

**As Reported by the Senate Insurance, Commerce and Labor  
Committee**

**127th General Assembly  
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**Sub. H. B. No. 444**

**Representative Stewart, J.**

**Cosponsors: Representatives Szollosi, Luckie, Bolon, Book, Boyd, Brady,  
Brown, Budish, Celeste, Chandler, DeBose, Domenick, Driehaus, Dyer,  
Evans, Fende, Foley, Garrison, Gerberry, Goyal, Harwood, Heard, Koziura,  
Letson, Lundy, McGregor, J., Newcomb, Okey, Patton, Sayre, Slesnick,  
Stewart, D., Ujvagi, Williams, B., Williams, S., Yuko  
Senator Miller, D.**

—

**A B I L L**

To amend sections 3781.111, 4517.21, 4740.01, 1  
4740.02, 4740.04, and 4740.07 and to enact section 2  
4740.16 of the Revised Code to make changes to the 3  
construction industry licensing laws, to 4  
discipline unlicensed contractors, eliminate 5  
unlicensed contractor activity, to provide that an 6  
insurer or subrogee may sell through a licensed 7  
motor vehicle auction owner a motor vehicle that 8  
comes into its possession through the operation of 9  
an insurance contract, and to require the Ohio 10  
Civil Rights Commission to deem that specified 11  
persons involved with the construction of a 12  
building have complied with the Americans with 13  
Disabilities Act if the owner of that building 14  
obtained a proper building permit. 15  
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**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 3781.111, 4517.21, 4740.01, 4740.02, 17  
4740.04, and 4740.07 be amended and section 4740.16 of the Revised 18  
Code be enacted to read as follows: 19

**Sec. 3781.111.** (A) In addition to the powers conferred by any 20  
other section of the Revised Code, the board of building standards 21  
shall adopt standards and rules to facilitate the reasonable 22  
access and use by all persons with a disability of all buildings 23  
and the facilities of buildings for which plans are submitted for 24  
approval under section 3791.04 of the Revised Code. No standard or 25  
rule shall be applied to any building the plans or drawings, 26  
specifications, and date of which have been approved prior to the 27  
time that the standard or rule takes effect. 28

(B)(1) Except as otherwise provided in this section, the 29  
standards and rules adopted by the board pursuant to this section 30  
shall be in accordance with the "Americans with Disabilities Act 31  
of 1990," 104 Stat. 327, 42 U.S.C.A. 12101, as amended, and the 32  
"Fair Housing Amendments Act of 1988," 102 Stat. 1619, 42 U.S.C.A. 33  
3601, as amended. 34

(2) If the owner of a building obtains a license to commence 35  
construction of that building as required under section 3791.04 of 36  
the Revised Code, for purposes of enforcement by the Ohio civil 37  
rights commission, the following persons who prepared the plans, 38  
drawings, specifications, or data submitted to obtain that 39  
license, are deemed to have complied with the "Americans with 40  
Disabilities Act of 1990," 104 Stat., 42 U.S.C. 12101: 41

(a) The owner; 42

(b) An architect registered under Chapter 4703. of the 43  
Revised Code; 44

(c) A professional engineer registered under Chapter 4733. of 45  
the Revised Code; 46

(d) Persons other than registered architects or registered 47  
engineers who are permitted, pursuant to sections 3791.04, 48  
4703.18, and 4733.18 of the Revised Code, to submit such plans, 49  
drawings, specifications, or data. 50

(C) All signs posted to designate special parking locations 51  
for persons with a disability and persons with disabilities that 52  
limit or impair the ability to walk in accordance with division 53  
(E) of section 4511.69 of the Revised Code and the standards and 54  
rules adopted pursuant to this section shall be mounted on a fixed 55  
or movable post or otherwise affixed in a vertical position at a 56  
height so that the sign is clearly visible to the driver of a 57  
vehicle when parked in such a location. If a new sign or a 58  
replacement sign designating a special parking location is posted 59  
on or after ~~the effective date of this amendment~~ October 14, 1999, 60  
there also shall be affixed upon the surface of that sign or 61  
affixed next to the designating sign a notice that states the fine 62  
applicable for the offense of parking a motor vehicle in the 63  
special designated parking location if the motor vehicle is not 64  
legally entitled to be parked in that location. 65

(D) As used in this section, "disability" has the same 66  
meaning as in section 4112.01 of the Revised Code. As used in 67  
division (C) of this section, "persons with disabilities that 68  
limit or impair the ability to walk" has the same meaning as in 69  
division (A)(1) of section 4503.44 of the Revised Code. 70

(E) No owner of a building or facility where special parking 71  
locations for persons with a disability must be designated in 72  
accordance with the standards and rules adopted pursuant to this 73  
section shall fail to properly mark the special parking locations 74  
as required by those standards and rules or fail to maintain the 75  
markings of the special parking locations, including the erection 76

and maintenance of the fixed or movable signs. 77

**Sec. 4517.21.** (A) No motor vehicle auction owner licensed 78  
under Chapter 4517. of the Revised Code shall: 79

(1) Engage in the sale of motor vehicles at retail from the 80  
same licensed location; 81

(2) Knowingly permit the auctioning of a motor vehicle if the 82  
motor vehicle auction owner has reasonable cause to believe it is 83  
not being offered for sale by the legal owner of the motor 84  
vehicle; 85

(3) Knowingly permit the sale of a motor vehicle to any 86  
person except the following: 87

(a) A motor vehicle dealer licensed in this state or any 88  
other jurisdiction, or any other person licensed pursuant to 89  
Chapter 4517. of the Revised Code or a substantially similar 90  
statute of any other jurisdiction; 91

(b) A person who purchases a motor vehicle from a licensed 92  
motor vehicle dealer at an auction of motor vehicles conducted at 93  
the licensed motor vehicle dealer's place of business in 94  
accordance with division (B) of this section; 95

(c) A person who purchases a classic motor vehicle, as 96  
defined in section 4517.021 of the Revised Code, at an auction 97  
conducted at the established place of business of a licensed motor 98  
vehicle auction owner where only classic motor vehicles are being 99  
auctioned. 100

(4) Knowingly permit the sale of a motor vehicle by any 101  
person who is not licensed pursuant to Chapter 4517. of the 102  
Revised Code, except by insurers and subrogees selling only those 103  
motor vehicles that have come into their possession through the 104  
operation of the terms of an insurance contract; 105

(5) Knowingly permit any person to violate section 4517.19 of 106

the Revised Code;	107
(6) Deny reasonable inspection of the motor vehicle auction	108
owner's business records, relating to the sale of motor vehicles,	109
to the registrar of motor vehicles or the attorney general, when	110
requested in writing to do so. The motor vehicle auction owner	111
shall maintain for a period of six years from the date of the sale	112
of a motor vehicle at least the following information:	113
(a) The year, make, model and vehicle identification number	114
of the motor vehicle;	115
(b) The name and address of the selling dealer;	116
(c) The name and address of the buying dealer;	117
(d) The date of the sale;	118
(e) The purchase price;	119
(f) The odometer reading of the motor vehicle at the time of	120
sale and an odometer disclosure statement from the seller that	121
complies with subchapter IV of the "Motor Vehicle Information and	122
Cost Savings Act," 86 Stat. 961 (1972), 15 U.S.C. 1981.	123
A motor vehicle auction owner may supplement the required	124
information with any additional information the motor vehicle	125
auction owner considers appropriate.	126
(7) Knowingly permit a dealer whose license has been	127
suspended or revoked, or a person whose application for a license	128
to operate as a dealer has been denied, to participate as a buyer	129
or seller at the motor vehicle auction owner's auction after	130
notification by the registrar of the suspension or revocation of a	131
license, or denial of an application for a license. The registrar	132
shall notify each auction owner by certified mail, return receipt	133
requested, within five business days of the suspension or	134
revocation of a license, or the denial of an application for	135
license. Any motor vehicle auction owner who has knowledge of the	136

presence at the motor vehicle auction owner's auction of a dealer 137  
whose license has been suspended or revoked, or of a person whose 138  
application for a license to operate as a dealer has been denied, 139  
shall immediately cause the removal of the person from the 140  
auction. 141

(8) Knowingly accept a motor vehicle for sale or possible 142  
sale by a dealer whose license has been suspended or revoked, 143  
during the period of suspension or revocation, or by a person 144  
whose application for a license to operate as a dealer has been 145  
denied, after notification by the registrar, in accordance with 146  
division (G) of this section, of the suspension or revocation of 147  
the license, or denial of an application for a license. 148

(9) Knowingly permit the auctioning of a motor vehicle whose 149  
ownership is not evidenced at the time of auctioning by a current 150  
certificate of title or a manufacturer's certificate of origin, 151  
and all title assignments that evidence the seller's ownership of 152  
the motor vehicle, without first giving clear and unequivocal 153  
notice of the lack of such evidence. 154

(B) Notwithstanding any provision of Chapter 4517. of the 155  
Revised Code to the contrary, a licensed motor vehicle auction 156  
owner, in addition to engaging in the business of auctioning motor 157  
vehicles at the auction owner's established place of business, may 158  
engage in the business of auctioning a licensed motor vehicle 159  
dealer's motor vehicles at that licensed motor vehicle dealer's 160  
established place of business, provided such dealer's place of 161  
business is not owned, operated, or in any way managed by a motor 162  
vehicle auction owner or subsidiary. The motor vehicle auction 163  
owner is not required to obtain an additional license for each 164  
dealer's premises at which the motor vehicle auction owner is 165  
engaging in the business of auctioning motor vehicles, regardless 166  
of whether the dealer's premises are located in another county, 167  
but the motor vehicle auction owner is required to have a 168

certified copy of the auction owner's license available for 169  
inspection when the auction owner is engaging in the business of 170  
auctioning motor vehicles at an established place of business of a 171  
licensed motor vehicle dealer. 172

(C) Whoever violates this section is guilty of a misdemeanor 173  
of the fourth degree. 174

**Sec. 4740.01.** As used in this chapter: 175

(A) "License" means a license the Ohio construction industry 176  
licensing board issues to an individual as a heating, ventilating, 177  
and air conditioning contractor, refrigeration contractor, 178  
electrical contractor, plumbing contractor, or hydronics 179  
contractor. 180

(B) "Contractor" means any individual or business entity that 181  
satisfies both of the following: 182

(1) ~~For compensation, directs~~ Directs, supervises, or has 183  
responsibility for the means, method, and manner of construction, 184  
improvement, renovation, repair, or maintenance on a construction 185  
project with respect to one or more trades and who offers, 186  
identifies, advertises, or otherwise holds out or represents that 187  
the individual or business entity is permitted or qualified to 188  
perform, direct, supervise, or have responsibility for the means, 189  
method, and manner of construction, improvement, renovation, 190  
repair, or maintenance with respect to one or more trades on a 191  
construction project; 192

(2) Performs or ~~employs~~ has employees who are tradespersons 193  
who perform construction, improvement, renovation, repair, or 194  
maintenance on a construction project with respect to the 195  
contractor's trades. 196

(C) "Licensed trade" means a trade performed by a heating, 197  
ventilating, and air conditioning contractor, a refrigeration 198

contractor, an electrical contractor, a plumbing contractor, or a hydronics contractor. 199  
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(D) "Tradesperson" means an individual employed by a contractor who engages in construction, improvement, renovation, repair, or maintenance of buildings or structures without assuming responsibility for the means, method, or manner of that construction, improvement, renovation, repair, or maintenance. 201  
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(E) "Construction project" means a construction project involving a building or structure subject to Chapter 3781. of the Revised Code and the rules adopted under that chapter, but not an industrialized unit or a residential building as defined in section 3781.06 of the Revised Code. 206  
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**Sec. 4740.02.** (A) There is hereby created within the department of commerce, the Ohio construction industry licensing board, consisting of seventeen residents of this state. The board shall have an administrative section, a plumbing and hydronics section, an electrical section, and a heating, ventilating, air conditioning, and refrigeration section. The director of commerce shall appoint all members of the board. The director or the director's designee shall serve as a member of the administrative section and the director shall appoint to the section to represent the public, one member who is not a member of any group certified by any section of the board. Each section, other than the administrative section, shall annually elect a member of its section to serve a one-year term on the administrative section. 211  
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(B) The plumbing and hydronics section consists of five members, one of whom is a plumbing inspector employed by the department of commerce, a municipal corporation, or a health district, two of whom are plumbing contractors who have no affiliation with any union representing plumbers, and two of whom are plumbing contractors who are signatories to agreements with 224  
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unions representing plumbers.	230
The plumbing <u>and hydronics</u> section has primary responsibility	231
for the licensure of plumbing contractors and hydronics	232
contractors.	233
(C) The electrical section consists of five members, one of	234
whom is an electrical inspector employed by the department of	235
commerce, a municipal corporation, or a county, two of whom are	236
electrical contractors who have no affiliation with any union	237
representing electricians, and two of whom are electrical	238
contractors who are signatories to agreements with unions	239
representing electricians.	240
The electrical section has primary responsibility for the	241
licensure of electrical contractors.	242
(D) The heating, ventilating, air conditioning, and	243
refrigeration section consists of five members, one of whom is a	244
heating, ventilating, air conditioning, and refrigeration	245
inspector employed by either the department of commerce or a	246
municipal corporation; two of whom are heating, ventilating, and	247
air conditioning contractors or refrigeration contractors who have	248
no affiliation with any union representing heating, ventilating,	249
and air conditioning tradespersons or refrigeration tradespersons;	250
and two of whom are heating, ventilating, and air conditioning	251
contractors or refrigeration contractors who are signatories to	252
agreements with unions representing heating, ventilating, and air	253
conditioning tradespersons or refrigeration tradespersons.	254
The heating, ventilating, air conditioning, and refrigeration	255
section has primary responsibility for the licensure of heating,	256
ventilating, and air conditioning contractors and refrigeration	257
contractors.	258
(E) Within ninety days after July 31, 1992, initial	259
appointments shall be made to the board. Of the initial	260

appointments to the board, two appointments in each section, other than the administrative section, are for terms ending one year after July 31, 1992, and two are for terms ending two years after July 31, 1992. All other appointments to the board are for terms ending three years after July 31, 1992. Thereafter, terms of office are for three years, each term ending on the same day of the same month of the year as did the term that it succeeds. Each member shall hold office from the date of appointment until the end of the term for which the member was appointed. Members may be reappointed. Vacancies shall be filled in the manner provided for original appointments. Any member appointed to fill a vacancy occurring prior to the expiration of the term for which the member's predecessor was appointed shall hold office as a member for the remainder of that term. A member shall continue in office subsequent to the expiration of a term until a successor takes office or until a period of sixty days has elapsed, whichever occurs first.

(F) Before entering upon the discharge of official duties, each member shall take, and file with the secretary of state, the oath of office required by Section 7 of Article XV, Ohio Constitution.

(G) Each member, except for the director or the director's designee, shall receive a per diem amount fixed pursuant to section 124.15 of the Revised Code when actually attending to matters of the board and for the time spent in necessary travel, and all actual and necessary expenses incurred in the discharge of official duties.

(H) The director of commerce may remove any member of the board the director appoints for malfeasance, misfeasance, or nonfeasance.

(I) Membership on the board and holding any office of the board does not constitute holding a public office or employment

within the meaning of any section of the Revised Code, or an 293  
interest, either direct or indirect, in a contract or expenditure 294  
of money by the state or any municipal corporation, township, 295  
special district, school district, county, or other political 296  
subdivision. No member or officer of the board is disqualified 297  
from holding any public office or employment nor shall the officer 298  
or member forfeit any public office or employment by reason of 299  
holding a position as an officer or member of the board. 300

(J) The board, and each section of the board, shall meet only 301  
after adequate advance notice of the meeting has been given to 302  
each member of the board or section, as appropriate. 303

**Sec. 4740.04.** The administrative section of the Ohio 304  
construction industry licensing board is responsible for the 305  
administration of this chapter and shall do all of the following: 306

(A) Schedule the contractor examinations each of the other 307  
sections of the board directs. Each type of examination shall be 308  
held at least four times per year. 309

(B) Select and contract with one or more persons to do all of 310  
the following relative to the examinations: 311

(1) Prepare, administer, score, and maintain the 312  
confidentiality of the examinations; 313

(2) Be responsible for all the expenses required to fulfill 314  
division (B)(1) of this section; 315

(3) Charge an applicant a fee in an amount the administrative 316  
section of the board authorizes for administering the examination; 317  
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(4) Design the examination for each type of contractor to 319  
determine an applicant's competence to perform that type of 320  
contracting. 321

(C) Issue and renew licenses as follows: 322

(1) Issue a license to any individual who the appropriate section of the board determines is qualified pursuant to section 4740.06 of the Revised Code to hold a license and has attained, within the twelve months preceding the individual's application for licensure, a score on the examination that the appropriate section authorizes for the licensed trade.

(a) Each license shall include a license number and an expiration date.

(b) Each license issued to an individual who holds more than one valid license shall contain the same license number and expiration date as the original license issued to that individual.

(2) Renew licenses for individuals who meet the renewal requirements of section 4740.06 of the Revised Code.

(D) Make an annual written report to the director of commerce on proceedings had by or before the board for the previous year and make an annual statement of all money received and expended by the board during the year;

(E) Keep a record containing the name, address, the date on which the board issues or renews a license to, and the license number of, every heating, ventilating, and air conditioning contractor, refrigeration contractor, electrical contractor, plumbing contractor, and hydronics contractor issued a license pursuant to this chapter;

(F) Regulate a contractor's use and display of a license issued pursuant to this chapter and of any information contained in that license;

(G) Adopt rules in accordance with Chapter 119. of the Revised Code as necessary to properly discharge the administrative section's duties under this chapter. The rules shall include, but not be limited to, the following:

(1) Application procedures for examinations;	353
(2) Specifications for continuing education requirements for license renewal that address all of the following:	354
(a) A requirement that an individual who holds any number of valid and unexpired licenses accrue a total of ten hours of continuing education courses per year;	355
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(b) Fees the board charges to persons who provide continuing education courses, in an amount of twenty-five dollars annually for each person approved to provide courses, not more than ten dollars plus one dollar per credit hour for each course offered, and one dollar per credit hour of instruction per attendee;	359
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(c) A provision limiting approval of continuing education courses to one year.	364
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(3) Requirements for criminal records checks of applicants under section 4776.03 of the Revised Code.	366
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(H) Adopt any continuing education curriculum as the other sections of the board establish or approve pursuant to division (C) of section 4740.05 of the Revised Code;	368
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(H) Adopt any continuing education curriculum as the other sections of the board establish or approve pursuant to division (C) of section 4740.05 of the Revised Code;	370
(I) Keep a record of its proceedings and do all things necessary to carry out this chapter.	371
(I) Keep a record of its proceedings and do all things necessary to carry out this chapter.	372
<b>Sec. 4740.07.</b> (A) Except as otherwise provided in this section, the administrative section of the Ohio construction industry licensing board shall issue and renew all licenses under this chapter in the name of the individual who meets the requirements of section 4740.06 of the Revised Code.	373
<b>Sec. 4740.07.</b> (A) Except as otherwise provided in this section, the administrative section of the Ohio construction industry licensing board shall issue and renew all licenses under this chapter in the name of the individual who meets the requirements of section 4740.06 of the Revised Code.	374
<b>Sec. 4740.07.</b> (A) Except as otherwise provided in this section, the administrative section of the Ohio construction industry licensing board shall issue and renew all licenses under this chapter in the name of the individual who meets the requirements of section 4740.06 of the Revised Code.	375
<b>Sec. 4740.07.</b> (A) Except as otherwise provided in this section, the administrative section of the Ohio construction industry licensing board shall issue and renew all licenses under this chapter in the name of the individual who meets the requirements of section 4740.06 of the Revised Code.	376
<b>Sec. 4740.07.</b> (A) Except as otherwise provided in this section, the administrative section of the Ohio construction industry licensing board shall issue and renew all licenses under this chapter in the name of the individual who meets the requirements of section 4740.06 of the Revised Code.	377
(B) <del>Any</del> <u>An</u> individual <del>may</del> <u>shall</u> request, at the time of applying for a license <del>or at any time thereafter</del> , that the individual's license be assigned to a <u>one</u> business entity with whom the individual is associated as a full-time officer, proprietor, partner, or employee. If the individual is issued or	378
(B) <del>Any</del> <u>An</u> individual <del>may</del> <u>shall</u> request, at the time of applying for a license <del>or at any time thereafter</del> , that the individual's license be assigned to a <u>one</u> business entity with whom the individual is associated as a full-time officer, proprietor, partner, or employee. If the individual is issued or	379
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holds a license and meets the requirements of this section for the 383  
assignment of the license to a business entity, the administrative 384  
section shall assign the license to and issue a license in the 385  
name of the business entity. The license assigned and issued to a 386  
business entity under this division shall state the name and 387  
position of the individual who assigned the license to the 388  
business entity. 389

(C) During the period a business entity holds a license 390  
issued under division (B) of this section, the administrative 391  
section shall not issue another license to the individual who 392  
assigned the license to the business entity for the same type of 393  
contracting for which the business entity utilizes the assigned 394  
license. 395

(D)(1) ~~If an individual who assigned a license to a business 396  
entity ceases to be associated, for any reason, with the business 397  
entity for any reason, including the death of the individual to 398  
whom the individual's license had been assigned, the individual or 399  
business entity immediately shall notify the appropriate section 400  
of the board of the date on which the individual ceased to be 401  
associated with the business entity. A license assigned to a 402  
business entity is invalid ninety calendar days after the date on 403  
which the individual who assigned the license ceases to be 404  
associated with the business entity or at an earlier time to which 405  
the business entity and the individual agree. 406~~

(2) If a license assigned to a business entity becomes 407  
invalid pursuant to division (D)(1) of this section, an individual 408  
shall do one of the following: 409

(a) At least ninety days before the date the license assigned 410  
to the business entity becomes invalid, or, if the business entity 411  
and the individual agree to an invalidation date that is prior to 412  
the expiration of that ninety-day period as permitted under 413  
division (D)(1) of this section, on that invalidation date, 414

request the appropriate section of the board to reassign the 415  
individual's license to a business entity with whom the individual 416  
is associated as described in division (B) of this section; 417

(b) If the individual is not associated with a business 419  
entity as described in division (B) of this section on the date 420  
the license assigned to the business entity becomes invalid, 421  
request that the appropriate section of the board place the 422  
individual's license in escrow until the date the individual 423  
requests the appropriate section of the board to assign the 424  
license to another business entity with whom the individual is 425  
associated as described in division (B) of this section. 426

(3) If a license assigned to a business entity becomes 427  
invalid pursuant to division (D)(1) of this section and another 428  
individual has assigned a license to the business entity for the 429  
same type of contracting for which the invalidated license had 430  
been assigned, the business entity may continue to operate under 431  
the other assigned license. 432

(E) Any work a business entity conducts under a license 433  
assigned under this section is deemed to be conducted under the 434  
personal supervision of the individual named in the license and 435  
any violation of any term of the license is deemed to have been 436  
committed by the individual named in the license. 437

For the period of time during which more than one license for 438  
the same type of contracting is assigned to a business entity, any 439  
work the business entity conducts under any of those licenses is 440  
deemed to be conducted under the personal supervision of the 441  
individuals named in those licenses and any violation of any term 442  
of any license is deemed to have been committed by the individuals 443  
named in all of the licenses. 444

(F) No individual who assigns a license to a business entity 445

shall assign a license for the same type of contracting to another 446  
business entity until the original license assigned is invalid 447  
pursuant to division (D)(1) of this section. 448

(G) Any individual who assigns a license to a business entity 449  
under this section shall be actively engaged in business as the 450  
type of contractor for which the license is issued and be readily 451  
available for consultation with the business entity to which the 452  
license is assigned. 453

(H) No license assigned under this section shall be assigned 454  
to more than one business entity at a time. 455

Sec. 4740.16. (A) The appropriate section of the Ohio 456  
construction industry licensing board may investigate any person 457  
who allegedly has violated section 4740.13 of the Revised Code. 458  
If, after an investigation pursuant to section 4740.05 of the 459  
Revised Code, the appropriate section determines that reasonable 460  
evidence exists that a person has violated section 4740.13 of the 461  
Revised Code, within seven days after that determination, the 462  
appropriate section shall send a written notice to that person in 463  
the same manner as prescribed in section 119.07 of the Revised 464  
Code for licensees, except that the notice shall specify that a 465  
hearing will be held and specify the date, time, and place of the 466  
hearing. 467

(B) The appropriate section shall hold a hearing regarding 468  
the alleged violation in the same manner prescribed for an 469  
adjudication hearing under section 119.09 of the Revised Code. If 470  
the appropriate section, after the hearing, determines a violation 471  
has occurred, the appropriate section may impose a fine on the 472  
person, not exceeding one thousand dollars per violation per day. 473  
The appropriate section's determination is an order that the 474  
person may appeal in accordance with section 119.12 of the Revised 475  
Code. 476

(C) If the person who allegedly committed a violation of 477  
section 4740.13 of the Revised Code fails to appear for a hearing, 478  
the appropriate section may request the court of common pleas of 479  
the county where the alleged violation occurred to compel the 480  
person to appear before the appropriate section for a hearing. 481

(D) If the appropriate section assesses a person a civil 482  
penalty for a violation of section 4740.13 of the Revised Code and 483  
the person fails to pay that civil penalty within the time period 484  
prescribed by the appropriate section, the appropriate section 485  
shall forward to the attorney general the name of the person and 486  
the amount of the civil penalty for the purpose of collecting that 487  
civil penalty. In addition to the civil penalty assessed pursuant 488  
to this section, the person also shall pay any fee assessed by the 489  
attorney general for collection of the civil penalty. 490

**Section 2.** That existing sections 3781.111, 4517.21, 4740.01, 491  
4740.02, 4740.04, and 4740.07 of the Revised Code are hereby 492  
repealed. 493

**Section 3.** Section 3781.111 of the Revised Code is presented 494  
in this act as a composite of the section as amended by both Sub. 495  
H.B. 148 and Am. H.B. 264 of the 123rd General Assembly. The 496  
General Assembly, applying the principle stated in division (B) of 497  
section 1.52 of the Revised Code that amendments are to be 498  
harmonized if reasonably capable of simultaneous operation, finds 499  
that the composite is the resulting version of the section in 500  
effect prior to the effective date of the section as presented in 501  
this act. 502