

As Introduced

**132nd General Assembly
Regular Session
2017-2018**

S. B. No. 81

Senator Terhar

A BILL

To amend section 2923.125 of the Revised Code to 1
waive the concealed carry license fee for active 2
members of the armed forces and retired and 3
honorably discharged veterans, to accept 4
military experience with firearms as proof of 5
competency with firearms regardless of when the 6
applicant for a license acquired the experience, 7
to permit a licensee to renew a concealed 8
handgun license at any time before the 9
expiration of the license, and to require the 10
Attorney General to monitor the number of 11
license fees waived and cap the total amount 12
allowed to be waived at \$1.5 million. 13

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

Section 1. That section 2923.125 of the Revised Code be 14
amended to read as follows: 15

Sec. 2923.125. It is the intent of the general assembly 16
that Ohio concealed handgun license law be compliant with the 17
national instant criminal background check system, that the 18
bureau of alcohol, tobacco, firearms, and explosives is able to 19

determine that Ohio law is compliant with the national instant 20
criminal background check system, and that no person shall be 21
eligible to receive a concealed handgun license permit under 22
section 2923.125 or 2923.1213 of the Revised Code unless the 23
person is eligible lawfully to receive or possess a firearm in 24
the United States. 25

(A) This section applies with respect to the application 26
for and issuance by this state of concealed handgun licenses 27
other than concealed handgun licenses on a temporary emergency 28
basis that are issued under section 2923.1213 of the Revised 29
Code. Upon the request of a person who wishes to obtain a 30
concealed handgun license with respect to which this section 31
applies or to renew a concealed handgun license with respect to 32
which this section applies, a sheriff, as provided in division 33
(I) of this section, shall provide to the person free of charge 34
an application form and the web site address at which a 35
printable version of the application form that can be downloaded 36
and the pamphlet described in division (B) of section 109.731 of 37
the Revised Code may be found. A sheriff shall accept a 38
completed application form and the fee, items, materials, and 39
information specified in divisions (B)(1) to (5) of this section 40
at the times and in the manners described in division (I) of 41
this section. 42

(B) An applicant for a concealed handgun license who is a 43
resident of this state shall submit a completed application form 44
and all of the material and information described in divisions 45
(B)(1) to (6) of this section to the sheriff of the county in 46
which the applicant resides or to the sheriff of any county 47
adjacent to the county in which the applicant resides. An 48
applicant for a license who resides in another state shall 49
submit a completed application form and all of the material and 50

information described in divisions (B) (1) to (7) of this section 51
to the sheriff of the county in which the applicant is employed 52
or to the sheriff of any county adjacent to the county in which 53
the applicant is employed: 54

(1) (a) A nonrefundable license fee as described in either 55
of the following: 56

(i) For an applicant who has been a resident of this state 57
for five or more years, a fee of sixty-seven dollars; 58

(ii) For an applicant who has been a resident of this 59
state for less than five years or who is not a resident of this 60
state, but who is employed in this state, a fee of sixty-seven 61
dollars plus the actual cost of having a background check 62
performed by the federal bureau of investigation. 63

(b) No sheriff shall require an applicant to pay for the 64
cost of a background check performed by the bureau of criminal 65
identification and investigation. 66

(c) A sheriff shall waive the payment of the license fee 67
described in division (B) (1) (a) of this section in connection 68
with an initial or renewal application for a license that is 69
submitted by an applicant who is an active or reserve member of 70
the armed forces of the United States or has retired from or was 71
honorably discharged from military service in the active or 72
reserve armed forces of the United States, a retired peace 73
officer, a retired person described in division (B) (1) (b) of 74
section 109.77 of the Revised Code, or a retired federal law 75
enforcement officer who, prior to retirement, was authorized 76
under federal law to carry a firearm in the course of duty, 77
unless the retired peace officer, person, or federal law 78
enforcement officer retired as the result of a mental 79

disability. 80

(d) The sheriff shall deposit all fees paid by an 81
applicant under division (B) (1) (a) of this section into the 82
sheriff's concealed handgun license issuance fund established 83
pursuant to section 311.42 of the Revised Code. The county shall 84
distribute the fees in accordance with section 311.42 of the 85
Revised Code. 86

(2) A color photograph of the applicant that was taken 87
within thirty days prior to the date of the application; 88

(3) One or more of the following competency 89
certifications, each of which shall reflect that, regarding a 90
certification described in division (B) (3) (a), (b), (c), (e), or 91
(f) of this section, within the three years immediately 92
preceding the application the applicant has performed that to 93
which the competency certification relates and that, regarding a 94
certification described in division (B) (3) (d) of this section, 95
the applicant currently is an active or reserve member of the 96
armed forces of the United States, the applicant has retired 97
from or was honorably discharged from military service in the 98
active or reserve armed forces of the United States, or within 99
the ten years immediately preceding the application the 100
~~honorable discharge or retirement of the peace officer, person~~ 101
~~described in division (B) (1) (b) of section 109.77 of the Revised~~ 102
~~Code, or federal law enforcement officer~~ to which the competency 103
certification relates occurred: 104

(a) An original or photocopy of a certificate of 105
completion of a firearms safety, training, or requalification or 106
firearms safety instructor course, class, or program that was 107
offered by or under the auspices of a national gun advocacy 108
organization and that complies with the requirements set forth 109

in division (G) of this section;	110
(b) An original or photocopy of a certificate of	111
completion of a firearms safety, training, or requalification or	112
firearms safety instructor course, class, or program that	113
satisfies all of the following criteria:	114
(i) It was open to members of the general public.	115
(ii) It utilized qualified instructors who were certified	116
by a national gun advocacy organization, the executive director	117
of the Ohio peace officer training commission pursuant to	118
section 109.75 or 109.78 of the Revised Code, or a governmental	119
official or entity of another state.	120
(iii) It was offered by or under the auspices of a law	121
enforcement agency of this or another state or the United	122
States, a public or private college, university, or other	123
similar postsecondary educational institution located in this or	124
another state, a firearms training school located in this or	125
another state, or another type of public or private entity or	126
organization located in this or another state.	127
(iv) It complies with the requirements set forth in	128
division (G) of this section.	129
(c) An original or photocopy of a certificate of	130
completion of a state, county, municipal, or department of	131
natural resources peace officer training school that is approved	132
by the executive director of the Ohio peace officer training	133
commission pursuant to section 109.75 of the Revised Code and	134
that complies with the requirements set forth in division (G) of	135
this section, or the applicant has satisfactorily completed and	136
been issued a certificate of completion of a basic firearms	137
training program, a firearms requalification training program,	138

or another basic training program described in section 109.78 or 139
109.801 of the Revised Code that complies with the requirements 140
set forth in division (G) of this section; 141

(d) A document that evidences both of the following: 142

(i) That the applicant is an active or reserve member of 143
the armed forces of the United States, has retired from or was 144
honorably discharged from military service in the active or 145
reserve armed forces of the United States, is a retired trooper 146
of the state highway patrol, or is a retired peace officer or 147
federal law enforcement officer described in division (B) (1) of 148
this section or a retired person described in division (B) (1) (b) 149
of section 109.77 of the Revised Code and division (B) (1) of 150
this section; 151

(ii) That, through participation in the military service 152
or through the former employment described in division (B) (3) (d) 153
(i) of this section, the applicant acquired experience with 154
handling handguns or other firearms, and the experience so 155
acquired was equivalent to training that the applicant could 156
have acquired in a course, class, or program described in 157
division (B) (3) (a), (b), or (c) of this section. 158

(e) A certificate or another similar document that 159
evidences satisfactory completion of a firearms training, 160
safety, or requalification or firearms safety instructor course, 161
class, or program that is not otherwise described in division 162
(B) (3) (a), (b), (c), or (d) of this section, that was conducted 163
by an instructor who was certified by an official or entity of 164
the government of this or another state or the United States or 165
by a national gun advocacy organization, and that complies with 166
the requirements set forth in division (G) of this section; 167

(f) An affidavit that attests to the applicant's	168
satisfactory completion of a course, class, or program described	169
in division (B) (3) (a), (b), (c), or (e) of this section and that	170
is subscribed by the applicant's instructor or an authorized	171
representative of the entity that offered the course, class, or	172
program or under whose auspices the course, class, or program	173
was offered;	174
(g) A document that evidences that the applicant has	175
successfully completed the Ohio peace officer training program	176
described in section 109.79 of the Revised Code.	177
(4) A certification by the applicant that the applicant	178
has read the pamphlet prepared by the Ohio peace officer	179
training commission pursuant to section 109.731 of the Revised	180
Code that reviews firearms, dispute resolution, and use of	181
deadly force matters.	182
(5) A set of fingerprints of the applicant provided as	183
described in section 311.41 of the Revised Code through use of	184
an electronic fingerprint reading device or, if the sheriff to	185
whom the application is submitted does not possess and does not	186
have ready access to the use of such a reading device, on a	187
standard impression sheet prescribed pursuant to division (C) (2)	188
of section 109.572 of the Revised Code.	189
(6) If the applicant is not a citizen or national of the	190
United States, the name of the applicant's country of	191
citizenship and the applicant's alien registration number issued	192
by the United States citizenship and immigration services	193
agency.	194
(7) If the applicant resides in another state, adequate	195
proof of employment in Ohio.	196

(C) Upon receipt of the completed application form, 197
supporting documentation, and, if not waived, license fee of an 198
applicant under this section, a sheriff, in the manner specified 199
in section 311.41 of the Revised Code, shall conduct or cause to 200
be conducted the criminal records check and the incompetency 201
records check described in section 311.41 of the Revised Code. 202

(D) (1) Except as provided in division (D) (3) of this 203
section, within forty-five days after a sheriff's receipt of an 204
applicant's completed application form for a concealed handgun 205
license under this section, the supporting documentation, and, 206
if not waived, the license fee, the sheriff shall make available 207
through the law enforcement automated data system in accordance 208
with division (H) of this section the information described in 209
that division and, upon making the information available through 210
the system, shall issue to the applicant a concealed handgun 211
license that shall expire as described in division (D) (2) (a) of 212
this section if all of the following apply: 213

(a) The applicant is legally living in the United States. 214
For purposes of division (D) (1) (a) of this section, if a person 215
is absent from the United States in compliance with military or 216
naval orders as an active or reserve member of the armed forces 217
of the United States and if prior to leaving the United States 218
the person was legally living in the United States, the person, 219
solely by reason of that absence, shall not be considered to 220
have lost the person's status as living in the United States. 221

(b) The applicant is at least twenty-one years of age. 222

(c) The applicant is not a fugitive from justice. 223

(d) The applicant is not under indictment for or otherwise 224
charged with a felony; an offense under Chapter 2925., 3719., or 225

4729. of the Revised Code that involves the illegal possession, 226
use, sale, administration, or distribution of or trafficking in 227
a drug of abuse; a misdemeanor offense of violence; or a 228
violation of section 2903.14 or 2923.1211 of the Revised Code. 229

(e) Except as otherwise provided in division (D) (4) or (5) 230
of this section, the applicant has not been convicted of or 231
pleaded guilty to a felony or an offense under Chapter 2925., 232
3719., or 4729. of the Revised Code that involves the illegal 233
possession, use, sale, administration, or distribution of or 234
trafficking in a drug of abuse; has not been adjudicated a 235
delinquent child for committing an act that if committed by an 236
adult would be a felony or would be an offense under Chapter 237
2925., 3719., or 4729. of the Revised Code that involves the 238
illegal possession, use, sale, administration, or distribution 239
of or trafficking in a drug of abuse; has not been convicted of, 240
pleaded guilty to, or adjudicated a delinquent child for 241
committing a violation of section 2903.13 of the Revised Code 242
when the victim of the violation is a peace officer, regardless 243
of whether the applicant was sentenced under division (C) (4) of 244
that section; and has not been convicted of, pleaded guilty to, 245
or adjudicated a delinquent child for committing any other 246
offense that is not previously described in this division that 247
is a misdemeanor punishable by imprisonment for a term exceeding 248
one year. 249

(f) Except as otherwise provided in division (D) (4) or (5) 250
of this section, the applicant, within three years of the date 251
of the application, has not been convicted of or pleaded guilty 252
to a misdemeanor offense of violence other than a misdemeanor 253
violation of section 2921.33 of the Revised Code or a violation 254
of section 2903.13 of the Revised Code when the victim of the 255
violation is a peace officer, or a misdemeanor violation of 256

section 2923.1211 of the Revised Code; and has not been 257
adjudicated a delinquent child for committing an act that if 258
committed by an adult would be a misdemeanor offense of violence 259
other than a misdemeanor violation of section 2921.33 of the 260
Revised Code or a violation of section 2903.13 of the Revised 261
Code when the victim of the violation is a peace officer or for 262
committing an act that if committed by an adult would be a 263
misdemeanor violation of section 2923.1211 of the Revised Code. 264

(g) Except as otherwise provided in division (D) (1) (e) of 265
this section, the applicant, within five years of the date of 266
the application, has not been convicted of, pleaded guilty to, 267
or adjudicated a delinquent child for committing two or more 268
violations of section 2903.13 or 2903.14 of the Revised Code. 269

(h) Except as otherwise provided in division (D) (4) or (5) 270
of this section, the applicant, within ten years of the date of 271
the application, has not been convicted of, pleaded guilty to, 272
or adjudicated a delinquent child for committing a violation of 273
section 2921.33 of the Revised Code. 274

(i) The applicant has not been adjudicated as a mental 275
defective, has not been committed to any mental institution, is 276
not under adjudication of mental incompetence, has not been 277
found by a court to be a mentally ill person subject to court 278
order, and is not an involuntary patient other than one who is a 279
patient only for purposes of observation. As used in this 280
division, "mentally ill person subject to court order" and 281
"patient" have the same meanings as in section 5122.01 of the 282
Revised Code. 283

(j) The applicant is not currently subject to a civil 284
protection order, a temporary protection order, or a protection 285
order issued by a court of another state. 286

(k) The applicant certifies that the applicant desires a legal means to carry a concealed handgun for defense of the applicant or a member of the applicant's family while engaged in lawful activity.

(l) The applicant submits a competency certification of the type described in division (B) (3) of this section and submits a certification of the type described in division (B) (4) of this section regarding the applicant's reading of the pamphlet prepared by the Ohio peace officer training commission pursuant to section 109.731 of the Revised Code.

(m) The applicant currently is not subject to a suspension imposed under division (A) (2) of section 2923.128 of the Revised Code of a concealed handgun license that previously was issued to the applicant under this section or section 2923.1213 of the Revised Code or a similar suspension imposed by another state regarding a concealed handgun license issued by that state.

(n) If the applicant resides in another state, the applicant is employed in this state.

(o) The applicant certifies that the applicant is not an unlawful user of or addicted to any controlled substance as defined in 21 U.S.C. 802.

(p) If the applicant is not a United States citizen, the applicant is an alien and has not been admitted to the United States under a nonimmigrant visa, as defined in the "Immigration and Nationality Act," 8 U.S.C. 1101(a) (26).

(q) The applicant has not been discharged from the armed forces of the United States under dishonorable conditions.

(r) The applicant certifies that the applicant has not renounced the applicant's United States citizenship, if

applicable. 316

(s) The applicant has not been convicted of, pleaded 317
guilty to, or adjudicated a delinquent child for committing a 318
violation of section 2919.25 of the Revised Code or a similar 319
violation in another state. 320

(2) (a) A concealed handgun license that a sheriff issues 321
under division (D) (1) of this section shall expire five years 322
after the date of issuance. 323

If a sheriff issues a license under this section, the 324
sheriff shall place on the license a unique combination of 325
letters and numbers identifying the license in accordance with 326
the procedure prescribed by the Ohio peace officer training 327
commission pursuant to section 109.731 of the Revised Code. 328

(b) If a sheriff denies an application under this section 329
because the applicant does not satisfy the criteria described in 330
division (D) (1) of this section, the sheriff shall specify the 331
grounds for the denial in a written notice to the applicant. The 332
applicant may appeal the denial pursuant to section 119.12 of 333
the Revised Code in the county served by the sheriff who denied 334
the application. If the denial was as a result of the criminal 335
records check conducted pursuant to section 311.41 of the 336
Revised Code and if, pursuant to section 2923.127 of the Revised 337
Code, the applicant challenges the criminal records check 338
results using the appropriate challenge and review procedure 339
specified in that section, the time for filing the appeal 340
pursuant to section 119.12 of the Revised Code and this division 341
is tolled during the pendency of the request or the challenge 342
and review. 343

(c) If the court in an appeal under section 119.12 of the 344

Revised Code and division (D) (2) (b) of this section enters a 345
judgment sustaining the sheriff's refusal to grant to the 346
applicant a concealed handgun license, the applicant may file a 347
new application beginning one year after the judgment is 348
entered. If the court enters a judgment in favor of the 349
applicant, that judgment shall not restrict the authority of a 350
sheriff to suspend or revoke the license pursuant to section 351
2923.128 or 2923.1213 of the Revised Code or to refuse to renew 352
the license for any proper cause that may occur after the date 353
the judgment is entered. In the appeal, the court shall have 354
full power to dispose of all costs. 355

(3) If the sheriff with whom an application for a 356
concealed handgun license was filed under this section becomes 357
aware that the applicant has been arrested for or otherwise 358
charged with an offense that would disqualify the applicant from 359
holding the license, the sheriff shall suspend the processing of 360
the application until the disposition of the case arising from 361
the arrest or charge. 362

(4) If an applicant has been convicted of or pleaded 363
guilty to an offense identified in division (D) (1) (e), (f), or 364
(h) of this section or has been adjudicated a delinquent child 365
for committing an act or violation identified in any of those 366
divisions, and if a court has ordered the sealing or expungement 367
of the records of that conviction, guilty plea, or adjudication 368
pursuant to sections 2151.355 to 2151.358, sections 2953.31 to 369
2953.36, or section 2953.37 of the Revised Code or the applicant 370
has been relieved under operation of law or legal process from 371
the disability imposed pursuant to section 2923.13 of the 372
Revised Code relative to that conviction, guilty plea, or 373
adjudication, the sheriff with whom the application was 374
submitted shall not consider the conviction, guilty plea, or 375

adjudication in making a determination under division (D)(1) or 376
(F) of this section or, in relation to an application for a 377
concealed handgun license on a temporary emergency basis 378
submitted under section 2923.1213 of the Revised Code, in making 379
a determination under division (B)(2) of that section. 380

(5) If an applicant has been convicted of or pleaded 381
guilty to a minor misdemeanor offense or has been adjudicated a 382
delinquent child for committing an act or violation that is a 383
minor misdemeanor offense, the sheriff with whom the application 384
was submitted shall not consider the conviction, guilty plea, or 385
adjudication in making a determination under division (D)(1) or 386
(F) of this section or, in relation to an application for a 387
concealed handgun license on a temporary basis submitted under 388
section 2923.1213 of the Revised Code, in making a determination 389
under division (B)(2) of that section. 390

(E) If a concealed handgun license issued under this 391
section is lost or is destroyed, the licensee may obtain from 392
the sheriff who issued that license a duplicate license upon the 393
payment of a fee of fifteen dollars and the submission of an 394
affidavit attesting to the loss or destruction of the license. 395
The sheriff, in accordance with the procedures prescribed in 396
section 109.731 of the Revised Code, shall place on the 397
replacement license a combination of identifying numbers 398
different from the combination on the license that is being 399
replaced. 400

(F)(1)(a) Except as provided in division (F)(1)(b) of this 401
section, a licensee who wishes to renew a concealed handgun 402
license issued under this section ~~shall~~may do so ~~not earlier~~ 403
~~than ninety days~~at any time before the expiration date of the 404
license or at any time after the expiration date of the license 405

by filing with the sheriff of the county in which the applicant 406
resides or with the sheriff of an adjacent county, or in the 407
case of ~~a~~ an applicant who resides in another state with the 408
sheriff of the county that issued the applicant's previous 409
concealed handgun license an application for renewal of the 410
license obtained pursuant to division (D) of this section, a 411
certification by the applicant that, subsequent to the issuance 412
of the license, the applicant has reread the pamphlet prepared 413
by the Ohio peace officer training commission pursuant to 414
section 109.731 of the Revised Code that reviews firearms, 415
dispute resolution, and use of deadly force matters, and a 416
nonrefundable license renewal fee in an amount determined 417
pursuant to division (F) (4) of this section unless the fee is 418
waived. 419

(b) A person on active duty in the armed forces of the 420
United States or in service with the peace corps, volunteers in 421
service to America, or the foreign service of the United States 422
is exempt from the license requirements of this section for the 423
period of the person's active duty or service and for six months 424
thereafter, provided the person was a licensee under this 425
section at the time the person commenced the person's active 426
duty or service or had obtained a license while on active duty 427
or service. The spouse or a dependent of any such person on 428
active duty or in service also is exempt from the license 429
requirements of this section for the period of the person's 430
active duty or service and for six months thereafter, provided 431
the spouse or dependent was a licensee under this section at the 432
time the person commenced the active duty or service or had 433
obtained a license while the person was on active duty or 434
service, and provided further that the person's active duty or 435
service resulted in the spouse or dependent relocating outside 436

of this state during the period of the active duty or service. 437
This division does not prevent such a person or the person's 438
spouse or dependent from making an application for the renewal 439
of a concealed handgun license during the period of the person's 440
active duty or service. 441

(2) A sheriff shall accept a completed renewal 442
application, the license renewal fee, and the information 443
specified in division (F)(1) of this section at the times and in 444
the manners described in division (I) of this section. Upon 445
receipt of a completed renewal application, of certification 446
that the applicant has reread the specified pamphlet prepared by 447
the Ohio peace officer training commission, and of a license 448
renewal fee unless the fee is waived, a sheriff, in the manner 449
specified in section 311.41 of the Revised Code shall conduct or 450
cause to be conducted the criminal records check and the 451
incompetency records check described in section 311.41 of the 452
Revised Code. The sheriff shall renew the license if the sheriff 453
determines that the applicant continues to satisfy the 454
requirements described in division (D)(1) of this section, 455
except that the applicant is not required to meet the 456
requirements of division (D)(1)(1) of this section. A renewed 457
license shall expire five years after the date of issuance. A 458
renewed license is subject to division (E) of this section and 459
sections 2923.126 and 2923.128 of the Revised Code. A sheriff 460
shall comply with divisions (D)(2) and (3) of this section when 461
the circumstances described in those divisions apply to a 462
requested license renewal. If a sheriff denies the renewal of a 463
concealed handgun license, the applicant may appeal the denial, 464
or challenge the criminal record check results that were the 465
basis of the denial if applicable, in the same manner as 466
specified in division (D)(2)(b) of this section and in section 467

2923.127 of the Revised Code, regarding the denial of a license 468
under this section. 469

(3) A renewal application submitted pursuant to division 470
(F) of this section shall only require the licensee to list on 471
the application form information and matters occurring since the 472
date of the licensee's last application for a license pursuant 473
to division (B) or (F) of this section. A sheriff conducting the 474
criminal records check and the incompetency records check 475
described in section 311.41 of the Revised Code shall conduct 476
the check only from the date of the licensee's last application 477
for a license pursuant to division (B) or (F) of this section 478
through the date of the renewal application submitted pursuant 479
to division (F) of this section. 480

(4) An applicant for a renewal concealed handgun license 481
under this section shall submit to the sheriff of the county in 482
which the applicant resides or to the sheriff of any county 483
adjacent to the county in which the applicant resides, or in the 484
case of an applicant who resides in another state to the sheriff 485
of the county that issued the applicant's previous concealed 486
handgun license, a nonrefundable license fee as described in 487
either of the following: 488

(a) For an applicant who has been a resident of this state 489
for five or more years, a fee of fifty dollars; 490

(b) For an applicant who has been a resident of this state 491
for less than five years or who is not a resident of this state 492
but who is employed in this state, a fee of fifty dollars plus 493
the actual cost of having a background check performed by the 494
federal bureau of investigation. 495

(5) The concealed handgun license of a licensee who is no 496

longer a resident of this state or no longer employed in this 497
state, as applicable, is valid until the date of expiration on 498
the license, and the licensee is prohibited from renewing the 499
concealed handgun license. 500

(G) (1) Each course, class, or program described in 501
division (B) (3) (a), (b), (c), or (e) of this section shall 502
provide to each person who takes the course, class, or program 503
the web site address at which the pamphlet prepared by the Ohio 504
peace officer training commission pursuant to section 109.731 of 505
the Revised Code that reviews firearms, dispute resolution, and 506
use of deadly force matters may be found. Each such course, 507
class, or program described in one of those divisions shall 508
include at least eight hours of training in the safe handling 509
and use of a firearm that shall include training, provided as 510
described in division (G) (3) of this section, on all of the 511
following: 512

(a) The ability to name, explain, and demonstrate the 513
rules for safe handling of a handgun and proper storage 514
practices for handguns and ammunition; 515

(b) The ability to demonstrate and explain how to handle 516
ammunition in a safe manner; 517

(c) The ability to demonstrate the knowledge, skills, and 518
attitude necessary to shoot a handgun in a safe manner; 519

(d) Gun handling training; 520

(e) A minimum of two hours of in-person training that 521
consists of range time and live-fire training. 522

(2) To satisfactorily complete the course, class, or 523
program described in division (B) (3) (a), (b), (c), or (e) of 524
this section, the applicant shall pass a competency examination 525

that shall include both of the following: 526

(a) A written section, provided as described in division 527
(G) (3) of this section, on the ability to name and explain the 528
rules for the safe handling of a handgun and proper storage 529
practices for handguns and ammunition; 530

(b) An in-person physical demonstration of competence in 531
the use of a handgun and in the rules for safe handling and 532
storage of a handgun and a physical demonstration of the 533
attitude necessary to shoot a handgun in a safe manner. 534

(3) (a) Except as otherwise provided in this division, the 535
training specified in division (G) (1) (a) of this section shall 536
be provided to the person receiving the training in person by an 537
instructor. If the training specified in division (G) (1) (a) of 538
this section is provided by a course, class, or program 539
described in division (B) (3) (a) of this section, or it is 540
provided by a course, class, or program described in division 541
(B) (3) (b), (c), or (e) of this section and the instructor is a 542
qualified instructor certified by a national gun advocacy 543
organization, the training so specified, other than the training 544
that requires the person receiving the training to demonstrate 545
handling abilities, may be provided online or as a combination 546
of in-person and online training, as long as the online training 547
includes an interactive component that regularly engages the 548
person. 549

(b) Except as otherwise provided in this division, the 550
written section of the competency examination specified in 551
division (G) (2) (a) of this section shall be administered to the 552
person taking the competency examination in person by an 553
instructor. If the training specified in division (G) (1) (a) of 554
this section is provided to the person receiving the training by 555

a course, class, or program described in division (B) (3) (a) of 556
this section, or it is provided by a course, class, or program 557
described in division (B) (3) (b), (c), or (e) of this section and 558
the instructor is a qualified instructor certified by a national 559
gun advocacy organization, the written section of the competency 560
examination specified in division (G) (2) (a) of this section may 561
be administered online, as long as the online training includes 562
an interactive component that regularly engages the person. 563

(4) The competency certification described in division (B) 564
(3) (a), (b), (c), or (e) of this section shall be dated and 565
shall attest that the course, class, or program the applicant 566
successfully completed met the requirements described in 567
division (G) (1) of this section and that the applicant passed 568
the competency examination described in division (G) (2) of this 569
section. 570

(H) Upon deciding to issue a concealed handgun license, 571
deciding to issue a replacement concealed handgun license, or 572
deciding to renew a concealed handgun license pursuant to this 573
section, and before actually issuing or renewing the license, 574
the sheriff shall make available through the law enforcement 575
automated data system all information contained on the license. 576
If the license subsequently is suspended under division (A) (1) 577
or (2) of section 2923.128 of the Revised Code, revoked pursuant 578
to division (B) (1) of section 2923.128 of the Revised Code, or 579
lost or destroyed, the sheriff also shall make available through 580
the law enforcement automated data system a notation of that 581
fact. The superintendent of the state highway patrol shall 582
ensure that the law enforcement automated data system is so 583
configured as to permit the transmission through the system of 584
the information specified in this division. 585

(I) (1) A sheriff shall accept a completed application form 586
or renewal application, and the fee, items, materials, and 587
information specified in divisions (B) (1) to (5) or division (F) 588
of this section, whichever is applicable, and shall provide an 589
application form or renewal application to any person during at 590
least fifteen hours a week and shall provide the web site 591
address at which a printable version of the application form 592
that can be downloaded and the pamphlet described in division 593
(B) of section 109.731 of the Revised Code may be found at any 594
time, upon request. The sheriff shall post notice of the hours 595
during which the sheriff is available to accept or provide the 596
information described in this division. 597

(2) A sheriff shall transmit a notice to the attorney 598
general, in a manner determined by the attorney general, every 599
time a license is issued that waived payment under division (B) 600
(1) (c) of this section for an applicant who is an active or 601
reserve member of the armed forces of the United States or has 602
retired from or was honorably discharged from military service 603
in the active or reserve armed forces of the United States. The 604
attorney general shall monitor and inform sheriffs issuing 605
licenses under this section when the amount of license fee 606
payments waived and transmitted to the attorney general reach 607
one million five hundred thousand dollars each year. Once a 608
sheriff is informed that the payments waived reached one million 609
five hundred thousand dollars in any year, a sheriff shall no 610
longer waive payment of a license fee for an applicant who is an 611
active or reserve member of the armed forces of the United 612
States or has retired from or was honorably discharged from 613
military service in the active or reserve armed forces of the 614
United States for the remainder of that year. 615

Section 2. That existing section 2923.125 of the Revised 616

Code is hereby repealed. 617

Section 3. Section 2923.125 of the Revised Code is 618
presented in this act as a composite of the section as amended 619
by both Am. Sub. H.B. 234 and Am. Sub. S.B. 43 of the 130th 620
General Assembly. The General Assembly, applying the principle 621
stated in division (B) of section 1.52 of the Revised Code that 622
amendments are to be harmonized if reasonably capable of 623
simultaneous operation, finds that the composite is the 624
resulting version of the section in effect prior to the 625
effective date of the section as presented in this act. 626