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Representatives Gonzales, Retherford

**Cosponsors: Representatives Terhar, Pillich, Stinziano, Fedor, Becker, Ruhl,
Dovilla, Young, Johnson, Landis, Anielski, Barborak, Bishoff, Milkovich,
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Strahorn, Sykes, Szollosi, Thompson, Wachtmann, Williams, Winburn
Speaker Batchelder**

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A B I L L

To amend sections 4506.09, 4713.60, 4723.24, 4725.16, 1
4725.51, 4732.14, 4733.15, 4743.04, 5903.10, 2
5903.12, and 5903.121 and to enact section 5903.03 3
of the Revised Code to revise the Occupational 4
Licensing Law regarding military service members 5
and veterans and to declare an emergency. 6

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

Section 1. That sections 4506.09, 4713.60, 4723.24, 4725.16, 7
4725.51, 4732.14, 4733.15, 4743.04, 5903.10, 5903.12, and 5903.121 8

be amended and section 5903.03 of the Revised Code be enacted to 9
read as follows: 10

Sec. 4506.09. (A) The registrar of motor vehicles, subject to 11
approval by the director of public safety, shall adopt rules 12
conforming with applicable standards adopted by the federal motor 13
carrier safety administration as regulations under Pub. L. No. 14
103-272, 108 Stat. 1014 to 1029 (1994), 49 U.S.C.A. 31301 to 15
31317. The rules shall establish requirements for the 16
qualification and testing of persons applying for a commercial 17
driver's license, which shall be in addition to other requirements 18
established by this chapter. Except as provided in division (B) of 19
this section, the highway patrol or any other employee of the 20
department of public safety the registrar authorizes shall 21
supervise and conduct the testing of persons applying for a 22
commercial driver's license. 23

(B) The director may adopt rules, in accordance with Chapter 24
119. of the Revised Code and applicable requirements of the 25
federal motor carrier safety administration, authorizing the 26
skills test specified in this section to be administered by any 27
person, by an agency of this or another state, or by an agency, 28
department, or instrumentality of local government. Each party 29
authorized under this division to administer the skills test may 30
charge a maximum divisible fee of eighty-five dollars for each 31
skills test given as part of a commercial driver's license 32
examination. The fee shall consist of not more than twenty dollars 33
for the pre-trip inspection portion of the test, not more than 34
twenty dollars for the off-road maneuvering portion of the test, 35
and not more than forty-five dollars for the on-road portion of 36
the test. Each such party may require an appointment fee in the 37
same manner provided in division (F)(2) of this section, except 38
that the maximum amount such a party may require as an appointment 39

fee is eighty-five dollars. The skills test administered by 40
another party under this division shall be the same as otherwise 41
would be administered by this state. The other party shall enter 42
into an agreement with the director that, without limitation, does 43
all of the following: 44

(1) Allows the director or the director's representative and 45
the federal motor carrier safety administration or its 46
representative to conduct random examinations, inspections, and 47
audits of the other party without prior notice; 48

(2) Requires the director or the director's representative to 49
conduct on-site inspections of the other party at least annually; 50

(3) Requires that all examiners of the other party meet the 51
same qualification and training standards as examiners of the 52
department of public safety, to the extent necessary to conduct 53
skills tests in the manner required by 49 C.F.R. 383.110 through 54
383.135; 55

(4) Requires either that state employees take, at least 56
annually and as though the employees were test applicants, the 57
tests actually administered by the other party, that the director 58
test a sample of drivers who were examined by the other party to 59
compare the test results, or that state employees accompany a test 60
applicant during an actual test; 61

(5) Reserves to this state the right to take prompt and 62
appropriate remedial action against testers of the other party if 63
the other party fails to comply with standards of this state or 64
federal standards for the testing program or with any other terms 65
of the contract. 66

(C) The director shall enter into an agreement with the 67
department of education authorizing the skills test specified in 68
this section to be administered by the department at any location 69
operated by the department for purposes of training and testing 70

school bus drivers, provided that the agreement between the 71
director and the department complies with the requirements of 72
division (B) of this section. Skills tests administered by the 73
department shall be limited to persons applying for a commercial 74
driver's license with a school bus endorsement. 75

(D) The director shall adopt rules, in accordance with 76
Chapter 119. of the Revised Code, authorizing waiver of the skills 77
test specified in this section for any applicant for a commercial 78
driver's license who meets all of the following requirements: 79

(1) Certifies that, during the two-year period immediately 80
preceding application for a commercial driver's license, all of 81
the following apply: 82

(a) The applicant has not had more than one license. 83

(b) The applicant has not had any license suspended, revoked, 84
or canceled. 85

(c) The applicant has not had any convictions for any type of 86
motor vehicle for the offenses for which disqualification is 87
prescribed in section 4506.16 of the Revised Code. 88

(d) The applicant has not had any violation of a state or 89
local law relating to motor vehicle traffic control other than a 90
parking violation arising in connection with any traffic accident 91
and has no record of an accident in which the applicant was at 92
fault. 93

(e) The applicant has previously taken and passed a skills 94
test given by a state with a classified licensing and testing 95
system in which the test was behind-the-wheel in a representative 96
vehicle for the applicant's commercial driver's license 97
classification. 98

(2) Certifies and also provides evidence that the applicant 99
is regularly employed in a job requiring operation of a commercial 100

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|---|-----|
| motor vehicle and that one of the following applies: | 101 |
| (a) The applicant has previously taken and passed a skills | 102 |
| test given by a state with a classified licensing and testing | 103 |
| system in which the test was behind-the-wheel in a representative | 104 |
| vehicle for the applicant's commercial driver's license | 105 |
| classification. | 106 |
| (b) The applicant has regularly operated, for at least two | 107 |
| years immediately preceding application for a commercial driver's | 108 |
| license, a vehicle representative of the commercial motor vehicle | 109 |
| the applicant operates or expects to operate. | 110 |
| (E) The director shall adopt rules, in accordance with | 111 |
| Chapter 119. of the Revised Code, authorizing waiver of the skills | 112 |
| test specified in this section for any applicant for a commercial | 113 |
| driver's license who meets all of the following requirements: | 114 |
| (1) At the time of applying, is <u>Has been</u> a member or | 115 |
| uniformed employee of the armed forces of the United States or | 116 |
| their reserve components, including the Ohio national guard, or | 117 |
| separated from such service or employment within the preceding | 118 |
| ninety days <u>the national guard of any other state;</u> | 119 |
| (2) Certifies that, during the two-year period immediately | 120 |
| preceding application for a commercial driver's license, all of | 121 |
| the following apply: | 122 |
| (a) The applicant has not had more than one license, | 123 |
| excluding any military license. | 124 |
| (b) The applicant has not had any license suspended, revoked, | 125 |
| or canceled. | 126 |
| (c) The applicant has not had any convictions for any type of | 127 |
| motor vehicle for the offenses for which disqualification is | 128 |
| prescribed in section 4506.16 of the Revised Code. | 129 |
| (d) The applicant has not had more than one conviction for | 130 |

any type of motor vehicle for a serious traffic violation. 131

(e) The applicant has not had any violation of a state or 132
local law relating to motor vehicle traffic control other than a 133
parking violation arising in connection with any traffic accident 134
and has no record of an accident in which the applicant was at 135
fault. 136

(3) In accordance with rules adopted by the director, 137
certifies and also provides evidence of all of the following: 138

(a) That the applicant is ~~regularly employed~~ or was regularly 139
employed ~~within the preceding ninety days~~ in a military position 140
requiring operation of a commercial motor vehicle; 141

(b) That the applicant was exempt from the requirements of 142
this chapter under division (B)(6) of section 4506.03 of the 143
Revised Code; 144

(c) That, for at least two years immediately preceding the 145
date of application or at least two years immediately preceding 146
the date the applicant separated from military service or 147
employment, the applicant regularly operated a vehicle 148
representative of the commercial motor vehicle type that the 149
applicant operates or expects to operate. 150

(F)(1) The department of public safety may charge and collect 151
a divisible fee of fifty dollars for each skills test given as 152
part of a commercial driver's license examination. The fee shall 153
consist of ten dollars for the pre-trip inspection portion of the 154
test, ten dollars for the off-road maneuvering portion of the 155
test, and thirty dollars for the on-road portion of the test. 156

(2) The director may require an applicant for a commercial 157
driver's license who schedules an appointment with the highway 158
patrol or other authorized employee of the department of public 159
safety to take all portions of the skills test, to pay an 160
appointment fee of fifty dollars at the time of scheduling the 161

appointment. If the applicant appears at the time and location 162
specified for the appointment and takes all portions of the skills 163
test during that appointment, the appointment fee shall serve as 164
the skills test fee. If the applicant schedules an appointment to 165
take all portions of the skills test and fails to appear at the 166
time and location specified for the appointment, no portion of the 167
appointment fee shall be refunded. If the applicant schedules an 168
appointment to take all portions of the skills test and appears at 169
the time and location specified for the appointment, but declines 170
or is unable to take all portions of the skills test, no portion 171
of the appointment fee shall be refunded. If the applicant cancels 172
a scheduled appointment forty-eight hours or more prior to the 173
time of the appointment time, the applicant shall not forfeit the 174
appointment fee. 175

An applicant for a commercial driver's license who schedules 176
an appointment to take one or more, but not all, portions of the 177
skills test shall be required to pay an appointment fee equal to 178
the costs of each test scheduled, as prescribed in division (F)(1) 179
of this section, when scheduling such an appointment. If the 180
applicant appears at the time and location specified for the 181
appointment and takes all the portions of the skills test during 182
that appointment that the applicant was scheduled to take, the 183
appointment fee shall serve as the skills test fee. If the 184
applicant schedules an appointment to take one or more, but not 185
all, portions of the skills test and fails to appear at the time 186
and location specified for the appointment, no portion of the 187
appointment fee shall be refunded. If the applicant schedules an 188
appointment to take one or more, but not all, portions of the 189
skills test and appears at the time and location specified for the 190
appointment, but declines or is unable to take all portions of the 191
skills test that the applicant was scheduled to take, no portion 192
of the appointment fee shall be refunded. If the applicant cancels 193
a scheduled appointment forty-eight hours or more prior to the 194

time of the appointment time, the applicant shall not forfeit the 195
appointment fee. 196

(3) The department of public safety shall deposit all fees it 197
collects under division (F) of this section in the state highway 198
safety fund. 199

(G) As used in this section, "skills test" means a test of an 200
applicant's ability to drive the type of commercial motor vehicle 201
for which the applicant seeks a commercial driver's license by 202
having the applicant drive such a motor vehicle while under the 203
supervision of an authorized state driver's license examiner or 204
tester. 205

Sec. 4713.60. (A) Except as provided in division (C) of this 206
section, a person seeking a renewal of a license to practice a 207
branch of cosmetology, managing license, or instructor license 208
shall include in the renewal application proof satisfactory to the 209
board of completion of any applicable continuing education 210
requirements established by rules adopted under section 4713.09 of 211
the Revised Code. 212

(B) If an applicant fails to provide satisfactory proof of 213
completion of any applicable continuing education requirements, 214
the board shall notify the applicant that the application is 215
incomplete. The board shall not renew the license until the 216
applicant provides satisfactory proof of completion of any 217
applicable continuing education requirements. The board may 218
provide the applicant with an extension of up to ninety days in 219
which to complete the continuing education requirement. In 220
providing for the extension, the board may charge the licensee a 221
fine of up to one hundred dollars. 222

(C) The board may waive, or extend the period for completing, 223
any continuing education requirement if a licensee applies to the 224
board and provides proof satisfactory to the board of being unable 225

to complete the requirement within the time allowed because of any 226
of the following: 227

(1) An emergency; 228

(2) An unusual or prolonged illness; 229

(3) Active duty service in any branch of the armed forces of 230
the United States or a reserve component of the armed forces of 231
the United States, including the Ohio national guard or the 232
national guard of any other state. 233

The board shall determine the period of time during which 234
each extension is effective and shall inform the applicant. The 235
board shall also inform the applicant of the continuing education 236
requirements that must be met to have the license renewed. If an 237
extension is granted for less than one year, the continuing 238
education requirement for that year, in addition to the required 239
continuing education for the succeeding year, must be completed in 240
the succeeding year. In all other cases the board may waive all or 241
part of the continuing education requirement on a case-by-case 242
basis. Any required continuing education shall be completed and 243
satisfactory proof of its completion submitted to the board by a 244
date specified by the board. Every license which has not been 245
renewed in any odd-numbered year by the last day of January and 246
for which the continuing education requirement has not been waived 247
or extended shall be considered expired. 248

Sec. 4723.24. (A) Except as otherwise specified in this 249
chapter, all active licenses and certificates issued under this 250
chapter shall be renewed biennially according to a schedule 251
established by the board of nursing. The board shall provide an 252
application for renewal to every holder of an active license or 253
certificate, except when the board is aware that an individual is 254
ineligible for license or certificate renewal for any reason, 255
including pending criminal charges in this state or another 256

jurisdiction, failure to comply with a disciplinary order from the 257
board or the terms of a consent agreement entered into with the 258
board, failure to pay fines or fees owed to the board, or failure 259
to provide on the board's request documentation of having 260
completed the continuing nursing education requirements specified 261
in division (C) of this section. 262

If the board provides a renewal application by mail, the 263
application shall be addressed to the last known post-office 264
address of the license or certificate holder and mailed before the 265
date specified in the board's schedule. Failure of the license or 266
certificate holder to receive an application for renewal from the 267
board shall not excuse the holder from the requirements contained 268
in this section, except as provided in section 5903.10 of the 269
Revised Code. 270

The license or certificate holder shall complete the renewal 271
form and return it to the board with the renewal fee required by 272
section 4723.08 of the Revised Code on or before the date 273
specified by the board. The license or certificate holder shall 274
report any conviction, plea, or judicial finding regarding a 275
criminal offense that constitutes grounds for the board to impose 276
sanctions under section 4723.28 of the Revised Code since the 277
holder last submitted an application to the board. 278

On receipt of the renewal application, the board shall verify 279
whether the applicant meets the renewal requirements. If the 280
applicant meets the requirements, the board shall renew the 281
license or certificate for the following two-year period. 282

If a renewal application that meets the renewal requirements 283
is submitted after the date specified in the board's schedule, but 284
before expiration of the license or certificate, the board shall 285
grant a renewal upon payment of the late renewal fee authorized 286
under section 4723.08 of the Revised Code. 287

(B) Every license or certificate holder shall give written notice to the board of any change of name or address within thirty days of the change. The board shall require the holder to document a change of name in a manner acceptable to the board.

(C)(1) Except in the case of a first renewal after licensure by examination, to be eligible for renewal of an active license to practice nursing as a registered nurse or licensed practical nurse, each individual who holds an active license shall, in each two-year period specified by the board, complete continuing nursing education as follows:

(a) For renewal of a license that was issued for a two-year renewal period, twenty-four hours of continuing nursing education;

(b) For renewal of a license that was issued for less than a two-year renewal period, the number of hours of continuing nursing education specified by the board in rules adopted in accordance with Chapter 119. of the Revised Code;

(c) Of the hours of continuing nursing education completed in any renewal period, at least one hour of the education must be directly related to the statutes and rules pertaining to the practice of nursing in this state.

(2) The board shall adopt rules establishing the procedure for a license holder to certify to the board completion of the required continuing nursing education. The board may conduct a random sample of license holders and require that the license holders included in the sample submit satisfactory documentation of having completed the requirements for continuing nursing education. On the board's request, a license holder included in the sample shall submit the required documentation.

(3) An educational activity may be applied toward meeting the continuing nursing education requirement only if it is obtained through a program or course approved by the board or a person the

board has authorized to approve continuing nursing education 319
programs and courses. 320

(4) The continuing education required of a certified 321
registered nurse anesthetist, clinical nurse specialist, certified 322
nurse-midwife, or certified nurse practitioner to maintain 323
certification by a national certifying organization shall be 324
applied toward the continuing education requirements for renewal 325
of a license to practice nursing as a registered nurse only if it 326
is obtained through a program or course approved by the board or a 327
person the board has authorized to approve continuing nursing 328
education programs and courses. 329

(D) Except as otherwise provided in section 4723.28 of the 330
Revised Code, an individual who holds an active license to 331
practice nursing as a registered nurse or licensed practical nurse 332
and who does not intend to practice in Ohio may send to the board 333
written notice to that effect on or before the renewal date, and 334
the board shall classify the license as inactive. During the 335
period that the license is classified as inactive, the holder may 336
not engage in the practice of nursing in Ohio and is not required 337
to pay the renewal fee. 338

The holder of an inactive license or an individual who has 339
failed to renew the individual's license may have the license 340
reactivated or reinstated upon doing the following, as applicable 341
to the holder or individual: 342

(1) Applying to the board for license reactivation or 343
reinstatement on forms provided by the board; 344

(2) Meeting the requirements for reactivating or reinstating 345
licenses established in rules adopted under section 4723.07 of the 346
Revised Code or, if the individual did not renew because of 347
service in the armed forces of the United States or a reserve 348
component of the armed forces of the United States, including the 349

Ohio national guard or the national guard of any other state, as 350
provided in section 5903.10 of the Revised Code; 351

(3) If the license has been inactive for at least five years 352
from the date of application for reactivation or has lapsed for at 353
least five years from the date of application for reinstatement, 354
submitting a request to the bureau of criminal identification and 355
investigation for a criminal records check and check of federal 356
bureau of investigation records pursuant to section 4723.091 of 357
the Revised Code. 358

Sec. 4725.16. (A) Each certificate of licensure, topical 359
ocular pharmaceutical agents certificate, and therapeutic 360
pharmaceutical agents certificate issued by the state board of 361
optometry shall expire annually on the last day of December, and 362
may be renewed in accordance with this section and the standard 363
renewal procedure established under Chapter 4745. of the Revised 364
Code. 365

An optometrist seeking to continue to practice optometry 366
shall file with the board an application for license renewal. The 367
application shall be in such form and require such pertinent 368
professional biographical data as the board may require. 369

(B) All licensed optometrists shall annually complete 370
continuing education in subjects relating to the practice of 371
optometry, to the end that the utilization and application of new 372
techniques, scientific and clinical advances, and the achievements 373
of research will assure comprehensive care to the public. The 374
board shall prescribe by rule the continuing optometric education 375
that licensed optometrists must complete. The length of study 376
shall be twenty-five clock hours each year, including ten clock 377
hours of instruction in pharmacology to be completed by all 378
licensed optometrists. 379

Unless the continuing education required under this division 380

is waived or deferred under division (D) of this section, the 381
continuing education must be completed during the twelve-month 382
period beginning on the first day of October and ending on the 383
last day of September. If the board receives notice from a 384
continuing education program indicating that an optometrist 385
completed the program after the last day of September, and the 386
optometrist wants to use the continuing education completed after 387
that day to renew the license that expires on the last day of 388
December of that year, the optometrist shall pay the penalty 389
specified under section 4725.34 of the Revised Code for late 390
completion of continuing education. 391

At least once annually, the board shall mail to each licensed 392
optometrist a list of courses approved in accordance with 393
standards prescribed by board rule. Upon the request of a licensed 394
optometrist, the executive director of the board shall supply a 395
list of additional courses that the board has approved subsequent 396
to the most recent mailing of the list of approved courses. 397

(C)(1) Annually, not later than the first day of November, 398
the board shall mail a notice regarding license renewal to each 399
licensed optometrist who may be eligible for renewal. The notice 400
shall be sent to the optometrist's last address shown in the 401
board's records. If the board knows that the optometrist has 402
completed the required continuing optometric education for the 403
year, the board may include with the notice an application for 404
license renewal. 405

(2) Filing a license renewal application with the board shall 406
serve as notice by the optometrist that the continuing optometric 407
education requirement has been successfully completed. If the 408
board finds that an optometrist has not completed the required 409
continuing optometric education, the board shall disapprove the 410
optometrist's application. The board's disapproval of renewal is 411
effective without a hearing, unless a hearing is requested 412

pursuant to Chapter 119. of the Revised Code. 413

(3) The board shall refuse to accept an application for 414
renewal from any applicant whose license is not in good standing 415
or who is under disciplinary review pursuant to section 4725.19 of 416
the Revised Code. 417

(4) Notice of an applicant's failure to qualify for renewal 418
shall be served upon the applicant by mail. The notice shall be 419
sent not later than the fifteenth day of November to the 420
applicant's last address shown in the board's records. 421

(D) In cases of certified illness or undue hardship, the 422
board may waive or defer for up to twelve months the requirement 423
of continuing optometric education, except that in such cases the 424
board may not waive or defer the continuing education in 425
pharmacology required to be completed by optometrists who hold 426
topical ocular pharmaceutical agents certificates or therapeutic 427
pharmaceutical agents certificates. The board shall waive the 428
requirement of continuing optometric education for any optometrist 429
who is serving on active duty in the armed forces of the United 430
States or a reserve component of the armed forces of the United 431
States, including the Ohio national guard or the national guard of 432
any other state or who has received an initial certificate of 433
licensure during the nine-month period which ended on the last day 434
of September. 435

(E) An optometrist whose renewal application has been 436
approved may renew each certificate held by paying to the 437
treasurer of state the fees for renewal specified under section 438
4725.34 of the Revised Code. On payment of all applicable fees, 439
the board shall issue a renewal of the optometrist's certificate 440
of licensure, topical ocular pharmaceutical agents certificate, 441
and therapeutic pharmaceutical agents certificate, as appropriate. 442

(F) Not later than the fifteenth day of December, the board 443

shall mail a second notice regarding license renewal to each 444
licensed optometrist who may be eligible for renewal but did not 445
respond to the notice sent under division (C)(1) of this section. 446
The notice shall be sent to the optometrist's last address shown 447
in the board's records. If an optometrist fails to file a renewal 448
application after the second notice is sent, the board shall send 449
a third notice regarding license renewal prior to any action under 450
division (I) of this section to classify the optometrist's 451
certificates as delinquent. 452

(G) The failure of an optometrist to apply for license 453
renewal or the failure to pay the applicable annual renewal fees 454
on or before the date of expiration, shall automatically work a 455
forfeiture of the optometrist's authority to practice optometry in 456
this state. 457

(H) The board shall accept renewal applications and renewal 458
fees that are submitted from the first day of January to the last 459
day of April of the year next succeeding the date of expiration. 460
An individual who submits such a late renewal application or fee 461
shall pay the late renewal fee specified in section 4725.34 of the 462
Revised Code. 463

(I)(1) If the certificates issued by the board to an 464
individual have expired and the individual has not filed a 465
complete application during the late renewal period, the 466
individual's certificates shall be classified in the board's 467
records as delinquent. 468

(2) Any optometrist subject to delinquent classification may 469
submit a written application to the board for reinstatement. For 470
reinstatement to occur, the applicant must meet all of the 471
following conditions: 472

(a) Submit to the board evidence of compliance with board 473
rules requiring continuing optometric education in a sufficient 474

number of hours to make up for any delinquent compliance; 475

(b) Pay the renewal fees for the year in which application 476
for reinstatement is made and the reinstatement fee specified 477
under division (A)(8) of section 4725.34 of the Revised Code; 478

(c) Pass all or part of the licensing examination accepted by 479
the board under section 4725.11 of the Revised Code as the board 480
considers appropriate to determine whether the application for 481
reinstatement should be approved; 482

(d) If the applicant has been practicing optometry in another 483
state or country, submit evidence that the applicant's license to 484
practice optometry in the other state or country is in good 485
standing. 486

(3) The board shall approve an application for reinstatement 487
if the conditions specified in division (I)(2) of this section are 488
met. An optometrist who receives reinstatement is subject to the 489
continuing education requirements specified under division (B) of 490
this section for the year in which reinstatement occurs. 491

Sec. 4725.51. (A) Each license issued under sections 4725.40 492
to 4725.59 of the Revised Code shall expire on the first day of 493
January in the year after it was issued. Each person holding a 494
valid, current license may apply to the Ohio optical dispensers 495
board for the extension of the license under the standard renewal 496
procedures of Chapter 4745. of the Revised Code. Each application 497
for renewal shall be accompanied by a renewal fee the board shall 498
establish by rule and shall contain evidence that the applicant 499
has completed a continuing education program within the 500
immediately preceding one-year period as follows: 501

(1) Licensed spectacle dispensing opticians shall have 502
pursued four hours of study in spectacle dispensing, approved by 503
the board; 504

(2) Licensed contact lens dispensing opticians shall have 505
pursued eight hours of study in contact lens dispensing, approved 506
by the board. 507

(3) Licensed spectacle-contact lens dispensing opticians 508
shall have pursued courses of study under divisions (A)(1) and (2) 509
of this section. 510

(4) Licensed ocularists shall have pursued courses of study 511
as prescribed by rule of the board. 512

(B) No person who fails to renew ~~his~~ the person's license 513
under division (A) of this section shall be required to take a 514
qualifying examination under section 4725.48 of the Revised Code 515
as a condition of renewal, provided that the application for 516
renewal and proof of the requisite continuing education hours are 517
submitted within ninety days from the date the license expired and 518
the applicant pays the annual renewal fee and a penalty of 519
seventy-five dollars. The board may provide, by rule, for an 520
extension of the grace period for licensed dispensing opticians 521
who are serving in the armed forces of the United States or a 522
reserve component of the armed forces of the United States, 523
including the Ohio national guard or the national guard of any 524
other state and for waiver of the continuing education 525
requirements or the penalty in cases of hardship or illness. 526

(C) The board shall approve continuing education programs and 527
shall adopt rules as necessary for approving the programs. 528
Approved programs shall be scheduled, sponsored, and conducted in 529
accordance with the board's rules. 530

Sec. 4732.14. On or before the thirty-first day of August of 531
each even-numbered year, each person licensed by the state board 532
of psychology shall register with the board on a form prescribed 533
by the board, giving the person's name, address, license number, 534
the continuing education information required by section 4732.141 535

of the Revised Code, and such other reasonable information as the board requires, and pay to the board secretary a biennial registration fee in an amount determined by the board, but not to exceed two hundred seventy-five dollars in fiscal year 2000 and three hundred fifty dollars in each fiscal year thereafter. A person licensed for the first time on or before the thirty-first day of August of an even-numbered year shall next be required to register on or before the thirty-first day of August of the next even-numbered year.

Before the first day of August of each even-numbered year, the secretary shall send a notice to each licensed psychologist and licensed school psychologist, whether a resident or not, at the licensed psychologist's or licensed school psychologist's last known address, that the licensed psychologist's or licensed school psychologist's biennial registration form and fee are due on or before the last day of August. Before the fifteenth day of September of such years, the secretary shall send a second notice to each such person who has not paid the registration fee or registered with the board as required by this section. A license of any licensed psychologist or licensed school psychologist shall automatically be suspended if the biennial registration fee is not paid or the registration form is not received on or before the thirtieth day of September of a renewal year. Within five years thereafter, the board may reinstate any license so suspended upon payment of the current registration fee and a penalty not to exceed fifty dollars, as determined by the board, and receipt of the registration form completed by the registrant in accordance with this section and section 4732.141 of the Revised Code or in accordance with any modifications authorized by the board under division (F) of section 4732.141 of the Revised Code. The board may by rule waive the payment of the registration fee and completion of the continuing psychology education required by section 4732.141 of the Revised Code by a licensed psychologist or

licensed school psychologist when the licensed psychologist or 569
licensed school psychologist is on active duty in the armed forces 570
of the United States or a reserve component of the armed forces of 571
the United States, including the Ohio national guard or the 572
national guard of any other state. 573

Each licensed psychologist and licensed school psychologist 574
shall notify the secretary of any change in the licensed 575
psychologist's or licensed school psychologist's office address or 576
employment within ninety days of such change. 577

Sec. 4733.15. (A) Registration expires on the last day of 578
December 2011, and becomes invalid on that date unless renewed. 579
For renewals after that date, registration expires biennially on 580
the last day of December following initial registration or renewal 581
of registration and becomes invalid on that date unless renewed. 582
Renewal may be effected by the applicant's payment to the 583
treasurer of state of a fee of forty dollars for a renewal of 584
registration as either a professional engineer or professional 585
surveyor and demonstration of completion of the continuing 586
professional development requirements of section 4733.151 of the 587
Revised Code. When notified as required in this section, a 588
registrant's failure to renew registration shall not deprive the 589
registrant of the right of renewal within the following twelve 590
months, but the fee to renew a registration within twelve months 591
after expiration shall be increased fifty per cent, and the 592
registrant shall certify completion of continuing professional 593
development hours as required in section 4733.151 of the Revised 594
Code. 595

The state board of registration for professional engineers 596
and surveyors may, upon request, waive the payment of renewal fees 597
or the completion of continuing professional development 598
requirements for a registrant during the period when the 599

registrant is on active duty in connection with any branch of the 600
armed forces of the United States or a reserve component of the 601
armed forces of the United States, including the Ohio national 602
guard or the national guard of any other state. 603

(B) Each certificate of authorization issued pursuant to 604
section 4733.16 of the Revised Code shall authorize the holder to 605
provide professional engineering or professional surveying 606
services, through the registered professional engineer or 607
professional surveyor designated as being in responsible charge of 608
the professional engineering or professional surveying practice, 609
from the date of issuance until the last day of June next 610
succeeding the date upon which the certificate was issued, unless 611
the certificate has been revoked or suspended for cause as 612
provided in section 4733.20 of the Revised Code or has been 613
suspended pursuant to section 3123.47 of the Revised Code. 614

(C) If a registrant fails to renew registration as provided 615
under division (A) of this section, renewal and reinstatement may 616
be effected under rules the board adopts regarding requirements 617
for reexamination or reapplication, and reinstatement penalty 618
fees. The board may require a registrant who fails to renew 619
registration to complete the required hours of continuing 620
professional development as a condition of renewal and 621
reinstatement if the registrant seeks renewal and reinstatement 622
under this division. 623

Sec. 4743.04. (A) The renewal of a license or other 624
authorization to practice a trade or profession issued under Title 625
XLVII of the Revised Code is subject to the provisions of section 626
5903.10 of the Revised Code relating to service in the armed 627
forces of the United States or a reserve component of the armed 628
forces of the United States, including the Ohio national guard or 629
the national guard of any other state. 630

(B) Continuing education requirements applicable to the 631
licensees under Title XLVII of the Revised Code are subject to the 632
provisions of section 5903.12 of the Revised Code relating to 633
active duty military service. 634

(C) A department, agency, or office of this state or of any 635
political subdivision of this state that issues a license or 636
certificate to practice a trade or profession may, pursuant to 637
rules adopted by the department, agency, or office, issue a 638
temporary license or certificate to practice the trade or 639
profession to a person whose spouse is on active military duty in 640
this state. 641

(D) The issuance of a license or other authorization to 642
practice a trade or profession issued under Title XLVII of the 643
Revised Code is subject to the provisions of section 5903.03 of 644
the Revised Code relating to service in the armed forces of the 645
United States or a reserve component of the armed forces of the 646
United States, including the Ohio national guard or the national 647
guard of any other state. 648

Sec. 5903.03. (A) As used in this section: 649

(1) "License" and "licensing agency" have the meanings 650
defined in section 5903.12 of the Revised Code. 651

(2) "Military" means the armed forces of the United States or 652
a reserve component of the armed forces of the United States, 653
including the Ohio national guard or the national guard of any 654
other state. 655

(B) Notwithstanding any provision of the Revised Code to the 656
contrary, a licensing agency shall consider an applicant for a 657
license: 658

(1) To have met the educational requirement for that license 659
if the applicant has completed a military program of training and 660

has been awarded a military primary specialty at a level that is 661
substantially equivalent to or exceeds the educational requirement 662
for that license; and 663

(2) To have met the experience requirement for that license 664
if the applicant has served in that military primary specialty 665
under honorable conditions for a period of time that is 666
substantially equivalent to or exceeds the experience requirement 667
for that license. 668

(C) Each licensing agency shall adopt rules under Chapter 669
119. of the Revised Code regarding which military programs of 670
training, military primary specialties, and lengths of service are 671
substantially equivalent to or exceed the educational and 672
experience requirements for each license that agency issues. 673

Sec. 5903.10. (A) A holder of an expired license or 674
certificate from this state or any political subdivision or agency 675
of the state to practice a trade or profession shall be granted a 676
renewal of the license or certificate by the issuing board or 677
authority at the usual cost without penalty and without 678
re-examination if not otherwise disqualified because of mental or 679
physical disability and if either of the following applies: 680

(1) The license or certificate was not renewed because of the 681
holder's service in the armed forces of the United States or a 682
reserve component of the armed forces of the United States, 683
including the Ohio national guard or the national guard of any 684
other state. 685

(2) The license or certificate was not renewed because the 686
holder's spouse served in the armed forces of the United States or 687
a ~~reserved~~ reserve component of the armed forces of the United 688
States, including the Ohio national guard or the national guard of 689
any other state, and the service resulted in the holder's absence 690
from this state. 691

(B) A renewal shall not be granted under division (A) of this section unless the holder or the holder's spouse, whichever is applicable, has presented satisfactory evidence of the service member's discharge under honorable conditions or release under honorable conditions from active duty or national guard duty within six months after the discharge or release.

Sec. 5903.12. (A) As used in this section:

(1) "Continuing education" means continuing education required of a licensee by law and includes, but is not limited to, the continuing education required of licensees under sections 3737.881, 3781.10, 4701.11, 4715.141, 4715.25, 4717.09, 4723.24, 4725.16, 4725.51, 4730.14, 4730.49, 4731.281, 4734.25, 4735.141, 4736.11, 4741.16, 4741.19, 4751.07, 4755.63, 4757.33, 4759.06, 4761.06, and 4763.07 of the Revised Code.

(2) "License" means a license, certificate, permit, or other authorization issued or conferred by a licensing agency under which a licensee may engage in a profession, occupation, or occupational activity.

(3) "Licensee" means a person to whom all of the following apply:

(a) The person has been issued a license by a licensing agency.

(b) The person ~~is~~ has been a member of the armed forces of the United States, the Ohio national guard, the Ohio military reserve, the Ohio naval militia, the national guard of any other state, or a reserve component of the armed forces of the United States.

(c) The person has ~~been called to~~ served on active duty, whether inside or outside the United States, ~~because of an executive order issued by the president of the United States or an~~

~~act of congress, or upon the order of the governor,~~ for a period 722
in excess of thirty-one days. 723

(4) "Licensing agency" means any state department, division, 724
board, commission, agency, or other state governmental unit 725
authorized by the Revised Code to issue a license. 726

(5) "Reporting period" means the period of time during which 727
a licensee must complete the number of hours of continuing 728
education required of the licensee by law. 729

(B) ~~Each licensing agency, upon receiving an application from~~ 730
~~one of its licensees that is accompanied by proper documentation~~ 731
~~certifying that~~ A licensee may submit an application to a 732
licensing agency, stating that the licensee requires an extension 733
of the current reporting period because the licensee has ~~been~~ 734
~~called to~~ served on active duty as described in division (A)(3)(c) 735
of this section during the current or a prior reporting period 736
~~and.~~ The licensee shall submit proper documentation certifying the 737
active duty service and the length of that active duty, service. 738
Upon receiving the application and proper documentation, the 739
licensing agency shall extend the current reporting period by an 740
amount of time equal to the total number of months that the 741
licensee spent on active duty during the current reporting period. 742
For purposes of this division, any portion of a month served on 743
active duty shall be considered one full month. 744

Sec. 5903.121. A "licensing agency," as defined in section 745
5903.12 of the Revised Code, shall consider relevant education, 746
training, or service completed by a licensee as a member of the 747
armed forces of the United States or reserve components thereof, 748
the Ohio national guard, the Ohio military reserve, ~~or~~ the Ohio 749
naval militia, or the national guard of any other state in 750
determining whether a licensee has fulfilled required continuing 751
education. 752

Section 2. That existing sections 4506.09, 4713.60, 4723.24, 753
4725.16, 4725.51, 4732.14, 4733.15, 4743.04, 5903.10, 5903.12, and 754
5903.121 of the Revised Code are hereby repealed. 755

Section 3. This act is an emergency measure necessary for the 756
immediate preservation of the public peace, health, and safety. 757
The reason for such necessity is that every day, military service 758
members and veterans return to this state and must begin the 759
process of seeking employment. Therefore, this act goes into 760
immediate effect. 761