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Substitute Bill Comparative Synopsis

Sub. S.B. 7

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House Armed Services & Veterans Affairs

Daniel DeSantis, Research Associate

This table summarizes how the latest substitute version of the bill differs from the As Passed by the Senate version of the bill. It only addresses the topics on which the two bills differ substantively. It does not list topics on which the two bills are substantively the same. After the table is a description of the requirement in S.B. 7 (As Passed by the Senate) that the State Medical Board issue expedited licenses by endorsement to individuals who are members of the military and spouses under certain circumstances. The substitute version, I_133_1923, does not contain a similar provision.

S.B. 7 (As passed by the Senate)	Sub. S.B. 7 (I_133_1923)
Temporary occupational licenses for military members and spouses	
Requires state occupational licensing agencies, excluding the State Medical Board, to issue temporary licenses or certificates under certain circumstances to members of the military and their spouses who are licensed in another jurisdiction and have moved to Ohio for duty (current law permits state occupational licensing agencies to issue licenses and certificates for military spouses) (<i>R.C. 4743.04(D) and 4743.041(B)</i>).	Same, except also applies to licenses issued by the State Medical Board (<i>R.C. 4743.04(D) and 4743.041(B)</i>).

S.B. 7 (As passed by the Senate)	Sub. S.B. 7 (I_133_1923)
Qualifications	
<p>Requires, in addition to satisfying other specified requirements, an individual to obtain a criminal records check through the Bureau of Criminal Identification and Investigation in accordance with continuing law procedures. <i>(R.C. 4743.041(B)(5).)</i></p> <p>Requires the individual to present adequate proof to the state licensing agency any of the following circumstances:</p> <ul style="list-style-type: none"> ▪ The individual or the individual’s spouse is a member of the uniformed services and is on active military duty in Ohio. ▪ The individual or the individual’s spouse is a military technician dual status as defined under federal law and was transferred to duty in Ohio. ▪ A circumstance described above will occur within three months after the date of application. <p>Requires the individual to present proof that the individual moved or will move from the state or jurisdiction in which the individual holds the license or certificate. <i>(R.C. 4743.041(B).)</i></p>	<p>No provision.</p> <p>Requires the individual to present adequate proof to the state licensing agency that the individual or the individual’s spouse is on military duty in Ohio. Includes as “military duty” “active guard and reserve” and “military technician dual status” as defined under federal law. <i>(R.C. 4743.041(B)(3).)</i></p> <p>No provision.</p>
Scope of practice	
<p>Allows an individual with a temporary license or certificate to practice the trade or profession in Ohio only within the scope and practice that is permitted under Ohio law and that does not exceed the individual’s training <i>(R.C. 4743.041(E)).</i></p>	<p>Allows such an individual to practice only within the scope and practice that the license or certificate from the other state permits and within the Ohio scope of practice <i>(R.C. 4743.041((F)).</i></p>

S.B. 7 (As passed by the Senate)	Sub. S.B. 7 (I_133_1923)
Duration and verification	
<p>Requires a state licensing agency to issue a temporary license or certificate for not more than six years if the applicant meets the bill's requirements. Allows the agency to revoke a license or certificate if the individual fails to obtain a full license or certificate within six years after the temporary license's or certificate's issuance. <i>(R.C. 4743.041(B).)</i></p> <p>No provision.</p>	<p>Requires that a temporary license or certificate be issued in accordance with the existing issuance schedule of the licensing agency and be valid for a period of not more than six years.</p> <p>Requires a licensing agency to verify the standing of the license or certificate issued by another state or jurisdiction when the temporary license is up for renewal. <i>(R.C. 4743.041(C)).</i></p>
Good standing	
<p>Allows a state licensing agency to revoke an individual's temporary license or certificate if the individual's license or certificate issued by another state is not in "good standing."</p> <p>Specifies that an individual or an individual's license or certificate issued by another state or jurisdiction is in "good standing" if the individual (1) is in compliance with all federal, state, and local regulations, (2) is not the subject of an investigation or disciplinary action by any government agency, and (3) has not been denied a license or certificate, or had a license or certificate limited, suspended, or revoked by any public or licensing agency. <i>(R.C. 4743.041(A)(2) and (C).)</i></p>	<p>Requires, if an individual's license or certificate issued by another state or jurisdiction is not in good standing, the state licensing agency to revoke the temporary license or certificate. Requires a state licensing agency, at least annually, to verify the standing of a license or certificate that was issued by another state or jurisdiction for each individual to whom it has issued a temporary license or certificate. <i>(R.C. 4743.041(D).)</i></p> <p>No provision.</p>

S.B. 7 (As passed by the Senate)	Sub. S.B. 7 (I_133_1923)
Circumstances to deny or revoke a temporary license	
<p>Authorizes a state licensing agency to deny or revoke an individual's temporary license under specified circumstances, including the following:</p> <p>The individual's license or certificate issued by another state or jurisdiction expires, is revoked, or is not in good standing or the individual, with respect to that license or certificate, is placed on disciplinary probation.</p> <p>The individual (1) has a criminal record, (2) is unable to practice due to a mental or physical illness or use or abuse of alcohol or other impairing substances, (3) had a health care institution take adverse action against the individual, (4) is dishonorably discharged from the military, (5) is required to register under Ohio's Sex Offender Registration Law or under Ohio law as an arson offender, or a similar law of another jurisdiction, or (6) has been convicted of, pleaded guilty to, or had a judicial finding of guilt for any criminal violation making the individual ineligible for licensure or certification in Ohio. <i>(R.C. 4743.041(C).)</i></p>	<p>Requires, rather than authorizes, a state licensing agency to deny or revoke an individual's temporary license under specified circumstances, including the following:</p> <p>Same, except does not require denial or revocation if the individual is placed on disciplinary probation. <i>(R.C. 4743.041(C).)</i></p> <p>No provision.</p>
Fees	
<p>Requires a state licensing agency to waive all fees associated with the issuance of a temporary license or certificate under the bill <i>(R.C. 4743.041(D)).</i></p>	<p>Allows a state licensing agency to charge a fee for a temporary license or certificate, and limits the fee amount to not more than $\frac{1}{3}$ of the Ohio fee charged for the license or certificate, rounded up to the nearest dollar <i>(R.C. 4743.041(G)).</i></p>

S.B. 7 (As passed by the Senate)	Sub. S.B. 7 (I_133_1923)
Report	
Requires the Director of Administrative Services, on the conclusion of the state fiscal year, to prepare and provide to the Director of Veterans Services a report on the number and type of temporary licenses or certificates that were issued during the fiscal year not later than 30 days after the end of the fiscal year (<i>R.C. 4743.041(G)</i>).	Same, except requires each department, agency, or office that issues a license or certificate to practice a trade or profession, rather than the Director of Administrative Services, to prepare and provide that report to the Director of Veterans Services (<i>R.C. 4743.041(I)</i>).

State Medical Board expedited licenses by endorsement under S.B. 7 (As Passed by the Senate)

S.B. 7 (As Passed by the Senate) requires the State Medical Board to issue expedited licenses by endorsement, without examination, to applicants who are members of the military and spouses under certain circumstances for the following types of licenses:

- A license to practice as a physician assistant;¹
- A license to practice a limited branch of medicine;²
- A license to practice podiatric medicine and surgery;³
- A license to practice dietetics;⁴
- A license to practice as an anesthesiologist assistant;⁵

¹ R.C. 4730.121.

² R.C. 4731.153.

³ R.C. 4731.57.

⁴ R.C. 4759.063, with conforming changes in R.C. 4759.02 and 4759.10.

⁵ R.C. 4760.041.

- A license to practice respiratory care;⁶
- A license to practice as an oriental medicine practitioner or acupuncturist;⁷
- A license to practice as a radiologist assistant;⁸
- A license to practice as a genetic counselor;⁹
- A genetic counselor supervised practice license.¹⁰

For those licenses, S.B. 7 (As Passed by the Senate) requires the State Medical Board to issue, without examination, an expedited license by endorsement to an applicant who meets all of the following requirements:

1. The applicant files a written application to the Board on a form prescribed by the Board and includes all of the information the Board considers necessary to process it.
2. The applicant provides evidence satisfactory to the Board that the applicant meets all of the following requirements:
 - The applicant holds a valid license or certificate to practice the applicable occupation issued by any other state or jurisdiction.
 - The license or certificate is current, and the applicant is in good standing in the state or jurisdiction of licensure or certification.
 - One of the following circumstances applies to the applicant or the applicant's spouse.
 - ❖ The individual or the individual's spouse is a member of the uniformed services and is on active military duty in Ohio.
 - ❖ The individual or the individual's spouse is a military technician dual status as defined under federal law and was transferred to duty in Ohio.

⁶ R.C. 4761.052, with a conforming change in R.C. 4761.03.

⁷ R.C. 4762.041, with conforming changes in R.C. 4734.281, 4734.285, 4734.49, and 4762.03.

⁸ R.C. 4774.041.

⁹ R.C. 4778.051, with conforming changes in R.C. 4778.07 and 4778.08.

¹⁰ R.C. 4778.081.

- ❖ A circumstance described in (i) or (ii) above will occur within three months after the application date.
- The applicant moved or will move to Ohio from the state or jurisdiction in which the individual holds a current license or certificate.
- The individual meets the requirements to receive a license or certificate required of applicants who apply for the license under current law, including criminal records checks.

The Board must waive all fees associated with the application for and issuance of an expedited license by endorsement under S.B. 7 (As Passed by the Senate).

Expedited licenses to practice medicine and surgery or osteopathic medicine and surgery

Continuing law prescribes a process for an applicant to receive an expedited license to practice medicine and surgery or osteopathic medicine and surgery by endorsement without examination from the State Medical Board. S.B. 7 (As Passed by the Senate) requires the Board to waive the application fee for that expedited license if the applicant presents adequate proof to the Board of both of the following:

1. One of the following circumstances applies to the applicant or the applicant's spouse:
 - a. The individual or the individual's spouse is a member of the uniformed services and is on active military duty in Ohio.
 - b. The individual or the individual's spouse is a military technician dual status as defined under federal law and was transferred to duty in Ohio.
 - c. A circumstance described in (a) or (b) above will occur within three months after the application date.
2. The applicant moved or will move to Ohio from the state or jurisdiction in which the individual holds a current license or certificate.¹¹

¹¹ R.C. 4731.299.