Occupational Licensure Review Report

136th General Assembly

Ohio House General Government Committee
Representative Sharon Ray, Chair

INTRODUCTION

Pursuant to R.C. Section 101.63(A)(1), the House General Government Committee has prepared the following Occupational License Review Report, which contains recommendations concerning the continuation, modification, or elimination of occupational licensing boards, occupational licenses, and business licenses that were reviewed by the Committee.

Ohio law dictates that all occupational licensing boards shall expire six years after creation or last renewal, unless renewed by the General Assembly for another six-year period. The review process provides an opportunity and forum to assess whether existing occupational licenses and business licenses protect the health, safety, or welfare of the public; whether boards employ the least restrictive means of licensing; and whether changing or eliminating a board or license would increase the state's competitiveness and better serve the public's interest.

Notably, as a result of enactment of H.B. 238 from the 135th General Assembly, the Occupational License Review now captures any business license or certification that requires an applicant to satisfy a personal qualification.

Earlier this year, Speaker Matt Huffman directed the House General Government Committee to review one-third of all occupational licensing boards, occupational licenses, and business licenses. Seven public licensing bodies were reviewed:

- Ohio Athletic Commission
- Ohio Department of Commerce
    - Division of Securities
    - Home Inspector Board
    - Historical Boilers Licensing
    - Construction Industry Licensing Board
- State Board of Education of Ohio
- Ohio Environmental Protection Agency
- Ohio Department of Natural Resources
- Ohio Department of Health
- State Medical Board of Ohio

Ultimately, this Report does not prescribe legislation, but it does provide the framework for the legislation for the continuation, modification, or elimination of occupational licensing boards, occupational licenses, and business licenses. The recommendations herein were formulated after the Committee conducted an in-depth review of each license, and heard testimony from the licensing bodies, stakeholders, and the public. Additionally, the Committee performed a thorough examination of surrounding states' licensure requirements. Each recommendation was determined after considering the criteria set forth in R.C. Section 101.65.

The Committee looks forward to working with the public licensing bodies, stakeholders, and the public to prevent or address any unintended or unforeseen consequences that could stem from these recommendations.

RECOMMENDATIONS FROM THE COMMITTEE

General Recommendations:

- Add quantitative questions to the required information that agencies must provide regarding licenses and disciplinary action
- Clarify that LSC's occupational licensure report may be used by the designated legislative committees for review rather than requiring a separate committee questionnaire also be completed by agencies

The following recommendations are organized by agency. Red font indicates a business license.

OHIO ATHLETICS COMMISSION *General Recommendation: Eliminate the Ohio Athletic Commission as a standalone agency and transfer the functions of the commission to the Ohio Department of Commerce.*	
License	**Committee Recommendations**
Professional boxer's, mixed martial artist, amateur mixed martial artist, or contestant	Maintain
Amateur MMA Fighter	Maintain
Judge, matchmaker, timekeeper, manager, trainer, or second	Maintain
Promoter	Maintain
Referee	Maintain
Athlete Agent	Lower license fee from $500 to $400
Tough Persons/Super Tough Persons	Eliminate license

OHIO DEPARTMENT OF COMMERCE	
License	**Committee Recommendations**
Bureau of Workers' Compensation chief investment officer	Maintain
Dealer in Securities	Maintain
Investment Advisor	Maintain
Investment Advisor Representative	Maintain
Salesperson of Securities	Maintain
State Retirement System Investment Officer	Maintain
Historical Boiler Operator	Maintain
Electrical Contractor	Maintain
Heating, ventilation, and air conditioning (HVAC) contractor	Maintain
Hydronics contractor	Maintain
Plumbing contractor	Maintain
Refrigeration contractor	Maintain
Home Inspector	Allow continuing education credits to be completed throughout the entire license period rather than 14 hours each year. Lower license fee from $250 to $200 for initial and $250 to $200 for renewal
Portal Operator License	Maintain

OHIO ENVIORNMENTAL PROTECTION AGENCY	
License	**Committee Recommendations**
Certified operator of a construction and demolition debris facility	Maintain
Certified professional under the Voluntary Action Program (VAP)	Maintain
Enhanced motor vehicle inspection and maintenance inspector	Maintain (Add language to state that if E-Check program is eliminated at the federal level, license will also be eliminated)
Public water system professional operator	Maintain
Public water system professional operator I, II, III, and IV	Maintain
Treatment works professional operator - Sewage system professional operator I and II	Maintain
Treatment works professional operator A	Maintain
Treatment works professional operator I, II, III, and IV	Maintain
Waiver repair technician	Maintain
Water distribution professional operator	Maintain
Asbestos Abatement Contractor	Maintain

Asbestos hazard abatement air-monitoring technician certification	Maintain
Asbestos hazard abatement project designer certification	Maintain
Asbestos hazard abatement specialist certification	Maintain
Asbestos hazard abatement worker certification	Maintain
Asbestos hazard evaluation specialist certification	Maintain
Scrap tire collection facility license	Maintain
Scrap tire recovery facility license	Maintain
Scrap tire storage facility license	Maintain
Scrap tire monocell or monofil license	Maintain
Solid waste facility license	Maintain
Hazardous waste facility installation and operation license	Maintain
Infectious waste treatment facility license	Maintain
Permit to install new construction and demolition debris	Maintain

STATE BOARD OF EDUCATION	
License	**Committee Recommendations**
Adult Educator	Maintain
Alternative administrative specialist or alternative superintendent	Maintain
Alternative military educator	Maintain
Associate	Maintain
Alternative principal	Maintain
Bright New Leaders alternative principal	Reduce initial and renewal license fee from $200 to $150
Career-technical workforce development educator (CTWD)	Maintain
Career-technical workforce development educator (CTWD) Advanced	Maintain
Computer science teaching license for industry professionals	Maintain
Educational aide	Maintain
Forty-hour STEM or dropout recovery community school teaching permit	Maintain
Nonpublic school teacher or administrator certificate	Maintain

Out-of-state educator license	Maintain
Pre-service teacher	Maintain
Professional administrator	Maintain
Professional, senior professional, or lead professional educator (career ladder created in 2009)	Maintain
Senior professional educator license	Maintain
Lead professional educator license	Maintain
Professional pupil services license	Require a school counselor to complete the building trades professional development within five years of initial licensure, rather than every 5 years. Allow licensed counselors to complete construction trades professional development again as part of the professional development requirements and expand what qualifies as professional development to include career focused alternatives.
Professional school business manager	Maintain
School treasurer license	Maintain
Provisional Licenses	Maintain
Pupil-activity program permit	Maintain
Substitute teaching license	Maintain
Supplemental teaching license	Maintain

Temporary teaching license for military science	Maintain
Twelve-hour teaching permit	Maintain
Visiting international teacher license	Maintain

OHIO DEPARTMENT OF NATURAL RESOURCES	
License	**Committee Recommendations**
Blaster	Maintain
Captive white-tailed deer propagator	Maintain
Certified Prescribed fire manager	Maintain
Commercial bird shooting preserve	Lower initial and renewal license fee from $200 to $150
Commercial fishing	Maintain
Commercial nuisance wild animal control operator	Maintain
Commercial nuisance wild animal control operator – employee	Eliminate license
Commercial propagator	Maintain
Commercial raptor propagator	Maintain
Fishing Guide	Maintain

Fish wholesaler	Lower license fee from $65 to $50
Foreperson of various mines	Maintain
Mine foreperson of gaseous mines	Maintain
Forepersons of surface mines	Maintain
Foreperson	Maintain
Mine foreperson of nongaseous mines	Eliminate License
Preparation plant/tipple foreperson	Maintain
Surface coal and auger mine foreperson	Maintain
Mine electrician	Maintain
Mine medical responder	Maintain
Noncommercial propagator	Maintain
Ohio hunter education instructor	Maintain
Ohio trapper education instructor	Maintain
Wild animal hunting preserve	Reduce license from $1000 to $300 for initial fee ; Reduce renewal fee from $200 to $150

OHIO DEPARTMENT OF HEALTH	
License	**Committee Recommendations**
Clearance technician	Lower initial and renewal license fee from $250 to $150
Environmental health specialists in training and registered environmental health specialist	Expand the definition of basic sciences to allow for a broader pool of professionals; reduce work requirements to obtain license from 2 years to 1 year and from 1 year to 6 months for respective paths to licensure; allow for one additional year for advanced certification (from 4 to 5 years)
Food protection manager certification for food service operations and person in charge certification in food protection	Maintain
Lead abatement contractor	Reduce license and renewal fee from $500 to $250
Lead abatement project designer	Reduce license and renewal fee from $500 to $250
Lead abatement worker	Maintain
Lead inspector	Reduce license fee and renewal fee from $250 to $200
Lead principal instructor	Maintain
Lead risk assessor	Reduce license fee and renewal fee from $250 to $200
Radiation expert/Certified radiation expert	Eliminate the license, instead require the hospital to maintain the record of the person who holds the certification
Radiologic occupations (X-ray machine operator, radiographer, radiation therapist, nuclear medicine technologist)	Maintain

Radon mitigation contractor	Eliminate license
Radon mitigation specialist	Combine all radon licenses into radon mitigation specialist effective January 1, 2027. Reduce license fee and renewal fee from $600 to $200
Radon tester	Eliminate license
Nonagency Home Health Provider License	Maintain
Skilled Home Health Services License or Nonmedical Home Health Services License	Maintain
Residential Care Facility License	Maintain
Nursing Home License	Maintain
STATE MEDICAL BOARD	
License	**Committee Recommendations**
Acupuncturist	Maintain
Anesthesiologist assistant	Maintain
Clinical research faculty certificate (for a physician or podiatrist licensed in another state or country)	Maintain
Conceded eminence certificate	Reduce the license fee and renewal fee from $1000 to $300
Dietitian/Dietician Limited Permit	Lower license fee and renewal fee from $225 to $95 | For limited license, lower license fee and renewal fee from $65 to $50
Genetic counselor	Maintain

Respiratory care professional	Maintain
Massage Therapist	Maintain
Mechanotherapist	Maintain
Naprapath	Maintain
Physician Assistant	Lower license fee and renewal fee from $400 to $100
Physician certificate to recommend medical marijuana	Maintain
Physician	Lower license and renewal fee from $305 to $200
Podiatrist	Lower license and renewal fee from $305 to $200
Radiologist assistant	Lower license fee and renewal fee from $200 to $100
Special activity certificate (for physicians licensed in another state or country)	If physician is volunteering services, the license will be free. Otherwise, reduce license from $125 to $75. Allow individual to apply for license 12 times instead of 6 times.
Visiting clinical professional development certificate	Maintain
Volunteer's certificate	Maintain