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Synopsis of Conference Committee Amendments

S.B. 7 of the 133rd General Assembly

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The Conference Committee on S.B. 7 recommends the bill as passed by the House of Representatives with the following changes:

As Passed by the Senate	As Passed by the House	Conference Committee Recommendation
Temporary or regular 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>	Same as House, except also authorizes a licensing agency to issue a regular license or certificate in lieu of issuing a temporary license or certificate, provided that the applicant meets the bill's requirements. <i>(R.C. 4743.041(C).)</i>

As Passed by the Senate	As Passed by the House	Conference Committee Recommendation
<p>No provision.</p> <p>Requires the State Medical Board, under certain circumstances, to issue expedited licenses by endorsement to members of the military and spouses who are licensed in another jurisdiction and have moved or will move to Ohio for duty and meet continuing law requirements for those licenses. Requires the Board to waive the current law application fee for certain members of the military and spouses who apply for an expedited license to practice medicine and surgery or osteopathic medicine and surgery by endorsement. <i>(R.C. 4730.121, 4731.153, 4731.299, 4731.57, 4734.281, 4734.285, 4734.49, 4759.02, 4759.063, 4759.10, 4760.041, 4761.052, 4762.03, 4762.041, 4774.041, 4778.051, 4778.07, 4778.08, and 4778.081.)</i></p>	<p>No provision.</p> <p>No provision.</p>	<p>Requires that a license or certificate issued under the bill be considered a license issued under Ohio's laws regulating the practice of the applicable occupation or profession. Applies provisions of law applicable to a license issued to an applicant who does not obtain a license under the bill in the same manner to licenses issued under the bill. <i>(R.C. 4743.041(J).)</i></p> <p>Same as House.</p>

As Passed by the Senate	As Passed by the House	Conference Committee Recommendation
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 (BCII) 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>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>Requires the individual to obtain a criminal records check through BCII in accordance with continuing law procedures if the Ohio licensing agency requires an applicant under the law governing the applicable trade or profession to submit to a criminal records check to receive a license or certificate. <i>(R.C. 4743.041(B)(4).)</i></p> <p>Same as House.</p>

As Passed by the Senate	As Passed by the House	Conference Committee Recommendation
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. (R.C. 4743.041(B).)	No provision.	Same as House.
Scope of practice		
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 (R.C. 4743.041(E)).	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 (R.C. 4743.041(F)).	Same as Senate, and subjects a regular license issued under the bill to the same scope of practice restriction (R.C. 4743.041(F)).
Duration and verification; deadline		
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. (R.C. 4743.041(B).) No provision.	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 (R.C. 4743.041(C)). No provision.	Requires that a temporary license must be valid for a period of not more than six years. Establishes the following deadline for the issuance of licenses: <ul style="list-style-type: none"> ▪ Requires a licensing agency to issue a temporary license or certificate or a regular license, if the applicant meets the bill's requirements, within 30

As Passed by the Senate	As Passed by the House	Conference Committee Recommendation
<p>No provision.</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>	<p>days of having received an application, or, if the applicant is subject to a criminal records check, within 14 days of having received the results of a criminal records check.</p> <ul style="list-style-type: none"> ▪ Requires the licensing agency to notify the applicant within 24 hours of receiving the results of a criminal records check. If the licensing agency finds that the applicant is under investigation by the licensing agency of any other state or jurisdiction, the licensing agency may postpone issuing the license or certificate until the investigation is complete and the licensing agency of the other state or jurisdiction confirms that the individual is in good standing. <i>(R.C. 4743.041(D).)</i> <p>Same as House.</p>

As Passed by the Senate	As Passed by the House	Conference Committee Recommendation
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. (R.C. 4743.041(A)(2) and (C).)</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 to verify the standing of a license or certificate that was issued by another state or jurisdiction when the temporary license or certificate is up for renewal. (R.C. 4743.041(C) and (D).)</p> <p>No provision.</p>	<p>Same as House.</p> <p>Same as House.</p>
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>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 as House.</p>

As Passed by the Senate	As Passed by the House	Conference Committee Recommendation
<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>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>	<p>Same as House.</p> <p>Requires a state licensing agency to deny or revoke an individual's temporary license if the individual is disqualified from obtaining a license in the trade or profession because of a conviction, judicial finding of guilt, or plea of guilty to a disqualifying criminal offense specified on the licensing agency's internet website <i>(R.C. 4743.041(E)(3)).</i>¹</p>

¹ Under continuing law, a licensing agency must make available to the public on the licensing agency's internet website a list of all criminal offenses of which conviction of that offense must disqualify an individual from obtaining a license (R.C. 9.78(C), not in the bill).

As Passed by the Senate	As Passed by the House	Conference Committee Recommendation
Fees		
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>).	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>).	Same as Senate.
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>).	Same as House.