

As Introduced

133rd General Assembly

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H. B. No. 764

Representative Grendell

Cosponsors: Representatives Jordan, Hambley, Ghanbari, Lang, Wiggam, Stein, Kick, Cross, Dean, Riedel, Becker, Carruthers, Romanchuk, Zeltwanger, Butler

A BILL

To amend section 2923.125 of the Revised Code and 1
to amend Section 11 of H.B. 197 of the 133rd 2
General Assembly to extend valid concealed 3
handgun licenses until December 31, 2021, and to 4
permit Ohio residents to apply for or renew 5
concealed handgun licenses in any county. 6

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

Section 1. That section 2923.125 of the Revised Code be 7
amended to read as follows: 8

Sec. 2923.125. It is the intent of the general assembly 9
that Ohio concealed handgun license law be compliant with the 10
national instant criminal background check system, that the 11
bureau of alcohol, tobacco, firearms, and explosives is able to 12
determine that Ohio law is compliant with the national instant 13
criminal background check system, and that no person shall be 14
eligible to receive a concealed handgun license permit under 15
section 2923.125 or 2923.1213 of the Revised Code unless the 16
person is eligible lawfully to receive or possess a firearm in 17
the United States. 18

(A) This section applies with respect to the application 19
for and issuance by this state of concealed handgun licenses 20
other than concealed handgun licenses on a temporary emergency 21
basis that are issued under section 2923.1213 of the Revised 22
Code. Upon the request of a person who wishes to obtain a 23
concealed handgun license with respect to which this section 24
applies or to renew a concealed handgun license with respect to 25
which this section applies, a sheriff, as provided in division 26
(I) of this section, shall provide to the person free of charge 27
an application form and the web site address at which a 28
printable version of the application form that can be downloaded 29
and the pamphlet described in division (B) of section 109.731 of 30
the Revised Code may be found. A sheriff shall accept a 31
completed application form and the fee, items, materials, and 32
information specified in divisions (B)(1) to (5) of this section 33
at the times and in the manners described in division (I) of 34
this section. 35

(B) An applicant for a concealed handgun license who is a 36
resident of this state shall submit a completed application form 37
and all of the material and information described in divisions 38
(B)(1) to (6) of this section to the sheriff of ~~the county in~~ 39
~~which the applicant resides or to the sheriff of any county~~ 40
~~adjacent to the county in which the applicant resides.~~ An 41
applicant for a license who resides in another state shall 42
submit a completed application form and all of the material and 43
information described in divisions (B)(1) to (7) of this section 44
to the sheriff of the county in which the applicant is employed 45
or to the sheriff of any county adjacent to the county in which 46
the applicant is employed: 47

(1) (a) A nonrefundable license fee as described in either 48
of the following: 49

(i) For an applicant who has been a resident of this state 50
for five or more years, a fee of sixty-seven dollars; 51

(ii) For an applicant who has been a resident of this 52
state for less than five years or who is not a resident of this 53
state, but who is employed in this state, a fee of sixty-seven 54
dollars plus the actual cost of having a background check 55
performed by the federal bureau of investigation. 56

(b) No sheriff shall require an applicant to pay for the 57
cost of a background check performed by the bureau of criminal 58
identification and investigation. 59

(c) A sheriff shall waive the payment of the license fee 60
described in division (B) (1) (a) of this section in connection 61
with an initial or renewal application for a license that is 62
submitted by an applicant who is an active or reserve member of 63
the armed forces of the United States or has retired from or was 64
honorably discharged from military service in the active or 65
reserve armed forces of the United States, a retired peace 66
officer, a retired person described in division (B) (1) (b) of 67
section 109.77 of the Revised Code, or a retired federal law 68
enforcement officer who, prior to retirement, was authorized 69
under federal law to carry a firearm in the course of duty, 70
unless the retired peace officer, person, or federal law 71
enforcement officer retired as the result of a mental 72
disability. 73

(d) The sheriff shall deposit all fees paid by an 74
applicant under division (B) (1) (a) of this section into the 75
sheriff's concealed handgun license issuance fund established 76
pursuant to section 311.42 of the Revised Code. The county shall 77
distribute the fees in accordance with section 311.42 of the 78
Revised Code. 79

(2) A color photograph of the applicant that was taken 80
within thirty days prior to the date of the application; 81

(3) One or more of the following competency 82
certifications, each of which shall reflect that, regarding a 83
certification described in division (B) (3) (a), (b), (c), (e), or 84
(f) of this section, within the three years immediately 85
preceding the application the applicant has performed that to 86
which the competency certification relates and that, regarding a 87
certification described in division (B) (3) (d) of this section, 88
the applicant currently is an active or reserve member of the 89
armed forces of the United States, the applicant has retired 90
from or was honorably discharged from military service in the 91
active or reserve armed forces of the United States, or within 92
the ten years immediately preceding the application the 93
retirement of the peace officer, person described in division 94
(B) (1) (b) of section 109.77 of the Revised Code, or federal law 95
enforcement officer to which the competency certification 96
relates occurred: 97

(a) An original or photocopy of a certificate of 98
completion of a firearms safety, training, or requalification or 99
firearms safety instructor course, class, or program that was 100
offered by or under the auspices of a national gun advocacy 101
organization and that complies with the requirements set forth 102
in division (G) of this section; 103

(b) An original or photocopy of a certificate of 104
completion of a firearms safety, training, or requalification or 105
firearms safety instructor course, class, or program that 106
satisfies all of the following criteria: 107

(i) It was open to members of the general public. 108

(ii) It utilized qualified instructors who were certified 109
by a national gun advocacy organization, the executive director 110
of the Ohio peace officer training commission pursuant to 111
section 109.75 or 109.78 of the Revised Code, or a governmental 112
official or entity of another state. 113

(iii) It was offered by or under the auspices of a law 114
enforcement agency of this or another state or the United 115
States, a public or private college, university, or other 116
similar postsecondary educational institution located in this or 117
another state, a firearms training school located in this or 118
another state, or another type of public or private entity or 119
organization located in this or another state. 120

(iv) It complies with the requirements set forth in 121
division (G) of this section. 122

(c) An original or photocopy of a certificate of 123
completion of a state, county, municipal, or department of 124
natural resources peace officer training school that is approved 125
by the executive director of the Ohio peace officer training 126
commission pursuant to section 109.75 of the Revised Code and 127
that complies with the requirements set forth in division (G) of 128
this section, or the applicant has satisfactorily completed and 129
been issued a certificate of completion of a basic firearms 130
training program, a firearms requalification training program, 131
or another basic training program described in section 109.78 or 132
109.801 of the Revised Code that complies with the requirements 133
set forth in division (G) of this section; 134

(d) A document that evidences both of the following: 135

(i) That the applicant is an active or reserve member of 136
the armed forces of the United States, has retired from or was 137

honorably discharged from military service in the active or 138
reserve armed forces of the United States, is a retired trooper 139
of the state highway patrol, or is a retired peace officer or 140
federal law enforcement officer described in division (B) (1) of 141
this section or a retired person described in division (B) (1) (b) 142
of section 109.77 of the Revised Code and division (B) (1) of 143
this section; 144

(ii) That, through participation in the military service 145
or through the former employment described in division (B) (3) (d) 146
(i) of this section, the applicant acquired experience with 147
handling handguns or other firearms, and the experience so 148
acquired was equivalent to training that the applicant could 149
have acquired in a course, class, or program described in 150
division (B) (3) (a), (b), or (c) of this section. 151

(e) A certificate or another similar document that 152
evidences satisfactory completion of a firearms training, 153
safety, or requalification or firearms safety instructor course, 154
class, or program that is not otherwise described in division 155
(B) (3) (a), (b), (c), or (d) of this section, that was conducted 156
by an instructor who was certified by an official or entity of 157
the government of this or another state or the United States or 158
by a national gun advocacy organization, and that complies with 159
the requirements set forth in division (G) of this section; 160

(f) An affidavit that attests to the applicant's 161
satisfactory completion of a course, class, or program described 162
in division (B) (3) (a), (b), (c), or (e) of this section and that 163
is subscribed by the applicant's instructor or an authorized 164
representative of the entity that offered the course, class, or 165
program or under whose auspices the course, class, or program 166
was offered; 167

(g) A document that evidences that the applicant has 168
successfully completed the Ohio peace officer training program 169
described in section 109.79 of the Revised Code. 170

(4) A certification by the applicant that the applicant 171
has read the pamphlet prepared by the Ohio peace officer 172
training commission pursuant to section 109.731 of the Revised 173
Code that reviews firearms, dispute resolution, and use of 174
deadly force matters. 175

(5) A set of fingerprints of the applicant provided as 176
described in section 311.41 of the Revised Code through use of 177
an electronic fingerprint reading device or, if the sheriff to 178
whom the application is submitted does not possess and does not 179
have ready access to the use of such a reading device, on a 180
standard impression sheet prescribed pursuant to division (C) (2) 181
of section 109.572 of the Revised Code. 182

(6) If the applicant is not a citizen or national of the 183
United States, the name of the applicant's country of 184
citizenship and the applicant's alien registration number issued 185
by the United States citizenship and immigration services 186
agency. 187

(7) If the applicant resides in another state, adequate 188
proof of employment in Ohio. 189

(C) Upon receipt of the completed application form, 190
supporting documentation, and, if not waived, license fee of an 191
applicant under this section, a sheriff, in the manner specified 192
in section 311.41 of the Revised Code, shall conduct or cause to 193
be conducted the criminal records check and the incompetency 194
records check described in section 311.41 of the Revised Code. 195

(D) (1) Except as provided in division (D) (3) of this 196

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

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

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

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

(d) The applicant is not under indictment for or otherwise charged with a felony; an offense under Chapter 2925., 3719., or 4729. of the Revised Code that involves the illegal possession, use, sale, administration, or distribution of or trafficking in a drug of abuse; a misdemeanor offense of violence; or a violation of section 2903.14 or 2923.1211 of the Revised Code.

(e) Except as otherwise provided in division (D)(4) or (5) of this section, the applicant has not been convicted of or pleaded guilty to a felony or an offense under Chapter 2925.,

3719., or 4729. of the Revised Code that involves the illegal 226
possession, use, sale, administration, or distribution of or 227
trafficking in a drug of abuse; has not been adjudicated a 228
delinquent child for committing an act that if committed by an 229
adult would be a felony or would be an offense under Chapter 230
2925., 3719., or 4729. of the Revised Code that involves the 231
illegal possession, use, sale, administration, or distribution 232
of or trafficking in a drug of abuse; has not been convicted of, 233
pleaded guilty to, or adjudicated a delinquent child for 234
committing a violation of section 2903.13 of the Revised Code 235
when the victim of the violation is a peace officer, regardless 236
of whether the applicant was sentenced under division (C) (4) of 237
that section; and has not been convicted of, pleaded guilty to, 238
or adjudicated a delinquent child for committing any other 239
offense that is not previously described in this division that 240
is a misdemeanor punishable by imprisonment for a term exceeding 241
one year. 242

(f) Except as otherwise provided in division (D) (4) or (5) 243
of this section, the applicant, within three years of the date 244
of the application, has not been convicted of or pleaded guilty 245
to a misdemeanor offense of violence other than a misdemeanor 246
violation of section 2921.33 of the Revised Code or a violation 247
of section 2903.13 of the Revised Code when the victim of the 248
violation is a peace officer, or a misdemeanor violation of 249
section 2923.1211 of the Revised Code; and has not been 250
adjudicated a delinquent child for committing an act that if 251
committed by an adult would be a misdemeanor offense of violence 252
other than a misdemeanor violation of section 2921.33 of the 253
Revised Code or a violation of section 2903.13 of the Revised 254
Code when the victim of the violation is a peace officer or for 255
committing an act that if committed by an adult would be a 256

misdemeanor violation of section 2923.1211 of the Revised Code.	257
(g) Except as otherwise provided in division (D)(1)(e) of this section, the applicant, within five years of the date of the application, has not been convicted of, pleaded guilty to, or adjudicated a delinquent child for committing two or more violations of section 2903.13 or 2903.14 of the Revised Code.	258 259 260 261 262
(h) Except as otherwise provided in division (D)(4) or (5) of this section, the applicant, within ten years of the date of the application, has not been convicted of, pleaded guilty to, or adjudicated a delinquent child for committing a violation of section 2921.33 of the Revised Code.	263 264 265 266 267
(i) The applicant has not been adjudicated as a mental defective, has not been committed to any mental institution, is not under adjudication of mental incompetence, has not been found by a court to be a mentally ill person subject to court order, and is not an involuntary patient other than one who is a patient only for purposes of observation. As used in this division, "mentally ill person subject to court order" and "patient" have the same meanings as in section 5122.01 of the Revised Code.	268 269 270 271 272 273 274 275 276
(j) The applicant is not currently subject to a civil protection order, a temporary protection order, or a protection order issued by a court of another state.	277 278 279
(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.	280 281 282 283
(l) The applicant submits a competency certification of the type described in division (B)(3) of this section and	284 285

submits a certification of the type described in division (B) (4) 286
of this section regarding the applicant's reading of the 287
pamphlet prepared by the Ohio peace officer training commission 288
pursuant to section 109.731 of the Revised Code. 289

(m) The applicant currently is not subject to a suspension 290
imposed under division (A) (2) of section 2923.128 of the Revised 291
Code of a concealed handgun license that previously was issued 292
to the applicant under this section or section 2923.1213 of the 293
Revised Code or a similar suspension imposed by another state 294
regarding a concealed handgun license issued by that state. 295

(n) If the applicant resides in another state, the 296
applicant is employed in this state. 297

(o) The applicant certifies that the applicant is not an 298
unlawful user of or addicted to any controlled substance as 299
defined in 21 U.S.C. 802. 300

(p) If the applicant is not a United States citizen, the 301
applicant is an alien and has not been admitted to the United 302
States under a nonimmigrant visa, as defined in the "Immigration 303
and Nationality Act," 8 U.S.C. 1101(a) (26). 304

(q) The applicant has not been discharged from the armed 305
forces of the United States under dishonorable conditions. 306

(r) The applicant certifies that the applicant has not 307
renounced the applicant's United States citizenship, if 308
applicable. 309

(s) The applicant has not been convicted of, pleaded 310
guilty to, or adjudicated a delinquent child for committing a 311
violation of section 2919.25 of the Revised Code or a similar 312
violation in another state. 313

(2) (a) A concealed handgun license that a sheriff issues 314
under division (D) (1) of this section shall expire five years 315
after the date of issuance. 316

If a sheriff issues a license under this section, the 317
sheriff shall place on the license a unique combination of 318
letters and numbers identifying the license in accordance with 319
the procedure prescribed by the Ohio peace officer training 320
commission pursuant to section 109.731 of the Revised Code. 321

(b) If a sheriff denies an application under this section 322
because the applicant does not satisfy the criteria described in 323
division (D) (1) of this section, the sheriff shall specify the 324
grounds for the denial in a written notice to the applicant. The 325
applicant may appeal the denial pursuant to section 119.12 of 326
the Revised Code in the county served by the sheriff who denied 327
the application. If the denial was as a result of the criminal 328
records check conducted pursuant to section 311.41 of the 329
Revised Code and if, pursuant to section 2923.127 of the Revised 330
Code, the applicant challenges the criminal records check 331
results using the appropriate challenge and review procedure 332
specified in that section, the time for filing the appeal 333
pursuant to section 119.12 of the Revised Code and this division 334
is tolled during the pendency of the request or the challenge 335
and review. 336

(c) If the court in an appeal under section 119.12 of the 337
Revised Code and division (D) (2) (b) of this section enters a 338
judgment sustaining the sheriff's refusal to grant to the 339
applicant a concealed handgun license, the applicant may file a 340
new application beginning one year after the judgment is 341
entered. If the court enters a judgment in favor of the 342
applicant, that judgment shall not restrict the authority of a 343

sheriff to suspend or revoke the license pursuant to section 344
2923.128 or 2923.1213 of the Revised Code or to refuse to renew 345
the license for any proper cause that may occur after the date 346
the judgment is entered. In the appeal, the court shall have 347
full power to dispose of all costs. 348

(3) If the sheriff with whom an application for a 349
concealed handgun license was filed under this section becomes 350
aware that the applicant has been arrested for or otherwise 351
charged with an offense that would disqualify the applicant from 352
holding the license, the sheriff shall suspend the processing of 353
the application until the disposition of the case arising from 354
the arrest or charge. 355

(4) If an applicant has been convicted of or pleaded 356
guilty to an offense identified in division (D)(1)(e), (f), or 357
(h) of this section or has been adjudicated a delinquent child 358
for committing an act or violation identified in any of those 359
divisions, and if a court has ordered the sealing or expungement 360
of the records of that conviction, guilty plea, or adjudication 361
pursuant to sections 2151.355 to 2151.358, sections 2953.31 to 362
2953.36, or section 2953.37 of the Revised Code or the applicant 363
has been relieved under operation of law or legal process from 364
the disability imposed pursuant to section 2923.13 of the 365
Revised Code relative to that conviction, guilty plea, or 366
adjudication, the sheriff with whom the application was 367
submitted shall not consider the conviction, guilty plea, or 368
adjudication in making a determination under division (D)(1) or 369
(F) of this section or, in relation to an application for a 370
concealed handgun license on a temporary emergency basis 371
submitted under section 2923.1213 of the Revised Code, in making 372
a determination under division (B)(2) of that section. 373

(5) If an applicant has been convicted of or pleaded 374
guilty to a minor misdemeanor offense or has been adjudicated a 375
delinquent child for committing an act or violation that is a 376
minor misdemeanor offense, the sheriff with whom the application 377
was submitted shall not consider the conviction, guilty plea, or 378
adjudication in making a determination under division (D)(1) or 379
(F) of this section or, in relation to an application for a 380
concealed handgun license on a temporary basis submitted under 381
section 2923.1213 of the Revised Code, in making a determination 382
under division (B)(2) of that section. 383

(E) If a concealed handgun license issued under this 384
section is lost or is destroyed, the licensee may obtain from 385
the sheriff who issued that license a duplicate license upon the 386
payment of a fee of fifteen dollars and the submission of an 387
affidavit attesting to the loss or destruction of the license. 388
The sheriff, in accordance with the procedures prescribed in 389
section 109.731 of the Revised Code, shall place on the 390
replacement license a combination of identifying numbers 391
different from the combination on the license that is being 392
replaced. 393

(F)(1)(a) Except as provided in division (F)(1)(b) of this 394
section, a licensee who wishes to renew a concealed handgun 395
license issued under this section may do so at any time before 396
the expiration date of the license or at any time after the 397
expiration date of the license by filing with ~~the~~ a county 398
~~sheriff of the county in which the applicant resides or with the~~ 399
~~sheriff of an adjacent county~~, or in the case of an applicant 400
who resides in another state with the sheriff of the county that 401
issued the applicant's previous concealed handgun license an 402
application for renewal of the license obtained pursuant to 403
division (D) of this section, a certification by the applicant 404

that, subsequent to the issuance of the license, the applicant 405
has reread the pamphlet prepared by the Ohio peace officer 406
training commission pursuant to section 109.731 of the Revised 407
Code that reviews firearms, dispute resolution, and use of 408
deadly force matters, and a nonrefundable license renewal fee in 409
an amount determined pursuant to division (F) (4) of this section 410
unless the fee is waived. 411

(b) A person on active duty in the armed forces of the 412
United States or in service with the peace corps, volunteers in 413
service to America, or the foreign service of the United States 414
is exempt from the license requirements of this section for the 415
period of the person's active duty or service and for six months 416
thereafter, provided the person was a licensee under this 417
section at the time the person commenced the person's active 418
duty or service or had obtained a license while on active duty 419
or service. The spouse or a dependent of any such person on 420
active duty or in service also is exempt from the license 421
requirements of this section for the period of the person's 422
active duty or service and for six months thereafter, provided 423
the spouse or dependent was a licensee under this section at the 424
time the person commenced the active duty or service or had 425
obtained a license while the person was on active duty or 426
service, and provided further that the person's active duty or 427
service resulted in the spouse or dependent relocating outside 428
of this state during the period of the active duty or service. 429
This division does not prevent such a person or the person's 430
spouse or dependent from making an application for the renewal 431
of a concealed handgun license during the period of the person's 432
active duty or service. 433

(2) A sheriff shall accept a completed renewal 434
application, the license renewal fee, and the information 435

specified in division (F)(1) of this section at the times and in 436
the manners described in division (I) of this section. Upon 437
receipt of a completed renewal application, of certification 438
that the applicant has reread the specified pamphlet prepared by 439
the Ohio peace officer training commission, and of a license 440
renewal fee unless the fee is waived, a sheriff, in the manner 441
specified in section 311.41 of the Revised Code shall conduct or 442
cause to be conducted the criminal records check and the 443
incompetency records check described in section 311.41 of the 444
Revised Code. The sheriff shall renew the license if the sheriff 445
determines that the applicant continues to satisfy the 446
requirements described in division (D)(1) of this section, 447
except that the applicant is not required to meet the 448
requirements of division (D)(1)(1) of this section. A renewed 449
license shall expire five years after the date of issuance. A 450
renewed license is subject to division (E) of this section and 451
sections 2923.126 and 2923.128 of the Revised Code. A sheriff 452
shall comply with divisions (D)(2) and (3) of this section when 453
the circumstances described in those divisions apply to a 454
requested license renewal. If a sheriff denies the renewal of a 455
concealed handgun license, the applicant may appeal the denial, 456
or challenge the criminal record check results that were the 457
basis of the denial if applicable, in the same manner as 458
specified in division (D)(2)(b) of this section and in section 459
2923.127 of the Revised Code, regarding the denial of a license 460
under this section. 461

(3) A renewal application submitted pursuant to division 462
(F) of this section shall only require the licensee to list on 463
the application form information and matters occurring since the 464
date of the licensee's last application for a license pursuant 465
to division (B) or (F) of this section. A sheriff conducting the 466

criminal records check and the incompetency records check 467
described in section 311.41 of the Revised Code shall conduct 468
the check only from the date of the licensee's last application 469
for a license pursuant to division (B) or (F) of this section 470
through the date of the renewal application submitted pursuant 471
to division (F) of this section. 472

(4) An applicant for a renewal concealed handgun license 473
under this section shall submit to ~~the a county sheriff of the~~ 474
~~county in which the applicant resides or to the sheriff of any~~ 475
~~county adjacent to the county in which the applicant resides,~~ or 476
in the case of an applicant who resides in another state to the 477
sheriff of the county that issued the applicant's previous 478
concealed handgun license, a nonrefundable license fee as 479
described in either of the following: 480

(a) For an applicant who has been a resident of this state 481
for five or more years, a fee of fifty dollars; 482

(b) For an applicant who has been a resident of this state 483
for less than five years or who is not a resident of this state 484
but who is employed in this state, a fee of fifty dollars plus 485
the actual cost of having a background check performed by the 486
federal bureau of investigation. 487

(5) The concealed handgun license of a licensee who is no 488
longer a resident of this state or no longer employed in this 489
state, as applicable, is valid until the date of expiration on 490
the license, and the licensee is prohibited from renewing the 491
concealed handgun license. 492

(G) (1) Each course, class, or program described in 493
division (B) (3) (a), (b), (c), or (e) of this section shall 494
provide to each person who takes the course, class, or program 495

the web site address at which the pamphlet prepared by the Ohio peace officer training commission pursuant to section 109.731 of the Revised Code that reviews firearms, dispute resolution, and use of deadly force matters may be found. Each such course, class, or program described in one of those divisions shall include at least eight hours of training in the safe handling and use of a firearm that shall include training, provided as described in division (G) (3) of this section, on all of the following:

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

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

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

(d) Gun handling training;

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

(2) To satisfactorily complete the course, class, or program described in division (B) (3) (a), (b), (c), or (e) of this section, the applicant shall pass a competency examination that shall include both of the following:

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

(b) An in-person physical demonstration of competence in

the use of a handgun and in the rules for safe handling and 524
storage of a handgun and a physical demonstration of the 525
attitude necessary to shoot a handgun in a safe manner. 526

(3) (a) Except as otherwise provided in this division, the 527
training specified in division (G) (1) (a) of this section shall 528
be provided to the person receiving the training in person by an 529
instructor. If the training specified in division (G) (1) (a) of 530
this section is provided by a course, class, or program 531
described in division (B) (3) (a) of this section, or it is 532
provided by a course, class, or program described in division 533
(B) (3) (b), (c), or (e) of this section and the instructor is a 534
qualified instructor certified by a national gun advocacy 535
organization, the training so specified, other than the training 536
that requires the person receiving the training to demonstrate 537
handling abilities, may be provided online or as a combination 538
of in-person and online training, as long as the online training 539
includes an interactive component that regularly engages the 540
person. 541

(b) Except as otherwise provided in this division, the 542
written section of the competency examination specified in 543
division (G) (2) (a) of this section shall be administered to the 544
person taking the competency examination in person by an 545
instructor. If the training specified in division (G) (1) (a) of 546
this section is provided to the person receiving the training by 547
a course, class, or program described in division (B) (3) (a) of 548
this section, or it is provided by a course, class, or program 549
described in division (B) (3) (b), (c), or (e) of this section and 550
the instructor is a qualified instructor certified by a national 551
gun advocacy organization, the written section of the competency 552
examination specified in division (G) (2) (a) of this section may 553
be administered online, as long as the online training includes 554

an interactive component that regularly engages the person. 555

(4) The competency certification described in division (B) 556
(3) (a), (b), (c), or (e) of this section shall be dated and 557
shall attest that the course, class, or program the applicant 558
successfully completed met the requirements described in 559
division (G) (1) of this section and that the applicant passed 560
the competency examination described in division (G) (2) of this 561
section. 562

(H) Upon deciding to issue a concealed handgun license, 563
deciding to issue a replacement concealed handgun license, or 564
deciding to renew a concealed handgun license pursuant to this 565
section, and before actually issuing or renewing the license, 566
the sheriff shall make available through the law enforcement 567
automated data system all information contained on the license. 568
If the license subsequently is suspended under division (A) (1) 569
or (2) of section 2923.128 of the Revised Code, revoked pursuant 570
to division (B) (1) of section 2923.128 of the Revised Code, or 571
lost or destroyed, the sheriff also shall make available through 572
the law enforcement automated data system a notation of that 573
fact. The superintendent of the state highway patrol shall 574
ensure that the law enforcement automated data system is so 575
configured as to permit the transmission through the system of 576
the information specified in this division. 577

(I) (1) A sheriff shall accept a completed application form 578
or renewal application, and the fee, items, materials, and 579
information specified in divisions (B) (1) to (5) or division (F) 580
of this section, whichever is applicable, and shall provide an 581
application form or renewal application to any person during at 582
least fifteen hours a week and shall provide the web site 583
address at which a printable version of the application form 584

that can be downloaded and the pamphlet described in division 585
(B) of section 109.731 of the Revised Code may be found at any 586
time, upon request. The sheriff shall post notice of the hours 587
during which the sheriff is available to accept or provide the 588
information described in this division. The sheriff may 589
designate days during which the sheriff is available to accept 590
or provide the information described in this division only from 591
or to county residents. 592

(2) A sheriff shall transmit a notice to the attorney 593
general, in a manner determined by the attorney general, every 594
time a license is issued that waived payment under division (B) 595
(1)(c) of this section for an applicant who is an active or 596
reserve member of the armed forces of the United States or has 597
retired from or was honorably discharged from military service 598
in the active or reserve armed forces of the United States. The 599
attorney general shall monitor and inform sheriffs issuing 600
licenses under this section when the amount of license fee 601
payments waived and transmitted to the attorney general reach 602
one million five hundred thousand dollars each year. Once a 603
sheriff is informed that the payments waived reached one million 604
five hundred thousand dollars in any year, a sheriff shall no 605
longer waive payment of a license fee for an applicant who is an 606
active or reserve member of the armed forces of the United 607
States or has retired from or was honorably discharged from 608
military service in the active or reserve armed forces of the 609
United States for the remainder of that year. 610

Section 2. That existing section 2923.125 of the Revised 611
Code is hereby repealed. 612

Section 3. That Section 11 of H.B. 197 of the 133rd 613
General Assembly be amended to read as follows: 614

Sec. 11. (A) As used in this section: 615

(1) "License" means any license, permit, certificate, 616
commission, charter, registration, card, or other similar 617
authority that is issued or conferred by a state agency, a 618
political subdivision of this state, or an official of a 619
political subdivision of this state. 620

(2) "Person" has the same meaning as in section 1.59 of 621
the Revised Code. 622

(3) "State agency" means every organized body, office, or 623
agency established by the laws of the state for the exercise of 624
any function of state government. "State agency" includes all of 625
the following: 626

(a) The nonprofit corporation formed under section 187.01 627
of the Revised Code; 628

(b) The Public Employees Retirement Board, Board of 629
Trustees of the Ohio Police and Fire Pension Fund, State 630
Teachers Retirement Board, School Employees Retirement Board, 631
and State Highway Patrol Retirement Board; 632

(c) A state institution of higher education as defined in 633
section 3345.011 of the Revised Code. 634

(B) If a state agency is required by law to take action 635
during the period of the emergency declared by Executive Order 636
2020-01D, issued March 9, 2020, but not beyond December 1, 2020, 637
if the period of the emergency continues beyond that date, 638
notwithstanding the date by which action is required to be taken 639
in accordance with that law, the state agency shall take that 640
action not later than the earlier of either ninety days after 641
the date the emergency ends or December 1, 2020. 642

(C) (1) Except as provided in division (E) of this section, 643
if a person is required by law to take action to maintain the 644
validity of a license during the period of the emergency 645
declared by Executive Order 2020-01D, issued March 9, 2020, but 646
not beyond December 1, 2020, if the period of the emergency 647
continues beyond that date, notwithstanding the date by which 648
action with respect to that license is required to be taken in 649
accordance with that law, the person shall take that action not 650
later than the sooner of either ninety days after the date the 651
emergency ends or December 1, 2020. 652

(2) Except as provided in division (E) of this section, a 653
license otherwise expiring pursuant to law during the period of 654
the emergency declared by Executive Order 2020-01D, issued March 655
9, 2020, but not beyond December 1, 2020, if the period of the 656
emergency continues beyond that date, notwithstanding the date 657
on which the license expires in accordance with that law, 658
remains valid until the earlier of either ninety days after the 659
date the emergency ends or December 1, 2020, unless revoked, 660
suspended, or otherwise subject to discipline or limitation 661
under the applicable law for reasons other than delaying taking 662
action to maintain the validity of the license in accordance 663
with division (C) (1) of this section. 664

(D) Nothing in division (C) of this section limits the 665
authority of a state agency, political subdivision, or official 666
that issues a license to take disciplinary action under the 667
applicable law against a person with respect to a license, 668
provided that a state agency, political subdivision, or official 669
shall not take disciplinary action against a person who delays 670
in taking action to maintain the validity of the license in 671
accordance with division (C) (1) of this section. 672

(E) (1) If a concealed handgun license has been issued to a person under section 2923.125 of the Revised Code and if the date on which that license was, or is, scheduled to expire falls ~~during the period of emergency declared by Executive Order 2020-01D, issued on between March 9, 2020, but not beyond and~~ December ~~131, 2020,~~ if the period of the emergency continues ~~beyond that date~~2021, notwithstanding that date of scheduled expiration or any other provision of law to the contrary, the date on which that license was, or is, scheduled to expire is hereby extended to ~~the sooner of either ninety days or December 131, 2020, with the ninety day extension period commencing on that date of scheduled expiration~~2021.

(2) Division (E) (1) of this section applies with respect to a concealed handgun license that is described in that division even if the date of scheduled expiration of that license occurred prior to the effective date of this section, as amended. ~~In such a case, the ninety day extension period, if applicable, shall be considered to have commenced on that date of scheduled expiration, notwithstanding the fact that the date already has passed, and divisions (F) and (G) of this section apply regarding the license and the person to whom it was issued with respect to the entire applicable extension period, notwithstanding the fact that the date already has passed.~~

(F) If division (E) (1) of this section applies with respect to a concealed handgun license, during the extension period described in that division that is applicable to that license, both of the following apply:

(1) The license shall be valid for all purposes under the law of this state.

(2) The person to whom the license was issued shall be

considered for all purposes under the law of this state to be a 703
holder of a valid license to carry a concealed handgun. 704

(G) If division (E) of this section applies with respect 705
to a concealed handgun license: 706

(1) The application of that division does not affect the 707
operation of section 2923.128 of the Revised Code, during the 708
applicable extension period described in that division or at any 709
other time. 710

(2) The provisions of section 2923.128 of the Revised Code 711
requiring the suspension or revocation of a concealed handgun 712
license for specified conduct, or for a specified activity or 713
factor, apply to the license with respect to which division (E) 714
of this section applies and to the person to whom the license 715
was issued, during the applicable extension period described in 716
that division or at any other time. 717

(H) This section does not apply to any of the following: 718

(1) An offender who has violent offender database duties 719
as defined in section 2903.41 of the Revised Code; 720

(2) An offender who has a duty to register under section 721
2909.15 of the Revised Code; 722

(3) An offender who has a duty to register under section 723
2950.04 or 2950.041 of the Revised Code. 724

(I) No cause of action accrues due to the delay of an 725
action taken under division (B), (C), or (E) of this section. 726

(J) The General Assembly encourages any person to whom the 727
extension of time described in division (C) (1) or (E) of this 728
section applies to make all reasonable efforts, taking into 729
consideration the detrimental risks of COVID-19 to the health 730

and safety of the person and other individuals, to take action 731
with respect to a license within the extension granted under 732
that division before the extension elapses. 733

Section 4. That existing Section 11 of H.B. 197 of the 734
133rd General Assembly is hereby repealed. 735