) No person, while under suspension or revocation of a license, may be employed by or otherwise associated with any company licensed under this chapter. 464
465
466

Sec. 4770.12. The state fire marshal, with the advice of the security or life-safety systems advisory board, annually shall file a report with the governor, the president of the senate, and the speaker of the house of representatives. The report shall provide details regarding the cost of administering this chapter, the effectiveness of this chapter in protecting the public interest, the length of time it takes to conduct criminal background checks, the type and number of licenses issued, enforcement information, and any other information that the state fire marshal and board wish to convey. 467
468
469
470
471
472
473
474
475
476

Sec. 4770.13. No municipal corporation, county, or township may enact any ordinance that conflicts with this chapter. This restriction shall not be construed to prohibit any political 477
478
479

subdivision from enacting an ordinance that establishes regulatory 480
schemes designed to prevent false alarm dispatches, schemes that 481
require the issuance of permits to security or life-safety system 482
users, or penalties to users for excessive false alarm dispatches. 483
Nothing in this chapter shall prevent a political subdivision from 484
licensing or regulating a person licensed under this chapter when 485
that person is engaged in activities that are not related to 486
security or life-safety systems or providing locksmith services or 487
are not governed by this chapter. 488

The state and the political subdivisions of this state shall 489
not charge license or registration fees to a company or individual 490
licensed under this chapter other than as provided in this 491
chapter. Nothing in this chapter shall be construed to prevent a 492
political subdivision from levying a business license fee or 493
vendor permit fee, business or occupation tax, or other tax upon a 494
company licensed under this chapter provided that any fees or 495
taxes levied are levied on all other types of businesses within 496
its boundaries and are based on the physical presence of the 497
business. 498

Sec. 4770.14. (A) Except as may otherwise be provided 499
pursuant to division (B) of this section, the state fire marshal 500
shall charge the following fees: 501

(1) For initial licensure for a company, two hundred sixty 502
dollars; 503

(2) For renewal of a license issued to a company, one hundred 504
fifty dollars; 505

(3) For initial licensure as a technician, operator, or 506
salesperson, and for renewal of a license as a technician, 507
operator, or salesperson, forty dollars; 508

(4) For an examination required to obtain licensure as a 509

technician, operator, or salesperson, the amount the security or 510
life-safety systems advisory board specifies in rules the board 511
adopts pursuant to division (A) of section 4770.05 of the Revised 512
Code. 513

(B) The board, subject to the approval of the controlling 514
board, may adopt rules in accordance with Chapter 119. of the 515
Revised Code to establish fees for the issuance or renewal of a 516
license issued to a company or to an individual as a technician, 517
operator, or salesperson in excess of the fees specified in 518
divisions (A)(1) to (A)(3) of this section if the cost associated 519
with administering and enforcing this chapter increases, provided 520
that such fees do not exceed the amounts specified in this section 521
by more than fifty per cent. 522

(C) The state fire marshal shall deposit all money collected 523
under this chapter in the state treasury to the credit of the 524
security or life-safety systems fund, which is hereby created. 525
Money credited to the fund shall be used solely to pay costs 526
associated with the administration of this chapter and the rules 527
adopted under it. 528

Sec. 4770.99. Whoever violates section 4770.02 of the Revised 529
Code is guilty of a misdemeanor of the third degree. 530

Section 2. That existing section 4745.01 of the Revised Code 531
is hereby repealed. 532

Section 3. Sections 4770.02 and 4770.99 of the Revised Code, 533
as enacted by this act, take effect four hundred eighty days after 534
the effective date of this act. 535

Section 4. Notwithstanding section 4770.04 of the Revised 536
Code as enacted by this act, persons appointed to the Security or 537
Life-Safety Systems Advisory Board during the two years following 538

the effective date of this act need not be licensed as required 539
under that section. 540

Section 5. Not later than one hundred eighty days after the 541
appointment of all initial members to the Security or Life-Safety 542
Systems Advisory Board, the Board shall adopt the rules as 543
required under this act. 544