As Introduced

136th General Assembly
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2025-2026

S. B. No. 488

Senator Roegner

To amend sections 2925.01, 4709.07, 4709.072, 4709.09, 4713.01, 4713.02, 4713.06, 4713.07, 4713.071, 4713.08, 4713.081, 4713.09, 4713.10, 4713.14, 4713.141, 4713.15, 4713.16, 4713.17, 4713.22, 4713.24, 4713.28, 4713.31, 4713.32, 4713.34, 4713.35, 4713.351, 4713.37, 4713.42, 4713.44, 4713.45, 4713.46, 4713.49, 4713.50, 4713.55, 4713.56, 4713.57, 4713.58, 4713.59, 4713.60, 4713.61, 4713.62, 4713.63, 4713.64, 4713.641, 4713.65, 4713.66, 4743.05, 4745.01, 4776.20, and 5502.63; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 4709.07 (4713.281), 4709.072 (4713.311), and 4709.09 (4713.411); and to repeal sections 4709.01, 4709.02, 4709.03, 4709.031, 4709.05, 4709.051, 4709.071, 4709.073, 4709.08, 4709.091, 4709.10, 4709.11, 4709.111, 4709.112, 4709.12, 4709.13, 4709.14, 4709.99, 4713.25, 4713.30, and 4713.39 of the Revised Code to make changes to the law governing the regulation of cosmetologists and barbers.

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

Section 1. That sections 2925.01, 4709.07, 4709.072, 4709.09, 4713.01, 4713.02, 4713.06, 4713.07, 4713.071, 4713.08, 4713.081, 4713.09, 4713.10, 4713.14, 4713.141, 4713.15, 4713.16, 4713.17, 4713.22, 4713.24, 4713.28, 4713.31, 4713.32, 4713.34, 4713.35, 4713.351, 4713.37, 4713.42, 4713.44, 4713.45, 4713.46, 4713.49, 4713.50, 4713.55, 4713.56, 4713.57, 4713.58, 4713.59, 4713.60, 4713.61, 4713.62, 4713.63, 4713.64, 4713.641, 4713.65, 4713.66, 4743.05, 4745.01, 4776.20, and 5502.63 be amended and sections 4709.07 (4713.281), 4709.072 (4713.311), and 4709.09 (4713.411) of the Revised Code be amended for the purpose of adopting new section numbers as indicated in parentheses to read as follows:

Sec. 2925.01. As used in this chapter:

(A) "Administer," "controlled substance," "controlled substance analog," "dispense," "distribute," "hypodermic," "manufacturer," "official written order," "person," "pharmacist," "pharmacy," "sale," "schedule I," "schedule II," "schedule III," "schedule IV," "schedule V," and "wholesaler" have the same meanings as in section 3719.01 of the Revised Code.

(B) "Drug of abuse" and "person with a drug dependency" have the same meanings as in section 3719.011 of the Revised Code.

(C) "Drug," "dangerous drug," "licensed health professional authorized to prescribe drugs," and "prescription" have the same meanings as in section 4729.01 of the Revised Code.

(D) "Bulk amount" of a controlled substance means any of the following:

(1) For any compound, mixture, preparation, or substance included in schedule I, schedule II, or schedule III, with the exception of any controlled substance analog, marihuana, cocaine, L.S.D., heroin, any fentanyl-related compound, and hashish and except as provided in division (D)(2), (5), or (6) of this section, whichever of the following is applicable:

(a) An amount equal to or exceeding ten grams or twenty-five unit doses of a compound, mixture, preparation, or substance that is or contains any amount of a schedule I opiate or opium derivative;

(b) An amount equal to or exceeding ten grams of a compound, mixture, preparation, or substance that is or contains any amount of raw or gum opium;

(c) An amount equal to or exceeding thirty grams or ten unit doses of a compound, mixture, preparation, or substance that is or contains any amount of a schedule I hallucinogen other than tetrahydrocannabinol or lysergic acid amide, or a schedule I stimulant or depressant;

(d) An amount equal to or exceeding twenty grams or five times the maximum daily dose in the usual dose range specified in a standard pharmaceutical reference manual of a compound, mixture, preparation, or substance that is or contains any amount of a schedule II opiate or opium derivative;

(e) An amount equal to or exceeding five grams or ten unit doses of a compound, mixture, preparation, or substance that is or contains any amount of phencyclidine;

(f) An amount equal to or exceeding one hundred twenty grams or thirty times the maximum daily dose in the usual dose range specified in a standard pharmaceutical reference manual of

a compound, mixture, preparation, or substance that is or contains any amount of a schedule II stimulant that is in a final dosage form manufactured by a person authorized by the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301, as amended, and the federal drug abuse control laws, as defined in section 3719.01 of the Revised Code, that is or contains any amount of a schedule II depressant substance or a schedule II hallucinogenic substance;

(g) An amount equal to or exceeding three grams of a compound, mixture, preparation, or substance that is or contains any amount of a schedule II stimulant, or any of its salts or isomers, that is not in a final dosage form manufactured by a person authorized by the Federal Food, Drug, and Cosmetic Act and the federal drug abuse control laws.

(2) An amount equal to or exceeding one hundred twenty grams or thirty times the maximum daily dose in the usual dose range specified in a standard pharmaceutical reference manual of a compound, mixture, preparation, or substance that is or contains any amount of a schedule III or IV substance other than an anabolic steroid or a schedule III opiate or opium derivative;

(3) An amount equal to or exceeding twenty grams or five times the maximum daily dose in the usual dose range specified in a standard pharmaceutical reference manual of a compound, mixture, preparation, or substance that is or contains any amount of a schedule III opiate or opium derivative;

(4) An amount equal to or exceeding two hundred fifty milliliters or two hundred fifty grams of a compound, mixture, preparation, or substance that is or contains any amount of a schedule V substance;

(5) An amount equal to or exceeding two hundred solid dosage units, sixteen grams, or sixteen milliliters of a compound, mixture, preparation, or substance that is or contains any amount of a schedule III anabolic steroid;

(6) For any compound, mixture, preparation, or substance that is a combination of a fentanyl-related compound and any other compound, mixture, preparation, or substance included in schedule III, schedule IV, or schedule V, if the defendant is charged with a violation of section 2925.11 of the Revised Code and the sentencing provisions set forth in divisions (C)(10)(b) and (C)(11) of that section will not apply regarding the defendant and the violation, the bulk amount of the controlled substance for purposes of the violation is the amount specified in division (D)(1), (2), (3), (4), or (5) of this section for the other schedule III, IV, or V controlled substance that is combined with the fentanyl-related compound.

(E) "Unit dose" means an amount or unit of a compound, mixture, or preparation containing a controlled substance that is separately identifiable and in a form that indicates that it is the amount or unit by which the controlled substance is separately administered to or taken by an individual.

(F) "Cultivate" includes planting, watering, fertilizing, or tilling.

(G) "Drug abuse offense" means any of the following:

(1) A violation of division (A) of section 2913.02 that constitutes theft of drugs, or a violation of section 2925.02, 2925.03, 2925.04, 2925.041, 2925.05, 2925.06, 2925.11, 2925.12, 2925.13, 2925.22, 2925.23, 2925.24, 2925.31, 2925.32, 2925.36, or 2925.37 of the Revised Code;

(2) A violation of an existing or former law of this or any other state or of the United States that is substantially equivalent to any section listed in division (G)(1) of this section;

(3) An offense under an existing or former law of this or any other state, or of the United States, of which planting, cultivating, harvesting, processing, making, manufacturing, producing, shipping, transporting, delivering, acquiring, possessing, storing, distributing, dispensing, selling, inducing another to use, administering to another, using, or otherwise dealing with a controlled substance is an element;

(4) A conspiracy to commit, attempt to commit, or complicity in committing or attempting to commit any offense under division (G)(1), (2), or (3) of this section.

(H) "Felony drug abuse offense" means any drug abuse offense that would constitute a felony under the laws of this state, any other state, or the United States.

(I) "Harmful intoxicant" does not include beer or intoxicating liquor but means any of the following:

(1) Any compound, mixture, preparation, or substance the gas, fumes, or vapor of which when inhaled can induce intoxication, excitement, giddiness, irrational behavior, depression, stupefaction, paralysis, unconsciousness, asphyxiation, or other harmful physiological effects, and includes, but is not limited to, any of the following:

(a) Any volatile organic solvent, plastic cement, model cement, fingernail polish remover, lacquer thinner, cleaning fluid, gasoline, or other preparation containing a volatile organic solvent;

(b) Any aerosol propellant;

(c) Any fluorocarbon refrigerant;

(d) Any anesthetic gas.

(2) Gamma Butyrolactone;

(3) 1,4 Butanediol.

(J) "Manufacture" means to plant, cultivate, harvest, process, make, prepare, or otherwise engage in any part of the production of a drug, by propagation, extraction, chemical synthesis, or compounding, or any combination of the same, and includes packaging, repackaging, labeling, and other activities incident to production.

(K) "Possess" or "possession" means having control over a thing or substance, but may not be inferred solely from mere access to the thing or substance through ownership or occupation of the premises upon which the thing or substance is found.

(L) "Sample drug" means a drug or pharmaceutical preparation that would be hazardous to health or safety if used without the supervision of a licensed health professional authorized to prescribe drugs, or a drug of abuse, and that, at one time, had been placed in a container plainly marked as a sample by a manufacturer.

(M) "Standard pharmaceutical reference manual" means the current edition, with cumulative changes if any, of references that are approved by the state board of pharmacy.

(N) "Juvenile" means a person under eighteen years of age.

(O) "Counterfeit controlled substance" means any of the following:

(1) Any drug that bears, or whose container or label bears, a trademark, trade name, or other identifying mark used without authorization of the owner of rights to that trademark, trade name, or identifying mark;

(2) Any unmarked or unlabeled substance that is represented to be a controlled substance manufactured, processed, packed, or distributed by a person other than the person that manufactured, processed, packed, or distributed it;

(3) Any substance that is represented to be a controlled substance but is not a controlled substance or is a different controlled substance;

(4) Any substance other than a controlled substance that a reasonable person would believe to be a controlled substance because of its similarity in shape, size, and color, or its markings, labeling, packaging, distribution, or the price for which it is sold or offered for sale.

(P) An offense is "committed in the vicinity of a school" if the offender commits the offense on school premises, in a school building, or within one thousand feet of the boundaries of any school premises, regardless of whether the offender knows the offense is being committed on school premises, in a school building, or within one thousand feet of the boundaries of any school premises.

(Q) "School" means any school operated by a board of education, any community school established under Chapter 3314. of the Revised Code, or any nonpublic school for which the director of education and workforce prescribes minimum standards under section 3301.07 of the Revised Code, whether or not any instruction, extracurricular activities, or training provided by

the school is being conducted at the time a criminal offense is committed.

(R) "School premises" means either of the following:

(1) The parcel of real property on which any school is situated, whether or not any instruction, extracurricular activities, or training provided by the school is being conducted on the premises at the time a criminal offense is committed;

(2) Any other parcel of real property that is owned or leased by a board of education of a school, the governing authority of a community school established under Chapter 3314. of the Revised Code, or the governing body of a nonpublic school for which the director of education and workforce prescribes minimum standards under section 3301.07 of the Revised Code and on which some of the instruction, extracurricular activities, or training of the school is conducted, whether or not any instruction, extracurricular activities, or training provided by the school is being conducted on the parcel of real property at the time a criminal offense is committed.

(S) "School building" means any building in which any of the instruction, extracurricular activities, or training provided by a school is conducted, whether or not any instruction, extracurricular activities, or training provided by the school is being conducted in the school building at the time a criminal offense is committed.

(T) "Disciplinary counsel" means the disciplinary counsel appointed by the board of commissioners on grievances and discipline of the supreme court under the Rules for the Government of the Bar of Ohio.

(U) "Certified grievance committee" means a duly constituted and organized committee of the Ohio state bar association or of one or more local bar associations of the state of Ohio that complies with the criteria set forth in Rule V, section 6 of the Rules for the Government of the Bar of Ohio.

(V) "Professional license" means any license, permit, certificate, registration, qualification, admission, temporary license, temporary permit, temporary certificate, or temporary registration that is described in divisions (W)(1) to (37) of this section and that qualifies a person as a professionally licensed person.

(W) "Professionally licensed person" means any of the following:

(1) A person who has received a certificate or temporary certificate as a certified public accountant or who has registered as a public accountant under Chapter 4701. of the Revised Code and who holds an Ohio permit issued under that chapter;

(2) A person who holds a certificate of qualification to practice architecture issued or renewed and registered under Chapter 4703. of the Revised Code;

(3) A person who is registered as a landscape architect under Chapter 4703. of the Revised Code or who holds a permit as a landscape architect issued under that chapter;

(4) A person licensed under Chapter 4707. of the Revised Code;

(5) ~~A person who has been issued a barber's license, barber instructor's license, assistant barber instructor's license, or independent contractor's license under Chapter 4709.~~

~~of the Revised Code;~~

~~(6)~~ A person licensed and regulated to engage in the business of a debt pooling company by a legislative authority, under authority of Chapter 4710. of the Revised Code;

~~(7)~~(6) A person who has been issued a cosmetologist's license, hair designer's license, manicurist's license, esthetician's license, natural hair stylist's license, ~~advanced license to practice cosmetology, advanced license to practice hair design, advanced license to practice manicuring, advanced license to practice esthetics, advanced license to practice natural hair styling,~~ barber's license, restricted barber's license, cosmetology instructor's license, hair design instructor's license, manicurist instructor's license, esthetics instructor's license, natural hair style instructor's license, ~~independent contractor's~~ barber instructor's license, or tanning facility permit under Chapter 4713. of the Revised Code;

~~(8)~~(7) A person who has been issued a license to practice dentistry, a general anesthesia permit, a conscious sedation permit, a limited resident's license, a limited teaching license, a dental hygienist's license, or a dental hygienist's teacher's certificate under Chapter 4715. of the Revised Code;

~~(9)~~(8) A person who has been issued an embalmer's license, a funeral director's license, a funeral home license, or a crematory license, or who has been registered for an embalmer's or funeral director's apprenticeship under Chapter 4717. of the Revised Code;

~~(10)~~(9) A person who has been licensed as a registered nurse or practical nurse, or who has been issued a certificate for the practice of nurse-midwifery under Chapter 4723. of the

Revised Code;

~~(11)~~ (10) A person who has been licensed to practice optometry or to engage in optical dispensing under Chapter 4725. of the Revised Code;

~~(12)~~ (11) A person licensed to act as a pawnbroker under Chapter 4727. of the Revised Code;

~~(13)~~ (12) A person licensed to act as a precious metals dealer under Chapter 4728. of the Revised Code;

~~(14)~~ (13) A person licensed under Chapter 4729. of the Revised Code as a pharmacist or pharmacy intern or registered under that chapter as a registered pharmacy technician, certified pharmacy technician, or pharmacy technician trainee;

~~(15)~~ (14) A person licensed under Chapter 4729. of the Revised Code as a manufacturer of dangerous drugs, outsourcing facility, third-party logistics provider, repackager of dangerous drugs, wholesale distributor of dangerous drugs, or terminal distributor of dangerous drugs;

~~(16)~~ (15) A person who is authorized to practice as a physician assistant under Chapter 4730. of the Revised Code;

~~(17)~~ (16) A person who has been issued a license to practice medicine and surgery, osteopathic medicine and surgery, or podiatric medicine and surgery under Chapter 4731. of the Revised Code or has been issued a certificate to practice a limited branch of medicine under that chapter;

~~(18)~~ (17) A person licensed as a psychologist, independent school psychologist, or school psychologist under Chapter 4732. of the Revised Code;

~~(19)~~ (18) A person registered to practice the profession of

engineering or surveying under Chapter 4733. of the Revised Code;

~~(20)~~(19) A person who has been issued a license to practice chiropractic under Chapter 4734. of the Revised Code;

~~(21)~~(20) A person licensed to act as a real estate broker or real estate salesperson under Chapter 4735. of the Revised Code;

~~(22)~~(21) A person registered as a registered environmental health specialist under Chapter 3776. of the Revised Code;

~~(23)~~(22) A person licensed to operate or maintain a junkyard under Chapter 4737. of the Revised Code;

~~(24)~~(23) A person who has been issued a motor vehicle salvage dealer's license under Chapter 4738. of the Revised Code;

~~(25)~~(24) A person who has been licensed to act as a steam engineer under Chapter 4739. of the Revised Code;

~~(26)~~(25) A person who has been issued a license or temporary permit to practice veterinary medicine or any of its branches, or who is registered as a graduate animal technician under Chapter 4741. of the Revised Code;

~~(27)~~(26) A person who has been issued a hearing aid dealer's or fitter's license or trainee permit under Chapter 4747. of the Revised Code;

~~(28)~~(27) A person who has been issued a class A, class B, or class C license or who has been registered as an investigator or security guard employee under Chapter 4749. of the Revised Code;

~~(29)~~ (28) A person licensed to practice as a nursing home administrator under Chapter 4751. of the Revised Code;

~~(30)~~ (29) A person licensed to practice as a speech-language pathologist or audiologist under Chapter 4753. of the Revised Code;

~~(31)~~ (30) A person issued a license as an occupational therapist or physical therapist under Chapter 4755. of the Revised Code;

~~(32)~~ (31) A person who is licensed as a licensed professional clinical counselor, licensed professional counselor, social worker, independent social worker, independent marriage and family therapist, or marriage and family therapist, or registered as a social work assistant under Chapter 4757. of the Revised Code;

~~(33)~~ (32) A person issued a license to practice dietetics under Chapter 4759. of the Revised Code;

~~(34)~~ (33) A person who has been issued a license or limited permit to practice respiratory therapy under Chapter 4761. of the Revised Code;

~~(35)~~ (34) A person who has been issued a real estate appraiser certificate under Chapter 4763. of the Revised Code;

~~(36)~~ (35) A person who has been issued a home inspector license under Chapter 4764. of the Revised Code;

~~(37)~~ (36) A person who has been admitted to the bar by order of the supreme court in compliance with its prescribed and published rules;

~~(38)~~ (37) A person who has been issued a license to practice as a certified mental health assistant under Chapter

4772. of the Revised Code.

(X) "Cocaine" means any of the following:

(1) A cocaine salt, isomer, or derivative, a salt of a cocaine isomer or derivative, or the base form of cocaine;

(2) Coca leaves or a salt, compound, derivative, or preparation of coca leaves, including ecgonine, a salt, isomer, or derivative of ecgonine, or a salt of an isomer or derivative of ecgonine;

(3) A salt, compound, derivative, or preparation of a substance identified in division (X)(1) or (2) of this section that is chemically equivalent to or identical with any of those substances, except that the substances shall not include decocainized coca leaves or extraction of coca leaves if the extractions do not contain cocaine or ecgonine.

(Y) "L.S.D." means lysergic acid diethylamide.

(Z) "Hashish" means a resin or a preparation of a resin to which both of the following apply:

(1) It is contained in or derived from any part of the plant of the genus cannabis, whether in solid form or in a liquid concentrate, liquid extract, or liquid distillate form.

(2) It has a delta-9 tetrahydrocannabinol concentration of more than three-tenths per cent.

"Hashish" does not include a hemp byproduct in the possession of a licensed hemp processor under Chapter 928. of the Revised Code, provided that the hemp byproduct is being produced, stored, and disposed of in accordance with rules adopted under section 928.03 of the Revised Code.

(AA) "Marihuana" has the same meaning as in section 3719.01 of the Revised Code, except that it does not include hashish.

(BB) An offense is "committed in the vicinity of a juvenile" if the offender commits the offense within one hundred feet of a juvenile or within the view of a juvenile, regardless of whether the offender knows the age of the juvenile, whether the offender knows the offense is being committed within one hundred feet of or within view of the juvenile, or whether the juvenile actually views the commission of the offense.

(CC) "Presumption for a prison term" or "presumption that a prison term shall be imposed" means a presumption, as described in division (D) of section 2929.13 of the Revised Code, that a prison term is a necessary sanction for a felony in order to comply with the purposes and principles of sentencing under section 2929.11 of the Revised Code.

(DD) "Major drug offender" has the same meaning as in section 2929.01 of the Revised Code.

(EE) "Minor drug possession offense" means either of the following:

(1) A violation of section 2925.11 of the Revised Code as it existed prior to July 1, 1996;

(2) A violation of section 2925.11 of the Revised Code as it exists on and after July 1, 1996, that is a misdemeanor or a felony of the fifth degree.

(FF) "Mandatory prison term" has the same meaning as in section 2929.01 of the Revised Code.

(GG) "Adulterate" means to cause a drug to be adulterated

as described in section 3715.63 of the Revised Code.

(HH) "Public premises" means any hotel, restaurant, tavern, store, arena, hall, or other place of public accommodation, business, amusement, or resort.

(II) "Methamphetamine" means methamphetamine, any salt, isomer, or salt of an isomer of methamphetamine, or any compound, mixture, preparation, or substance containing methamphetamine or any salt, isomer, or salt of an isomer of methamphetamine.

(JJ) "Deception" has the same meaning as in section 2913.01 of the Revised Code.

(KK) "Fentanyl-related compound" means any of the following:

(1) Fentanyl;

(2) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)ethyl-4- piperidyl]propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine);

(3) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4- piperidinyl]-N-phenylpropanamide);

(4) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl-4-piperidinyl] -N-phenylpropanamide);

(5) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-hydroxy-2- phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide);

(6) 3-methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N- phenylpropanamide);

(7) 3-methylthiofentanyl (N-[3-methyl-1-[2-

(thienyl)ethyl]-4- piperidinyl]-N-phenylpropanamide);

(8) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4- piperidinyl]propanamide;

(9) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]- propanamide;

(10) Alfentanil;

(11) Carfentanil;

(12) Remifentanil;

(13) Sufentanil;

(14) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4- piperidinyl]-N-phenylacetamide); and

(15) Any compound that meets all of the following fentanyl pharmacophore requirements to bind at the mu receptor, as identified by a report from an established forensic laboratory, including acetylfentanyl, furanylfentanyl, valerylfentanyl, butyrylfentanyl, isobutyrylfentanyl, 4-methoxybutyrylfentanyl, para-fluorobutyrylfentanyl, acrylfentanyl, and ortho-fluorofentanyl:

(a) A chemical scaffold consisting of both of the following:

(i) A five, six, or seven member ring structure containing a nitrogen, whether or not further substituted;

(ii) An attached nitrogen to the ring, whether or not that nitrogen is enclosed in a ring structure, including an attached aromatic ring or other lipophilic group to that nitrogen.

(b) A polar functional group attached to the chemical scaffold, including but not limited to a hydroxyl, ketone,

amide, or ester;

(c) An alkyl or aryl substitution off the ring nitrogen of the chemical scaffold; and

(d) The compound has not been approved for medical use by the United States food and drug administration.

(LL) "First degree felony mandatory prison term" means one of the definite prison terms prescribed in division (A)(1)(b) of section 2929.14 of the Revised Code for a felony of the first degree, except that if the violation for which sentence is being imposed is committed on or after March 22, 2019, it means one of the minimum prison terms prescribed in division (A)(1)(a) of that section for a felony of the first degree.

(MM) "Second degree felony mandatory prison term" means one of the definite prison terms prescribed in division (A)(2)(b) of section 2929.14 of the Revised Code for a felony of the second degree, except that if the violation for which sentence is being imposed is committed on or after March 22, 2019, it means one of the minimum prison terms prescribed in division (A)(2)(a) of that section for a felony of the second degree.

(NN) "Maximum first degree felony mandatory prison term" means the maximum definite prison term prescribed in division (A)(1)(b) of section 2929.14 of the Revised Code for a felony of the first degree, except that if the violation for which sentence is being imposed is committed on or after March 22, 2019, it means the longest minimum prison term prescribed in division (A)(1)(a) of that section for a felony of the first degree.

(OO) "Maximum second degree felony mandatory prison term" means the maximum definite prison term prescribed in division

(A)(2)(b) of section 2929.14 of the Revised Code for a felony of the second degree, except that if the violation for which sentence is being imposed is committed on or after March 22, 2019, it means the longest minimum prison term prescribed in division (A)(2)(a) of that section for a felony of the second degree.

(PP) "Delta-9 tetrahydrocannabinol" means the sum of the percentage by weight of tetrahydrocannabinolic acid multiplied by 0.877 plus the percentage by weight of delta-9 tetrahydrocannabinol.

(QQ) An offense is "committed in the vicinity of a substance addiction services provider or a recovering addict" if either of the following apply:

(1) The offender commits the offense on the premises of a substance addiction services provider's facility, including a facility licensed prior to June 29, 2019, under section 5119.391 of the Revised Code to provide methadone treatment or an opioid treatment program licensed on or after that date under section 5119.37 of the Revised Code, or within five hundred feet of the premises of a substance addiction services provider's facility and the offender knows or should know that the offense is being committed within the vicinity of the substance addiction services provider's facility.

(2) The offender sells, offers to sell, delivers, or distributes the controlled substance or controlled substance analog to a person who is receiving treatment at the time of the commission of the offense, or received treatment within thirty days prior to the commission of the offense, from a substance addiction services provider and the offender knows that the person is receiving or received that treatment.

(RR) "Substance addiction services provider" means an agency, association, corporation or other legal entity, individual, or program that provides one or more of the following at a facility:

(1) Either alcohol addiction services, or drug addiction services, or both such services that are certified by the director of mental health and addiction services under section 5119.36 of the Revised Code;

(2) Recovery supports that are related to either alcohol addiction services, or drug addiction services, or both such services and paid for with federal, state, or local funds administered by the department of behavioral health or a board of alcohol, drug addiction, and mental health services.

(SS) "Premises of a substance addiction services provider's facility" means the parcel of real property on which any substance addiction service provider's facility is situated.

(TT) "Alcohol and drug addiction services" has the same meaning as in section 5119.01 of the Revised Code.

Sec. 4713.01. As used in this chapter:

(A) "Apprentice instructor" means an individual holding a practicing license issued by the state cosmetology and barber board who is engaged in learning or acquiring knowledge of the occupation of an instructor of a branch of cosmetology or barbering and restricted barbering at a school.

(B) "Barber~~,~~" means an individual who engages in the practice of barbering in a licensed facility.

(C) "~~barber~~ Barber instructor~~,~~" means an individual authorized to teach the theory and practice of barbering and

restricted barbering at a school.

(D) "Barber pole" means a cylinder or pole with alternating stripes of any combination including red and white, and red, white, and blue, which run diagonally along the length of the cylinder or pole.

(E) "~~barber~~ Barber shop~~,~~" ~~and "practice of barbering" have the same meanings as in section 4709.01 of the Revised Code~~means any premises, building, or part of a building in which an individual engages in the practice of barbering or restricted barbering.

~~(C)~~ (F) "Beauty salon" means a salon in which an individual is authorized to engage in all branches of cosmetology.

~~(D)~~ (G) "Biennial licensing period" means ~~the~~ both of the following:

(1) For a practicing or instructor license to practice or teach a branch of cosmetology, a salon or school license, or a tanning facility permit, the two-year period beginning on the first day of February of an odd-numbered year and ending on the last day of January of the next odd-numbered year;

(2) For a practicing or instructor license to practice or teach barbering or restricted barbering, or a barber shop license, the two-year period beginning on the first day of September of an even-numbered year and ending on the last day of August of the next even-numbered year.

~~(E)~~ (H) "Boutique salon" means a salon in which an individual engages in the practice of boutique services and no other branch of cosmetology.

~~(F)~~ (I) "Braiding" means intertwining the hair in a

systematic motion to create patterns in a three-dimensional form, including patterns that are inverted, upright, or singled against the scalp that follow along straight or curved partings. "Braiding" may include twisting, locking, beading, crocheting, wrapping, or similarly manipulating the hair while adding bulk or length with human hair, synthetic hair, or both, and using simple devices such as clips, combs, crotchet hooks, blunt-tipped needles, and hairpins. "Braiding" does not include the use of chemical hair-joining agents such as synthetic tape, keratin bonds, or fusion bonds to weave or fuse individual strands or wefts; applications of dyes, reactive chemicals, or other preparations to alter the color or straighten, curl, or alter the structure of hair; or embellishing or beautifying hair by cutting or singeing, except as needed to finish the ends of synthetic hair used to add bulk to or lengthen hair.

~~(G)~~ (J) "Branch of cosmetology" means the practice of esthetics, practice of hair design, practice of manicuring, practice of natural hair styling, or practice of boutique services.

~~(H)~~ (K) "Cosmetic therapy" means the permanent removal of hair from the human body through the use of electric modalities and may include the systematic friction, stroking, slapping, and kneading or tapping of the face, neck, scalp, or shoulders.

~~(I)~~ (L) "Cosmetologist" means an individual authorized to engage in all branches of cosmetology in a licensed facility.

~~(J)~~ (M) "Cosmetology instructor" means an individual authorized to teach the theory and practice of all branches of cosmetology at a school.

~~(K)~~ (N) "Esthetician" means an individual who engages in

the practice of esthetics but no other branch of cosmetology in a licensed facility.

~~(L)~~ (O) "Esthetics instructor" means an individual who teaches the theory and practice of esthetics, but no other branch of cosmetology, at a school.

~~(M)~~ (P) "Esthetics salon" means a salon in which an individual engages in the practice of esthetics but no other branch of cosmetology.

~~(N)~~ (Q) "Eye lash extensions" include temporary and semi-permanent enhancements designed to add length, thickness, and fullness to natural eyelashes.

~~(O)~~ (R) "Hair designer" means an individual who engages in the practice of hair design but no other branch of cosmetology in a licensed facility.

~~(P)~~ (S) "Hair design instructor" means an individual who teaches the theory and practice of hair design, but no other branch of cosmetology, at a school.

~~(Q)~~ (T) "Hair design salon" means a salon in which an individual engages in the practice of hair design but no other branch of cosmetology.

~~(R)~~ (U) "Hair removal" includes tweezing, waxing, sugaring, and threading. "Hair removal" does not include electrolysis.

~~(S) "Independent contractor" means an individual who is not an employee of a salon but practices a branch of cosmetology within a salon in a licensed facility.~~

~~(T)~~ (V) "Infection control" means the practice of preventing the spread of infections and disease by ensuring that a salon, barber shop, school, or tanning facility, including all

equipment and implements in the salon, barber shop, school, or tanning facility, are maintained by doing all of the following, as applicable:

(1) Removing surface or visible dirt or debris by cleaning with soap, detergent, or a chemical cleaner, followed by rinsing with clean water;

(2) Using a chemical disinfectant to kill or denature bacteria, fungi, and viruses;

(3) Applying heat or using other procedures to eliminate, remove, or kill all forms of microbial life present on a surface or contained in a fluid.

~~(U)~~ (W) "Instructor license" means a license to teach the theory and practice of a branch of cosmetology or barbering and restricted barbering at a school.

~~(V)~~ (X) "Licensed facility" means any premises, building, or part of a building licensed under section 4713.41 or 4713.411 of the Revised Code in which the practice of one or more branches of cosmetology or barbering and restricted barbering are authorized by the state cosmetology and barber board to be performed.

~~(W) "Advanced license" means a license issued under section 4713.30 of the Revised Code to work in a salon and practice the branch of cosmetology practiced at the salon.~~

~~(X)~~ (Y) "Makeup artistry" means the application of cosmetics for the purpose of skin beautification. "Makeup artistry" does not include any other services described in the practice of any other branch of cosmetology.

~~(Y)~~ (Z) "Manicurist" means an individual who engages in the

practice of manicuring but no other branch of cosmetology in a licensed facility.

~~(Z)~~ (AA) "Manicurist instructor" means an individual who teaches the theory and practice of manicuring, but no other branch of cosmetology, at a school.

~~(AA)~~ (BB) "Nail salon" means a salon in which an individual engages in the practice of manicuring but no other branch of cosmetology.

~~(BB)~~ (CC) "Natural hair stylist" means an individual who engages in the practice of natural hair styling but no other branch of cosmetology in a licensed facility.

~~(CC)~~ (DD) "Natural hair style instructor" means an individual who teaches the theory and practice of natural hair styling, but no other branch of cosmetology, at a school.

~~(DD)~~ (EE) "Natural hair style salon" means a salon in which an individual engages in the practice of natural hair styling but no other branch of cosmetology.

~~(EE)~~ (FF)(1) Except as provided in division (FF)(2) of this section, "practice of barbering" means any one or more of the following when performed upon the head, neck, or face for cosmetic purposes and when performed upon the public for pay, free, or otherwise:

(a) Shaving the face, shaving around the vicinity of the ears and neckline, or trimming facial hair;

(b) Cutting or styling hair;

(c) Facials, skin care, or scalp massages;

(d) Shampooing, bleaching, coloring, straightening, or

permanent waving hair;

(e) Cutting, fitting, or forming head caps for wigs or hair pieces.

(2) "The practice of barbering" does not include the practice of natural hair styling.

(GG) "Practice of boutique services" means braiding, threading, shampooing, and makeup artistry.

~~(FF)~~ (HH) "Practice of cosmetology" means the practice of all branches of cosmetology.

~~(GG)~~ (II) "Practice of esthetics" means the application of cosmetics, tonics, antiseptics, creams, lotions, or other preparations for the purpose of skin beautification and includes preparation of the skin by manual massage techniques or by use of electrical, mechanical, or other apparatus; enhancement of the skin by skin care, facials, body treatments, hair removal, and other treatments; and eye lash extension services.

~~(HH)~~ (JJ) "Practice of hair design" means embellishing or beautifying hair, wigs, or hairpieces by arranging, dressing, pressing, curling, waving, permanent waving, cleansing, cutting, singeing, bleaching, coloring, braiding, weaving, bonding and fusion of individual strands or wefts, or similar work. "Practice of hair design" includes utilizing techniques performed by hand that result in tension on hair roots such as twisting, wrapping, weaving, extending, locking, or braiding of the hair.

~~(II)~~ (KK) "Practice of manicuring" means cleaning, trimming, shaping the free edge of, or applying polish to the nails of any individual; applying nail enhancements and embellishments to any individual; massaging the hands and lower

arms up to the elbow of any individual; massaging the feet and lower legs up to the knee of any individual; using lotions or softeners on the hands and feet of any individual; or any combination of these types of services.

~~(JJ)~~ (LL) "Practice of natural hair styling" means embellishing or beautifying hair, wigs, or hairpieces by arranging, dressing, pressing, curling, cleansing, cutting, singeing, braiding, weaving, bonding and fusion of individual strands or wefts, or similar work. "Practice of natural hair styling" includes utilizing techniques performed by hand that result in tension on hair roots such as twisting, wrapping, weaving, extending, locking, or braiding of the hair. "Practice of natural hair styling" does not include the application of dyes, reactive chemicals, or other preparations to alter the color or to straighten, curl, or alter the structure of the hair.

(MM)(1) Except as provided in division (MM)(2) of this section, "practice of restricted barbering" means any one or more of the following when performed upon the head, neck, or face for cosmetic purposes and when performed upon the public for pay, free, or otherwise:

(a) Shaving the face, shaving around the vicinity of the ears and neckline, or trimming facial hair;

(b) Shampooing, cutting, or styling hair;

(c) Cutting, fitting, or forming head caps for wigs or hair pieces.

(2) "The practice of restricted barbering" does not include either of the following:

(a) The application of dyes, reactive chemicals, or other

preparations to alter the color or to straighten, curl, or alter the structure of the hair;

(b) The practice of natural hair styling.

~~(KK)~~ (NN) "Practicing license" means a license to practice a branch of cosmetology, barbering, or restricted barbering in a licensed facility.

~~(LL)~~ (OO) "Restricted barber" means an individual who engages in the practice of restricted barbering in a licensed facility.

(PP) "Salon" means a licensed facility on any premises, building, or part of a building in which an individual engages in the practice of one or more branches of cosmetology. "Salon" does not include a barber shop licensed under ~~Chapter 4709.~~ section 4713.411 of the Revised Code. "Salon" does not mean a tanning facility, although a tanning facility may be located in a salon.

~~(MM)~~ (QQ) "School" means any premises, building, or part of a building in which students are instructed in the theories and practices of one or more branches of cosmetology or barbering and restricted barbering.

~~(NN)~~ (RR) "Shampooing" means the act of cleansing, rinsing, or conditioning an individual's hair.

~~(OO)~~ (SS) "Student" means ~~both of the following:~~

~~(1) An~~ an individual, other than an apprentice instructor, who is engaged in learning or acquiring knowledge of the practice of a branch of cosmetology~~ at a school;~~

~~(2) An individual engaged in learning or acquiring knowledge of the practice of~~ , barbering, or restricted

barbering at a school.

~~(PP)~~ (TT) "Tanning facility" means any premises, building, or part of a building that contains one or more rooms or booths with any of the following:

(1) Equipment or beds used for tanning human skin by the use of fluorescent sun lamps using ultraviolet or other artificial radiation;

(2) Equipment or booths that use chemicals applied to human skin, including chemical applications commonly referred to as spray-on, mist-on, or sunless tans;

(3) Equipment or beds that use visible light for cosmetic purposes.

~~(QQ)~~ (UU) "Threading" includes a service that results in the removal of hair from its follicle from around the eyebrows and from other parts of the face with the use of a single strand of thread and an astringent, if the service does not use chemicals of any kind, wax, or any implements, instruments, or tools to remove hair.

Sec. 4713.02. (A) There is hereby created the state cosmetology and barber board, consisting of all of the following members appointed by the governor, with the advice and consent of the senate:

(1) One individual holding a current, valid cosmetologist or cosmetology instructor license at the time of appointment;

(2) Two individuals holding current, valid cosmetologist licenses and actively engaged in managing beauty salons for a period of not less than five years at the time of appointment;

(3) One individual who holds a current, valid ~~independent~~

~~contractor license issued under this chapter or Chapter 4709. of the Revised Code~~ cosmetologist or barber license at the time of appointment who represents independent contractors;

(4) One individual who represents individuals who teach the theory and practice of a branch of cosmetology or barbering and restricted barbering at a vocational or career-technical school;

(5) One owner or executive actively engaged in the daily operations of a licensed school;

(6) One owner of at least five licensed salons;

(7) One individual who is either a certified nurse practitioner or clinical nurse specialist holding a current, valid license to practice nursing as an advanced practice registered nurse issued under Chapter 4723. of the Revised Code or a physician authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery;

(8) One individual representing the general public;

(9) One individual who holds a current, valid tanning permit and who has owned or managed a tanning facility for at least five years immediately preceding the individual's appointment;

(10) One individual who holds a current, valid esthetician license and who has been actively practicing esthetics for a period of not less than five years immediately preceding the individual's appointment;

(11) One individual who is an employer barber and who has been licensed as a barber in this state for at least five years

immediately preceding the individual's appointment;

(12) One individual who holds a current, valid barber ~~or barber instructor~~ license at the time of appointment and who has been licensed as a barber ~~or barber instructor~~ in this state for at least five years immediately preceding the individual's appointment.

(B) The director of education and workforce shall nominate three individuals for the governor to choose from when making an appointment under division (A)(4) of this section.

(C) All members shall be at least twenty-five years of age, residents of the state, and citizens of the United States. No more than two members, at any time, shall be graduates of the same school. Not more than one member shall have a common financial connection with any school, salon, barber shop, or tanning facility.

Terms of office are for five years. Terms shall commence on the first day of November and end on the thirty-first day of October. Each member shall hold office from the date of appointment until the end of the term for which appointed. In case of a vacancy occurring on the board, the governor shall, in the same manner prescribed for the regular appointment to the board, fill the vacancy by appointing a member. Any member appointed to fill a vacancy occurring prior to the expiration of the term for which the member's predecessor was appointed shall hold office for the remainder of such term. Any member shall continue in office subsequent to the expiration date of the member's term until the member's successor takes office, or until a period of sixty days has elapsed, whichever occurs first. Before entering upon the discharge of the duties of the office of member, each member shall take, and file with the

secretary of state, the oath of office required by Section 7 of Article XV, Ohio Constitution.

The members of the board shall receive an amount fixed pursuant to Chapter 124. of the Revised Code per diem for every meeting of the board which they attend, together with their necessary expenses, and mileage for each mile necessarily traveled.

The members of the board shall annually elect, from among their number, a chairperson and a vice-chairperson. The executive director appointed pursuant to section 4713.06 of the Revised Code shall serve as the board's secretary.

(D) The board shall prescribe the duties of its officers and establish an office within Franklin county. The board shall keep all records and files at the office and have the records and files at all reasonable hours open to public inspection in accordance with section 149.43 of the Revised Code and any rules adopted by the board in compliance with this state's record retention policy. The board also shall adopt a seal for the authentication of its orders, communications, and records.

(E) The governor may remove any member for cause prior to the expiration of the member's term of office.

(F) Whenever the term "state board of cosmetology" is used, referred to, or designated in statute, rule, contract, grant, or other document, the use, reference, or designation shall be deemed to mean the "state cosmetology and barber board" or the executive director of the state cosmetology and barber board, whichever is appropriate in context. Whenever the term "barber board" is used, referred to, or designated in statute, rule, contract, grant, or other document, the use, reference, or

designation shall be deemed to mean the "state cosmetology and barber board" or the executive director of the state cosmetology and barber board, whichever is appropriate in context.

Sec. 4713.06. The state cosmetology and barber board shall annually appoint an executive director. The executive director may not be a member of the board, but subsequent to appointment, shall serve as secretary of the board. The executive director, before entering upon the discharge of the executive director's duties, shall file with the secretary of state a good and sufficient bond payable to the state, to ensure the faithful performance of duties of the office of executive director. The bond shall be in an amount the board requires. The premium of the bond shall be paid from appropriations made to the board for operating purposes. Whenever the term "executive director of the state board of cosmetology" or the term "executive director of the barber board," or variations thereof, is used, referred to, or designated in statute, rule, contract, grant, or other document, the use, reference, or designation shall be deemed to mean the "executive director of the state cosmetology and barber board."

The board may employ inspectors, examiners, consultants on contents of examinations, clerks, or other individuals as necessary for the administration of this chapter ~~and Chapter 4709. of the Revised Code~~. All inspectors and examiners shall be licensed cosmetologists or barbers pursuant to this chapter ~~or licensed barbers pursuant to Chapter 4709. of the Revised Code~~.

The board may appoint inspectors to inspect and investigate all facilities regulated by this chapter ~~and Chapter 4709. of the Revised Code~~, including tanning facilities, to ensure compliance with this chapter ~~and Chapter 4709. of the~~

~~Revised Code~~, the rules adopted by the board, and the board's policies, in accordance with division (A)(10) of section 4713.07 of the Revised Code.

Sec. 4713.07. (A) The state cosmetology and barber board shall do all of the following:

(1) Regulate the practice of cosmetology and all of its branches and the practice of barbering and restricted barbering in this state;

(2) Investigate or inspect, when evidence appears to demonstrate that an individual has violated any provision of this chapter ~~or Chapter 4709. of the Revised Code~~ or any rule adopted under ~~either chapter~~it, the activities or premises of a license holder or unlicensed individual;

(3) Adopt rules in accordance with section 4713.08 of the Revised Code;

(4) Prescribe and make available application forms to be used by individuals seeking admission to an examination conducted under section 4713.24 or 4713.281 of the Revised Code or a license or registration issued under this chapter;

(5) Prescribe and make available application forms to be used by individuals seeking renewal of a license or registration issued under this chapter;

(6) Provide a toll-free number and an online service to receive complaints alleging violations of this chapter~~ or Chapter 4709. of the Revised Code~~;

(7) Submit a written report annually to the governor that provides all of the following:

(a) A discussion of the conditions in this state of the

practice of barbering and restricted barbering, cosmetology, and the branches of cosmetology;

(b) An evaluation of board activities intended to aid or protect consumers;

(c) A brief summary of the board's proceedings during the year the report covers;

(d) A statement of all money that the board received and expended during the year the report covers.

(8) Keep a record of all of the following:

(a) The board's proceedings;

(b) The name and last known physical address, electronic mail address, and telephone number of each individual issued a license or registration under this chapter ~~or Chapter 4709. of the Revised Code~~;

(c) The date and number of each license, permit, and registration that the board issues.

(9) Assist ex-offenders and military veterans who hold licenses issued by the board to find employment within salons, barber shops, or other facilities within this state;

(10) Require inspectors appointed pursuant to section 4713.06 of the Revised Code to conduct inspections of licensed or permitted facilities, including salons and boutique salons, schools, barber shops, and tanning facilities, within ninety days of the opening for business of a licensed facility, upon complaints reported to the board, within ninety days after a violation was documented at a facility, and at least once every two years. Any individual, after providing the individual's name and contact information, may report to the board any information

the individual may have that appears to show a violation of any provision of this chapter or rule adopted under it ~~or a violation of any provision of Chapter 4709. of the Revised Code or rule adopted by the board pursuant to Chapter 4709. of the Revised Code~~. In the absence of bad faith, any individual who reports information of that nature or who testifies before the board in any adjudication conducted under Chapter 119. of the Revised Code shall not be liable for damages in a civil action as a result of the report or testimony. ~~For the purpose of inspections, an independent contractor licensed under this chapter or Chapter 4709. of the Revised Code shall be added to the board's records as an individual salon or barber shop.~~

(11) Supply a copy of the poster created pursuant to division (B) of section 5502.63 of the Revised Code to each person authorized to operate a salon, barber shop, school, tanning facility, or other type of facility under this chapter;

(12) All other duties that this chapter imposes on the board.

(B) The board may do either of the following:

(1) Report to the proper prosecuting officer violations of section ~~4709.02 or~~ 4713.14 of the Revised Code;

(2) Delegate any of the duties listed in division (A) of this section to the executive director of the board or to an individual designated by the executive director.

Sec. 4713.071. (A) Before the fifteenth day of November of each year, the state cosmetology and barber board shall annually submit a written report to the governor, president of the senate, and speaker of the house of representatives. The report shall list all of the following for the preceding fiscal year:

(1) The number of students enrolled in courses at licensed public and private schools;

(2) The number of students graduating from licensed public and private schools;

(3) The annual cost for students to attend each licensed public or private school;

(4) The loan default rates for licensed public and private schools;

(5) The first-time licensure passage rate for graduates of all public and private schools;

(6) The total number of new and renewal licenses in each profession;

(7) The total number of complaint-driven inspections conducted by the board;

(8) The total number and type of violations, including a list of the top ten violations, which shall aid in the identification of focus areas for continuing education purposes;

(9) The twenty salons, barber shops, and individuals cited with the most violations for unlicensed workers;

(10) The number of adjudications or other disciplinary action taken by the board.

(B) The board shall include in the final report under division (A) of this section any recommendations it has for changes to this chapter ~~or Chapter 4709. of the Revised Code~~.

Sec. 4713.08. (A) The state cosmetology and barber board shall adopt rules in accordance with Chapter 119. of the Revised Code as necessary to implement this chapter. The rules shall do

all of the following:

(1) Govern the practice of the branches of cosmetology and the practice of barbering and restricted barbering;

(2) Specify conditions an individual must satisfy to qualify for a temporary pre-examination work permit under section 4713.22 of the Revised Code and the conditions and method of renewing a temporary pre-examination work permit under that section;

(3) Provide for the conduct of examinations under ~~section~~ sections 4713.24 and 4713.281 of the Revised Code;

(4) Specify conditions under which the board will take into account, under section 4713.32 of the Revised Code, instruction an applicant for a license under section 4713.28, ~~4713.30, or~~ 4713.281, 4713.31, or 4713.311 of the Revised Code received more than five years before the date of application for the license;

(5) Provide for the granting of waivers under section 4713.29 of the Revised Code;

(6) Specify conditions an applicant must satisfy for the board to issue the applicant a license under section 4713.34 of the Revised Code without the applicant taking an examination conducted under section 4713.24 or 4713.281 of the Revised Code;

(7) Specify locations in which glamour photography services in which a branch of cosmetology is practiced may be provided;

(8) Establish conditions and the fee for a temporary special occasion work permit under section 4713.37 of the Revised Code and specify the amount of time such a permit is

valid;

~~(9) Specify conditions an applicant must satisfy for the board to issue the applicant an independent contractor license under section 4713.39 of the Revised Code and the fee for issuance and renewal of the license;~~

~~(10)~~ Establish conditions under which food may be sold at a salon or barber shop;

~~(11)~~(10) Specify which professions regulated by a professional regulatory board of this state may be practiced in a salon or barber shop under section 4713.42 of the Revised Code, including whether cosmetic therapy may be practiced in a salon or barber shop;

~~(12)~~(11) Establish standards for the provision of cosmetic therapy, massage therapy, or other professional service in a salon or barber shop pursuant to section 4713.42 of the Revised Code;

~~(13)~~(12) Establish standards for board approval of, and the granting of credits for, training in branches of cosmetology or barbering and restricted barbering at schools licensed in this state;

~~(14)~~(13) Establish the manner in which a school licensed under section 4713.44 of the Revised Code may offer post-secondary ~~and advanced practice~~ programs;

~~(15)~~(14) Establish infection control standards for the practice of the branches of cosmetology and barbering and restricted barbering and the operation of salons, barber shops, and schools;

~~(16)~~(15) Establish the application process for obtaining a

tanning facility permit under section 4713.48 of the Revised Code, including the amount of the fee for an initial or renewed permit;

~~(17)~~ (16) Establish standards for installing and operating a tanning facility in a manner that ensures the health and safety of consumers, including infection control standards and standards that do all of the following:

(a) Establish a maximum safe time of exposure to radiation and a maximum safe temperature at which sun lamps may be operated;

(b) Require consumers to wear protective eyeglasses;

(c) Require consumers to be supervised as to the length of time consumers use the facility's sun lamps;

(d) Require the operator to prohibit consumers from standing too close to sun lamps and to post signs warning consumers of the potential effects of radiation on individuals taking certain medications and of the possible relationship of the radiation to skin cancer;

(e) Require the installation of protective shielding for sun lamps and handrails for consumers;

(f) Require floors to be dry during operation of lamps;

(g) Establish procedures an operator must follow in making reasonable efforts in compliance with section 4713.50 of the Revised Code to determine the age of an individual seeking to use sun lamp tanning services.

~~(18)~~ (17) If the board, under section 4713.61 of the Revised Code, develops a procedure for classifying licenses inactive, do both of the following:

(a) Establish a fee for having a license classified inactive that reflects the cost to the board of providing the inactive license service;

(b) Specify the continuing education that an individual whose license has been classified inactive must complete to have the license restored. The continuing education shall be sufficient to ensure the minimum competency in the use or administration of a new procedure or product required by a licensee necessary to protect public health and safety. The requirement shall not exceed the cumulative number of hours of continuing education that the individual would have been required to complete had the individual retained an active license.

~~(19)~~ (18) Establish a fee for approval of a continuing education program under section 4713.62 of the Revised Code that is adequate to cover any expense the board incurs in the approval process;

~~(20)~~ (19) Establish requirements for students of schools who are engaged in learning the theory and practice of barbering or restricted barbering;

~~(21)~~ (20) Establish the minimum student-instructor ratio that a school offering instruction in the theory and practice of barbering and restricted barbering must meet;

(21) Specify the content of the examination required of an applicant for a barber license or restricted barber license under section 4713.281 of the Revised Code and the passing score required for the examination;

(22) Establish requirements for the licensure of barber instructors that are in addition to the requirements specified

in section 4713.311 of the Revised Code;

(23) Anything else necessary to implement this chapter.

(B) The rules adopted under division (A)(2) of this section may establish additional conditions for a temporary pre-examination work permit under section 4713.22 of the Revised Code that are applicable to individuals who practice a branch of cosmetology, barbering, or restricted barbering in another state or country.

(C) The conditions specified in rules adopted under division (A)(6) of this section may include that an applicant is applying for a license to practice a branch of cosmetology, barbering, or restricted barbering for which the board determines an examination is unnecessary.

(D) The rules adopted under division ~~(A)(11)~~ (A)(10) of this section shall not include a profession if practice of the profession in a salon or barber shop is a violation of a statute or rule governing the profession.

(E) The infection control standards established under division ~~(A)(15)~~ (A)(14) of this section shall focus in particular on precautions to be employed to prevent infectious or contagious diseases being created or spread.

(F) The fee established by rules adopted under division ~~(A)(16)~~ (A)(15) of this section shall cover the cost the board incurs in inspecting tanning facilities and enforcing the board's rules but may not exceed one hundred dollars per location of such facilities.

(G) The content of the examination specified in rules adopted under division (A)(21) of this section shall include a practical demonstration and a written test and relate only to

the practice of barbering or restricted barbering. An examination for a barber license shall require the applicant to demonstrate that the applicant has a thorough knowledge of and competence in the proper techniques in the safe use of chemicals used in the practice of barbering. The minimum passing score of the examination shall not exceed seventy-five per cent.

Sec. 4713.081. (A) The state cosmetology and barber board shall furnish a copy of the infection control standards established by rules adopted under section 4713.08 of the Revised Code to both of the following:

(1) Each individual or person to whom the board issues a practicing license, ~~advanced license,~~ license to operate a salon, barber shop, or school, or boutique services registration;

(2) Each individual providing cosmetic therapy, massage therapy, or other professional service in a salon or barber shop under section 4713.42 of the Revised Code.

(B) A salon, barber shop, or school provided a copy of the infection control standards under division (A) of this section shall post the standards in a public and conspicuous place in the salon, barber shop, or school.

Sec. 4713.09. The state cosmetology and barber board may adopt rules in accordance with section 4713.08 of the Revised Code to establish a continuing education requirement, not to exceed eight hours in a biennial licensing period, as a condition of renewal for a practicing license, ~~advanced license,~~ instructor license, or boutique services registration. These hours may include training in identifying and addressing the crime of trafficking in persons as described in section 2905.32

of the Revised Code. At least two of the eight hours of the continuing education requirement must be achieved in courses concerning safety and infection control, and at least one hour of the eight hours of the continuing education requirement must be achieved in courses concerning law and rule updates.

Sec. 4713.10. (A) The state cosmetology and barber board shall charge and collect the following nonrefundable fees:

(1) For a temporary pre-examination work permit under section 4713.22 of the Revised Code, not more than ~~fifteen~~ twenty-two dollars and fifty cents;

(2) For initial application to take an examination under section 4713.24 or 4713.281 of the Revised Code, not more than ~~forty~~ one hundred thirty-five dollars;

(3) For application to take an examination under section 4713.24 or 4713.281 of the Revised Code by an applicant who has previously applied to take, but failed to appear for, the examination, not more than ~~fifty-five~~ one hundred fifty dollars;

(4) For application to re-take any one part of an examination under section 4713.24 or 4713.281 of the Revised Code by an applicant who has previously appeared for, but failed to pass, that part of the examination, not more than ~~forty~~ sixty-seven dollars and fifty cents;

(5) For the issuance of a license by examination under section 4713.28, ~~4713.30, or~~ , 4713.281, 4713.31, or 4713.311 of the Revised Code, not more than ~~seventy-five~~ one hundred twelve dollars and fifty cents;

(6) For the issuance of a license under section 4713.34 of the Revised Code, not more than ~~seventy~~ four hundred fifty dollars;

(7) For renewal of a license issued under section 4713.28, ~~4713.30,~~ 4713.281, 4713.31, 4713.311, or 4713.34 of the Revised Code, not more than ~~seventy~~ two hundred twenty-five dollars;

(8) For the issuance or renewal of a school license, or the change of name or ownership of a licensed school, not more than ~~two~~ three hundred ~~fifty~~ seventy-five dollars;

(9) For the issuance of a new salon or barber shop license or the change of name or ownership of a salon or barber shop license under section 4713.41 or 4713.411 of the Revised Code, not more than one hundred sixty-five dollars;

(10) For the renewal of a salon or barber shop license under section 4713.41 or 4713.411 of the Revised Code, not more than ~~ninety~~ one hundred thirty-five dollars;

(11) For the renewal of a salon license, barber shop license, school license, or tanning facility permit after the end of a biennial licensing period, an amount equal to the sum of the current license renewal fee and a late fee of not more than sixty dollars;

(12) For the restoration of an expired license that may be restored pursuant to section 4713.63 of the Revised Code, an amount equal to the sum of the current license renewal fee and a lapsed renewal fee of not more than ~~forty-five~~ one hundred twelve dollars and fifty cents per license renewal period that has elapsed since the license was last issued or renewed for up to three license renewal periods;

~~(12)~~(13) For the issuance of a duplicate salon license, barber shop license, school license, or tanning facility permit, not more than ~~thirty~~ sixty-seven dollars and fifty cents;

~~(13)~~(14) For the preparation and mailing of a licensee's

records to another state for a reciprocity license, not more than ~~fifty~~ seventy-five dollars;

~~(14)~~ (15) For the processing of any fees related to a check from a licensee returned to the board for insufficient funds, an additional ~~thirty~~ forty-five dollars.

(B) The board shall adjust the fees biennially, by rule, within the limits established by division (A) of this section, to provide sufficient revenues to meet its expenses.

(C) The board may reduce fees as considered appropriate by the board.

(D) At the request of a person who is temporarily unable to pay a fee imposed under division (A) of this section, or on its own motion, the board may extend the date payment is due by up to ninety days. If the fee remains unpaid after the date payment is due, the amount of the fee shall be certified to the attorney general for collection in the form and manner prescribed by the attorney general. The attorney general may assess the collection cost to the amount certified in such a manner and amount as prescribed by the attorney general.

Sec. 4713.14. No individual shall do any of the following:

(A) Use fraud or deceit in obtaining or making application for a license, permit, or registration;

(B) Aid or abet any individual or entity in any of the following:

(1) Violating this chapter or a rule adopted under it;

(2) Obtaining a license, permit, or registration fraudulently;

(3) Falsely pretending to hold a current, valid license or permit.

(C) Practice a branch of cosmetology, barbering, or restricted barbering, for pay, free, or otherwise, without one of the following authorizing the practice of that branch of cosmetology, barbering, or restricted barbering:

(1) A current, valid license under section 4713.28, ~~4713.30,~~4713.281, or 4713.34 of the Revised Code;

(2) A current, valid temporary pre-examination work permit issued under section 4713.22 of the Revised Code;

(3) A current, valid temporary special occasion work permit issued under section 4713.37 of the Revised Code;

(4) A current, valid registration under section 4713.69 of the Revised Code.

(D) Employ an individual to practice a branch of cosmetology, barbering, or restricted barbering if the individual does not hold one of the following authorizing the practice of that branch of cosmetology, barbering, or restricted barbering:

(1) A current, valid license under section 4713.28, ~~4713.30,~~4713.281, or 4713.34 of the Revised Code;

(2) A current, valid temporary pre-examination work permit issued under section 4713.22 of the Revised Code;

(3) A current, valid temporary special occasion work permit issued under section 4713.37 of the Revised Code;

(4) A current, valid registration under section 4713.69 of the Revised Code.

(E) Except for apprentice instructors and as provided in section 4713.45 of the Revised Code, teach the theory or practice of a branch of cosmetology or barbering and restricted barbering at a school without either of the following authorizing the teaching of that branch of cosmetology or barbering and restricted barbering:

(1) A current, valid license under section 4713.31, 4713.311, or 4713.34 of the Revised Code;

(2) A current, valid temporary special occasion work permit issued under section 4713.37 of the Revised Code.

(F) Advertise or operate a glamour photography service in which a branch of cosmetology is practiced unless the individual practicing the branch of cosmetology holds either of the following authorizing the practice of that branch of cosmetology:

(1) A current, valid license under section 4713.28~~,~~ ~~4713.30,~~ or 4713.34 of the Revised Code;

(2) A current, valid temporary special occasion work permit issued under section 4713.37 of the Revised Code.

(G) Advertise or operate a glamour photography service in which a branch of cosmetology is practiced at a location not specified by rules adopted under section 4713.08 of the Revised Code;

(H) ~~Practice a branch of cosmetology at a salon as an independent contractor without a current, valid independent contractor license issued under section 4713.39 of the Revised Code;~~

~~(I)~~ Operate a salon without a current, valid license under

section 4713.41 of the Revised Code, or operate a barber shop without a current, valid license under section 4713.411 of the Revised Code;

~~(J)~~ (I) Provide any of the following at a salon or barber shop for pay, free, or otherwise:

(1) Massage therapy, unless the individual has a current, valid license issued by the state medical board under section 4731.15 of the Revised Code;

(2) Any other professional service, unless the individual has a current, valid license or certificate issued by the professional regulatory board of this state that regulates the profession;

(3) Cosmetic therapy, unless the individual is authorized by rules adopted under section 4713.08 of the Revised Code.

~~(K)~~ (J) Teach a branch of cosmetology at a salon or barbering or restricted barbering at a barber shop, unless the individual receiving the instruction holds either of the following authorizing the practice of that branch of cosmetology, barbering, or restricted barbering:

(1) A current, valid license under section 4713.28, ~~4713.30,~~4713.281, or 4713.34 of the Revised Code;

(2) A current, valid temporary pre-examination work permit issued under section 4713.22 of the Revised Code.

~~(L)~~ (K) Operate a school without a current, valid license under section 4713.44 of the Revised Code;

~~(M)~~ (L) At a salon, barber shop, or school, do any of the following:

(1) Use or possess a cosmetic product containing an ingredient that the United States food and drug administration has prohibited by regulation;

(2) Use a cosmetic product in a manner inconsistent with a restriction established by the United States food and drug administration by regulation;

(3) Use or possess a liquid nail monomer containing any trace of methyl methacrylate (MMA).

~~(N)~~ (M) While in charge of a salon, barber shop, or school, permit any individual to sleep in, or use for residential purposes, any room used wholly or in part as the salon, barber shop, or school;

~~(O)~~ (N) Maintain, as an established place of business for the practice of one or more of the branches of cosmetology, barbering, or restricted barbering, a room used wholly or in part for sleeping or residential purposes;

~~(P)~~ (O) Operate a tanning facility that is offered to the public for a fee or other compensation without a current, valid permit under section 4713.48 of the Revised Code;

~~(Q)~~ (P) Practice a branch of cosmetology, barbering, or restricted barbering in a location other than a licensed facility unless otherwise exempted under section 4713.16, 4713.17, or 4713.351 of the Revised Code;

~~(R)~~ (Q) Use any of the services or arts that are part of the practice of a branch of cosmetology, barbering, or restricted barbering to treat or attempt to cure a physical or mental disease or ailment;

(R) Use or display a barber pole for the purpose of

advertising or offering barber or restricted barber services without a current, valid barber shop license issued under section 4713.411 of the Revised Code.

Sec. 4713.141. An inspector employed by the state cosmetology and barber board may take a sample of a product used or sold in a salon or school for the purpose of examining the sample, or causing an examination of the sample to be made, to determine whether division ~~(M)~~ (L) of section 4713.14 of the Revised Code has been violated.

Should the results of the test prove that division ~~(M)~~ (L) of section 4713.14 of the Revised Code has been violated, the board shall take action in accordance with section 4713.64 of the Revised Code. A fine imposed under that section shall include the cost of the test. The person's license may be suspended or revoked.

Sec. 4713.15. This chapter does not permit any of the services or arts that are part of the practice of a branch of cosmetology, barbering, or restricted barbering to be used for the treatment or cure of a physical or mental disease or ailment.

Sec. 4713.16. (A) This chapter does not prohibit any of the following:

(1) Practicing a branch of cosmetology, barbering, or restricted barbering without a license or registration if the individual does so for free at the individual's home for a family member who resides in the same household as the individual;

(2) The retail sale, or trial demonstration by application to the skin for purposes of retail sale, of cosmetics,

preparations, tonics, antiseptics, creams, lotions, wigs, or hairpieces without a practicing license or registration;

(3) The retailing, at a salon or barber shop, of cosmetics, preparations, tonics, antiseptics, creams, lotions, wigs, hairpieces, clothing, or any other items that pose no risk of creating unsanitary conditions at the salon or barber shop;

(4) The provision of glamour photography services at a licensed salon if either of the following is the case:

(a) A branch of cosmetology is not practiced as part of the services.

(b) If a branch of cosmetology is practiced as part of the services, the part of the services that is a branch of cosmetology is performed by an individual who holds either of the following authorizing the individual to practice that branch of cosmetology:

(i) A current, valid license under section 4713.28~~, 4713.30,~~ or 4713.34 of the Revised Code;

(ii) A current, valid temporary special occasion work permit issued under section 4713.37 of the Revised Code.

(5) A student engaging, as a student, in work connected with a branch of cosmetology, barbering, or restricted barbering taught at the school at which the student is enrolled;

(6) Practicing a branch of cosmetology, barbering, or restricted barbering without a license or registration if the individual does so for free for the purpose of researching or developing a cosmetic as defined in section 3715.01 of the Revised Code;

(7) An individual who holds a license or registration

issued under this chapter practicing a branch of cosmetology, barbering, or restricted barbering on a dead human body at a funeral home or embalming facility licensed under section 4717.06 of the Revised Code.

(B) A student in a career-technical program ~~learning a branch of cosmetology~~ approved by the state cosmetology and barber board may continue developing skills ~~in the respective branch of cosmetology~~ after completing the required coursework or obtaining a practicing license ~~in the respective branch of cosmetology~~ by working in the licensed career-technical school clinic if the student does not receive any compensation. This allowance terminates upon the graduation of the student from the career-technical school.

Sec. 4713.17. (A) The following persons are exempt from the provisions of this chapter, except, as applicable, section 4713.42 of the Revised Code:

(1) All individuals authorized to practice medicine, surgery, dentistry, and nursing or any of its branches in this state, while acting within the scope of practice for the license, permit, or certificate held;

(2) Commissioned surgical and medical officers of the United States army, navy, air force, or marine hospital service when engaged in the actual performance of their official duties, and attendants attached to same, while acting within the scope of practice for the license, permit, or certificate held;

(3) Funeral directors, embalmers, and apprentices licensed or certified under Chapter 4717. of the Revised Code, while acting within the scope of practice for the license, permit, or certificate held;

(4) Persons who are engaged in the retail sale, cleaning, or beautification of wigs and hairpieces but who do not engage in any other act constituting the practice of a branch of cosmetology, barbering, or restricted barbering;

(5) Volunteers of hospitals, and homes as defined in section 3721.01 of the Revised Code, who render service to registered patients and inpatients who reside in such hospitals or homes. Such volunteers shall not use or work with any chemical products such as permanent wave, hair dye, or chemical hair relaxer, which without proper training would pose a health or safety problem to the patient.

(6) Nurse aides and other employees of hospitals and homes as defined in section 3721.01 of the Revised Code, who practice a branch of cosmetology, barbering, or restricted barbering on registered patients only as part of general patient care services and who do not charge patients directly on a fee for service basis;

(7) Massage therapists who hold current, valid licenses to practice massage therapy issued by the state medical board under section 4731.15 of the Revised Code, while acting within the scope of practice for the license held;

(8) Inmates who provide services related to the practice of a branch of cosmetology, barbering, or restricted barbering to other inmates, except when those services are provided in a licensed barber shop or school within a state correctional institution.

(B) The director of rehabilitation and correction shall oversee the services described in division (A)(8) of this section with respect to infection control and adopt rules

governing those types of services provided by inmates.

Sec. 4713.22. (A) The state cosmetology and barber board shall issue a temporary pre-examination work permit to an individual who ~~applies under section 4713.20 of the Revised Code for admission to an examination conducted under section 4713.24 of the Revised Code, if the individual~~ pays the applicable fee to the board and satisfies all ~~of the following~~ other conditions established by rules adopted under section 4713.08 of the Revised Code if the individual meets one of the following requirements:

(1) ~~Is~~ The individual is seeking a practicing license ~~or an instructor license;~~

~~(2) Has~~ to practice a branch of cosmetology, has applied under section 4713.20 of the Revised Code for admission to an examination conducted under section 4713.24 of the Revised Code, and has not previously failed an examination conducted under section 4713.24 of the Revised Code to determine the applicant's fitness to practice ~~or instruct~~ the branch of cosmetology for which the individual seeks a license~~;~~.

~~(3) Pays to the board the applicable fee;~~

~~(4) Satisfies all other conditions established by rules adopted under section 4713.08 of the Revised Code~~

(2) The individual is seeking an instructor license to teach a branch of cosmetology, has applied to take an examination conducted under section 4713.31 of the Revised Code, and has not previously failed an examination conducted under section 4713.31 of the Revised Code to determine the applicant's fitness to instruct the branch of cosmetology for which the individual seeks a license.

(3) The individual is seeking a practicing license to practice barbering or restricted barbering, has applied for and is eligible to take an examination conducted under section 4713.281 of the Revised Code, and has not previously failed an examination conducted under section 4713.281 of the Revised Code.

(4) The individual is seeking an instructor license to teach barbering and restricted barbering, has applied to take an examination conducted under section 4713.311 of the Revised Code, and has not previously failed an examination conducted under section 4713.311 of the Revised Code.

(B) An individual issued a temporary pre-examination work permit may practice the branch of cosmetology for which the individual seeks a practicing license until the date the individual is scheduled to take an examination under section 4713.24 of the Revised Code. The individual shall practice under the supervision of an individual holding a current, valid license appropriate for the type of salon in which the permit holder practices.

(C) An individual issued a temporary pre-examination work permit may instruct the branch of cosmetology for which the individual seeks an instructor license for a period not to exceed one hundred twenty days.

(D) An individual issued a temporary pre-examination work permit under this section may practice barbering or restricted barbering until the date the individual is scheduled to take an examination under section 4713.281 of the Revised Code. The individual shall practice under the supervision of an individual holding a current, valid barber license or restricted barber license.

(E) An individual seeking a barber instructor license who is issued a temporary pre-examination work permit under this section may teach barbering and restricted barbering for a period not to exceed one hundred twenty days.

(F) A temporary pre-examination work permit is renewable in accordance with rules adopted under section 4713.08 of the Revised Code.

Sec. 4713.24. (A) The state cosmetology and barber board shall conduct an examination for each individual who satisfies the requirements established by section 4713.20 of the Revised Code for admission to the examination. Examinations for licensure for any branch of cosmetology shall assess the ability of a prospective cosmetology professional to maintain a safe and sanitary place of service delivery. The board may develop and administer the appropriate examination or enter into an agreement with a national testing service to develop the examination, administer the examination, or both. The examination shall be specific to the type of license the individual seeks and satisfy all of the following conditions:

(1) Include both practical demonstrations and written or oral tests related to the type of license the individual seeks;

(2) Relate only to a branch of cosmetology, but not be confined to any special system or method;

(3) Be consistent in both practical and technical requirements for the type of license the individual seeks;

(4) Be of sufficient thoroughness to satisfy the board as to the individual's skill in and knowledge of the branch of cosmetology for which the examination is conducted.

(B) ~~Not later than two years after September 13, 2016, the~~

~~board shall create a curriculum and an examination for individuals seeking licensure to become an instructor and shall conduct an examination for each individual who satisfies the requirements established pursuant to section 4713.31 of the Revised Code for admission to the examination.~~

~~(C)~~ The board shall adopt rules regarding the equipment or supplies an individual is required to bring to an examination described in this section.

~~(D)~~ (C) The board shall not release the questions developed for the examinations and the practical demonstrations used in the testing process, except for the following purposes:

(1) Reviewing or rewriting of any part of the examination on a periodic basis as prescribed in rules adopted under section 4713.08 of the Revised Code;

(2) Testing of individuals in another state for admission to the profession of cosmetology or any of its branches as required under a contract or by means of a license with that state;

(3) Complying with a public records request after which the questions or the demonstrations have become a public record under division ~~(F)~~ (E) of this section and otherwise may lawfully be released.

~~(E)~~ (D) The examination papers and the scored results of the practical demonstrations of each individual examined by the board shall be open for inspection by the individual or the individual's attorney for at least ninety days following the announcement of the individual's grade, except for papers that under the terms of a contract with a testing service are not available for inspection. On written request of an individual or

the individual's attorney made to the board not later than ninety days after announcement of the individual's grade, the board shall have the individual's practical examination papers regraded manually.

~~(F)~~ (E) Test materials, examinations, or evaluation tools used in an examination for licensure under this chapter that the board develops or contracts with a private or government entity to administer shall become public records under section 149.43 of the Revised Code fifteen years after the materials, examinations, or tools were first used in an assessment for licensure, unless the release of the record is otherwise prohibited by state or federal law, or the record is deemed to be the proprietary information of a private entity.

Sec. 4713.28. (A) Except as provided in division (C) of this section, the state cosmetology and barber board shall issue a practicing license to practice a branch of cosmetology to an applicant who satisfies all of the following applicable conditions:

(1) Is at least sixteen years of age;

(2) Has the equivalent of an Ohio public school tenth grade education;

(3) Has submitted a written application on a form furnished by the board that contains all of the following:

(a) The name of the individual and any other identifying information required by the board;

(b) A photocopy of the individual's current driver's license or other proof of legal residence;

(c) Proof that the individual is qualified to take the

applicable examination as required by section 4713.20 of the Revised Code;

(d) An oath verifying that the information in the application is true;

(e) The applicable application fee.

(4) Notwithstanding section 4798.05 of the Revised Code, submits to having a photograph taken by the board;

(5) Passes an examination conducted under division (A) of section 4713.24 of the Revised Code for the branch of cosmetology the applicant seeks to practice;

(6) Pays to the board the applicable license fee;

(7) In the case of an applicant for an initial cosmetologist license, has successfully completed at least one thousand ~~five~~ two hundred hours of board-approved cosmetology training in a school, except that only ~~one thousand~~ four hundred hours of board-approved cosmetology training in a school is required of an individual licensed as a barber under ~~Chapter 4709.~~section 4713.281 of the Revised Code;

(8) In the case of an applicant for an initial esthetician license, has successfully completed at least six hundred hours of board-approved esthetics training in a school;

(9) In the case of an applicant for an initial hair designer license, has successfully completed at least ~~one thousand~~ nine hundred hours of board-approved hair designer training in a school, except that only ~~one thousand~~ four hundred hours of board-approved hair designer training in a school is required of an individual licensed as a barber under ~~Chapter 4709.~~section 4713.281 of the Revised Code;

(10) In the case of an applicant for an initial manicurist license, has successfully completed at least two hundred hours of board-approved manicurist training in a school;

(11) In the case of an applicant for an initial natural hair stylist license, has successfully completed at least four hundred fifty hours of ~~instruction in subjects relating to infection control, scalp care, anatomy, hair styling, communication skills, and laws and rules governing the practice of cosmetology~~board-approved natural hair styling training in a school.

(B) The board shall not deny a license to any applicant based on prior incarceration or conviction for any crime. If the board denies an individual a license or license renewal, the reasons for such denial shall be put in writing.

(C) The board shall issue a practicing license in a branch of cosmetology in accordance with Chapter 4796. of the Revised Code to an applicant if either of the following applies:

(1) The applicant holds a license in that branch of cosmetology in another state.

(2) The applicant has satisfactory work experience, a government certification, or a private certification as described in that chapter in that branch of cosmetology in a state that does not issue that license.

Sec. ~~4709.07~~ 4713.281. (A) ~~Each individual who applies to take the required barber examination to qualify for licensure as a barber shall demonstrate that the individual~~ Except as provided in division (D) of this section, the state cosmetology and barber board shall issue a practicing license to practice barbering or restricted barbering to an applicant who meets all

of the following conditions:

(1) Is at least sixteen years of age;

(2) Has an eighth grade education or an equivalent education as determined by the department of education and workforce, or equivalent organization in the state where the applicant resides;

(3) Has submitted a written application on a form furnished by the board that contains all of the following:

(a) The name of the individual and any other identifying information required by the board;

(b) A photocopy of the individual's current driver's license or other proof of legal residence;

(c) An oath verifying that the information in the application is true;

(d) The applicable application fee.

(4) Notwithstanding section 4798.05 of the Revised Code, submits to having a photograph and biometric fingerprint scan taken by the board;

(5) ~~Has~~ In the case of an applicant for an initial barber license, has graduated with at least one thousand ~~eight~~ two hundred hours of board-approved barber training from a school or has graduated with at least ~~one thousand~~ four hundred hours of board-approved training from a school and has a current cosmetology or hair designer license issued ~~pursuant to Chapter 4713.~~under section 4713.28 of the Revised Code;

(6) ~~Has paid the application fee~~In the case of an applicant for an initial restricted barber license, has

graduated with at least nine hundred hours of board-approved restricted barber training from a school~~.~~

~~(B) The board shall issue a barber license to an applicant who passes~~ ;

(7) Passes the required barber examination ~~and pays~~ or restricted barber examination;

(8) Pays the applicable license fee.

(B) The board shall issue a barber license to an applicant who holds a restricted barber license and has successfully completed at least three hundred hours of board-approved training, passes the barber examination, and pays the applicable application and license fees.

(C) If an applicant fails to pass any part of the examination, the applicant is ineligible for licensure; however, the applicant may reapply for examination and pay the required reexamination fee. An applicant is only required to take that part or parts of the examination that the applicant did not pass. The board shall provide to an applicant, upon request, a report which explains the reasons for the applicant's failure to pass the examination.

~~(D) Every licensed barber shall maintain the board-issued, wallet-sized license or electronically generated license certification and a current government-issued photo identification that can be produced on inspection or request.~~

~~(E)~~ (D) The board shall issue a license to practice barbering or restricted barbering in accordance with Chapter 4796. of the Revised Code to an applicant if either of the following applies:

(1) The applicant holds a license to practice barbering or restricted barbering in another state.

(2) The applicant has satisfactory work experience, a government certification, or a private certification as described in that chapter as a barber or restricted barber in a state that does not issue that license.

Sec. 4713.31. (A) Except as provided in division (B) of this section, the state cosmetology and barber board shall issue an instructor license to teach the theory and practice of a branch of cosmetology to an applicant who satisfies all of the following applicable conditions:

(1) Is at least eighteen years of age;

(2) Has the equivalent of an Ohio public school twelfth grade education;

(3) Pays to the board the applicable application fee;

(4) Notwithstanding section 4798.05 of the Revised Code, submits to having a photograph taken by the board;

(5) In the case of an applicant for an initial cosmetology instructor license, holds a current, valid ~~advanced~~ cosmetologist license ~~to practice cosmetology~~ issued in this state and does either of the following:

(a) Submits proof, as determined by the board, that the applicant has engaged in the practice of cosmetology in a licensed beauty salon for at least one thousand eight hundred hours;

(b) Has a school licensed in this state certify to the board that the applicant has successfully completed ~~one thousand~~ three hundred hours of board-approved cosmetology instructor

training as an apprentice instructor.

(6) In the case of an applicant for an initial esthetics instructor license, holds a current, valid ~~advanced~~ esthetician or cosmetologist license ~~to practice esthetics or cosmetology~~ issued in this state and does either of the following:

(a) Submits proof, as determined by the board, that the applicant has engaged in the practice of esthetics in a licensed esthetics salon or practice of cosmetology in a licensed beauty salon for at least one thousand eight hundred hours;

(b) Has a school licensed in this state certify to the board that the applicant has successfully completed at least ~~five~~ three hundred hours of board-approved esthetics instructor training as an apprentice instructor.

(7) In the case of an applicant for an initial hair design instructor license, holds a current, valid ~~advanced~~ hair designer or cosmetologist license ~~to practice hair design or cosmetology~~ and does either of the following:

(a) Submits proof, as determined by the board, that the applicant has engaged in the practice of hair design in a licensed hair design salon or practice of cosmetology in a licensed beauty salon for at least one thousand eight hundred hours;

(b) Has a school licensed in this state certify to the board that the applicant has successfully completed at least ~~eight~~ three hundred hours of board-approved hair design instructor training as an apprentice instructor.

(8) In the case of an applicant for an initial manicurist instructor license, holds a current, valid ~~advanced~~ manicurist or cosmetologist license ~~to practice manicuring or cosmetology~~

and does either of the following:

(a) Submits proof, as determined by the board, that the applicant has engaged in the practice of manicuring in a licensed nail salon or practice of cosmetology in a licensed beauty salon for at least one thousand eight hundred hours;

(b) Has a school licensed in this state certify to the board that the applicant has successfully completed at least three hundred hours of board-approved manicurist instructor training as an apprentice instructor.

(9) In the case of an applicant for an initial natural hair style instructor license, holds a current, valid ~~advanced~~ natural hair stylist or cosmetologist license ~~to practice natural hair styling or cosmetology~~ and does either of the following:

(a) Submits proof, as determined by the board, that the applicant has engaged in the practice of natural hair styling in a licensed natural hair style salon or practice of cosmetology in a licensed beauty salon for at least one thousand eight hundred hours;

(b) Has a school licensed in this state certify to the board that the applicant has successfully completed at least ~~four~~ three hundred hours of board-approved natural hair style instructor training as an apprentice instructor.

(10) In the case of all applicants, passes an examination conducted ~~under division (B) of section 4713.24 of the Revised Code~~ by the board for the branch of cosmetology the applicant seeks to instruct.

(11) Pays to the board the applicable license fee.

(B) The board shall issue an instructor license for a branch of cosmetology in accordance with Chapter 4796. of the Revised Code to an applicant if either of the following applies:

(1) The applicant holds an instructor license in that branch of cosmetology in another state.

(2) The applicant has satisfactory work experience, a government certification, or a private certification as described in that chapter as an instructor in that branch of cosmetology in a state that does not issue that license.

Sec. ~~4709.072~~ 4713.311. (A) ~~The~~ Except as provided in division (B) of this section, the state cosmetology and barber board shall issue ~~a barber~~ an instructor license to teach the theory and practice of barbering and restricted barbering to an applicant who meets all of the following requirements:

(1) Is at least eighteen years of age;

(2) Holds a current, valid barber license issued under section ~~4709.07~~ 4713.281 of the Revised Code and meets either of the following requirements:

(a) ~~Has at least eighteen months of work experience~~ Submits proof, as determined by the board, that the applicant has engaged in the practice of barbering in a licensed barber shop for at least one thousand eight hundred hours;

(b) Has ~~been employed as an assistant barber instructor under the supervision of a licensed barber for at least one year~~a school licensed in this state certify to the board that the applicant has successfully completed at least three hundred hours of board-approved barber instructor training as an apprentice instructor.

(3) Passes the required examination;

(4) Pays the applicable license fee;

(5) Meets any additional requirements specified in rules adopted by the board under section ~~4709.05~~ 4713.08 of the Revised Code.

~~(B) The board shall issue an assistant barber instructor license to an applicant who holds a current, valid barber license issued under section 4709.07 of the Revised Code and meets the requirements listed in divisions (A)(1), (4), and (5) of this section.~~

~~(C) Every holder of a barber instructor license or assistant barber instructor license shall maintain a board-issued, wallet-sized license or electronically generated license certification and a current government-issued photo identification that can be produced upon inspection or request.~~

(B) The board shall issue a barber instructor license in accordance with Chapter 4796. of the Revised Code to an applicant if either of the following applies:

(1) The applicant holds a barber instructor license in another state.

(2) The applicant has satisfactory work experience, a government certification, or a private certification as described in that chapter as a barber instructor in a state that does not issue that license.

Sec. 4713.32. When determining the total hours of instruction received by an applicant for a license under section 4713.28, ~~4713.30~~4713.281, ~~or~~ 4713.31, or 4713.311 of the Revised Code, the state cosmetology and barber board shall not take into

account more than ten hours of instruction per day. The board shall take into account instruction received more than five years prior to the date of application for the license in accordance with rules adopted under section 4713.08 of the Revised Code.

Sec. 4713.34. (A) The state cosmetology and barber board shall issue a license to practice or teach the theory and practice of a branch of cosmetology, barbering, or ~~instructor license~~ restricted barbering to an applicant who is licensed or registered in another country to practice that branch of cosmetology, barbering, or restricted barbering or teach the theory and practice of that branch of cosmetology or barbering and restricted barbering, as appropriate, if the applicant satisfies all of the following conditions:

(1) Is not less than eighteen years of age;

(2) In the case of an applicant for a practicing license, passes an examination conducted under section 4713.24 or 4713.281 of the Revised Code for the license the applicant seeks, unless the applicant satisfies conditions specified in rules adopted under section 4713.08 of the Revised Code for the board to issue the applicant a license without taking the examination;

(3) Pays the applicable fee.

(B) At the time the applicant obtained the license or registration in the other country, the requirements in this state for obtaining the license the applicant seeks were substantially equal to the other country's requirements.

Sec. 4713.35. An individual who holds a current, valid cosmetologist license ~~or an advanced license to practice~~

~~cosmetology~~ issued by the state cosmetology and barber board may engage in the practice of one or more branches of cosmetology as the individual chooses in a licensed facility.

An individual who holds a current, valid esthetician license ~~or an advanced license to practice esthetics~~ issued by the board may engage in the practice of esthetics but no other branch of cosmetology in a licensed facility.

An individual who holds a current, valid hair designer license ~~or an advanced license to practice hair design~~ issued by the board may engage in the practice of hair design but no other branch of cosmetology in a licensed facility.

An individual who holds a current, valid manicurist license ~~or an advanced license to practice manicuring~~ issued by the board may engage in the practice of manicuring but no other branch of cosmetology in a licensed facility.

An individual who holds a current, valid natural hair stylist license ~~or an advanced license to practice natural hair styling~~ issued by the board may engage in the practice of natural hair styling but no other branch of cosmetology in a licensed facility.

An individual who holds a current, valid cosmetology instructor license issued by the board may teach the theory and practice of one or more branches of cosmetology at a school as the individual chooses.

An individual who holds a current, valid esthetics instructor license issued by the board may teach the theory and practice of esthetics, but no other branch of cosmetology, at a school.

An individual who holds a current, valid hair design

instructor license issued by the board may teach the theory and practice of hair design, but no other branch of cosmetology, at a school.

An individual who holds a current, valid manicurist instructor license issued by the board may teach the theory and practice of manicuring, but no other branch of cosmetology, at a school.

An individual who holds a current, valid natural hair style instructor license issued by the board may teach the theory and practice of natural hair styling, but no other branch of cosmetology, at a school.

An individual who holds a current, valid boutique services registration with the board may engage in the practice of boutique services but no other branch of cosmetology.

Sec. 4713.351. (A) For purposes of this section, a "limited event" includes, but is not limited to, the following:

(1) A charity event;

(2) On-location wedding or event preparation;

(3) A bridal or hair show;

(4) An on-location spa event;

(5) An on-location event at a location such as a nursing home, hospital, or other care facility that lacks an on-site salon or barber shop;

(6) An on-location event at the private residence of an individual who is unable to visit a fixed location salon or barber shop.

(B) Notwithstanding any provision of this chapter ~~or~~

~~Chapter 4709. of the Revised Code,~~ or the rules adopted under ~~either chapter,~~ it to the contrary, an individual who is licensed to provide services under ~~Chapter 4709. or 4713. of the Revised Code~~ this chapter may provide those services on premises other than a salon or a barber shop ~~licensed under Chapter 4709.~~, as applicable, for limited events only if the services provided are incidental to the licensee's practice in a salon or barber shop.

(C) The state cosmetology and barber board shall not require an individual who provides incidental services as described in this section to obtain an additional license or permit to provide those services.

Sec. 4713.37. (A) The state cosmetology and barber board may issue a temporary special occasion work permit to a nonresident individual who satisfies all of the following conditions:

(1) Has been licensed or registered in another state or country to practice a branch of cosmetology, barbering, or restricted barbering or teach the theory and practice of a branch of cosmetology or barbering and restricted barbering for at least five years;

(2) Is a recognized expert in the practice or teaching of the branch of cosmetology, barbering, or restricted barbering the individual practices or teaches;

(3) Is to practice that branch of cosmetology, barbering, or restricted barbering or teach the theory and practice of that branch of cosmetology or barbering and restricted barbering in this state as part of a promotional or instructional program for not more than the amount of time a temporary special occasion

work permit is effective;

(4) Satisfies all other conditions for a temporary special occasion work permit established by rules adopted under section 4713.08 of the Revised Code;

(5) Pays the fee established by rules adopted under section 4713.08 of the Revised Code.

(B) An individual issued a temporary special occasion work permit may practice the branch of cosmetology, barbering, or restricted barbering the individual practices in another state or country, or teach the theory and practice of the branch of cosmetology or barbering and restricted barbering the individual teaches in another state or country, until the expiration date of the permit. A temporary special occasion work permit is valid for the period of time specified in rules adopted under section 4713.08 of the Revised Code.

(C) Chapter 4796. of the Revised Code does not apply to a temporary special occasion work permit issued under this section.

(D) An individual does not need to obtain a temporary special occasion work permit under this section if the individual is practicing in accordance with the compact privilege granted by this state through the "Cosmetology Licensure Compact" entered into under section 4713.33 of the Revised Code.

Sec. ~~4709.09~~ 4713.411. (A) ~~Each applicant who desires to obtain a barber shop license shall apply to the~~ The state cosmetology and barber board~~, on forms provided by the board. The board~~ shall issue a ~~barber shop~~ license to operate a barber shop to an applicant if the board determines that the applicant

has paid the license fee and ensured that the barber shop shall meet all of the following requirements:

(1) Be in the charge and under the immediate supervision of a licensed barber;

(2) Be equipped to provide running hot and cold water and proper drainage;

(3) Be kept in a clean and sanitary condition and properly ventilated and in compliance with the infection control standards adopted by the board in rule;

(4) ~~Pass an initial inspection as described in division (A)(10) of section 4713.07 of the Revised Code~~Disinfect all instruments and supplies used at the barber shop;

(5) If cosmetic therapy, massage therapy, or other professional service is provided at the barber shop under section 4713.42 of the Revised Code, disinfect all instruments and supplies used in the cosmetic therapy, massage therapy, or other professional service;

(6) That no food is sold at the barber shop in a manner inconsistent with rules adopted under section 4713.08 of the Revised Code;

(7) That a notice that contains a toll-free number and online process for reporting alleged violations of this chapter, as prescribed by the board, is posted at the barber shop in a common area for all customers of barber shop services.

(B) ~~An applicant issued a barber shop license under division (A) of this section shall display the shop license and a copy of the infection control standards provided by the board under division (A)(5) of section 4709.05 of the Revised Code in~~

~~a public and conspicuous place in the barber shop.~~

~~(C)(1) Any licensed barber who leases space in a licensed barber shop and engages in the practice of barbering independent and free from supervision of the owner or manager of the barber shop shall obtain an independent contractor license by submitting the form provided by the board, paying the applicable fee, and satisfying the conditions for the license established in rules adopted under section 4709.05 of the Revised Code.~~

~~(2) Every holder of an independent contractor license shall maintain the board-issued, wallet-sized license or electronically generated license certification and a current government-issued photo identification that can be produced upon inspection or request.~~

~~(D)~~ A shop license is not transferable from one owner to another or from one location to another.

~~(E) Tanning facilities issued a permit under section 4713.48 of the Revised Code may be operated in a barber shop.~~

Sec. 4713.42. An individual holding a current, valid license issued under section 4731.15 of the Revised Code to provide massage therapy may provide massage therapy in a salon or barber shop. An individual holding a current, valid license or certificate issued by a professional regulatory board of this state may practice the individual's profession in a salon or barber shop if the individual's profession is authorized by rules adopted under section 4713.08 of the Revised Code to practice in a salon or barber shop. An individual may provide cosmetic therapy in a salon or barber shop if authorized by rules adopted under section 4713.08 of the Revised Code to practice in a salon or barber shop.

An individual providing cosmetic therapy, massage therapy, or other professional service in a salon or barber shop pursuant to this section shall satisfy the standards established by rules adopted under section 4713.08 of the Revised Code.

Sec. 4713.44. (A) As used in this section, "accrediting agency" means the national interstate council of state boards of cosmetology or any organization recognized by the United States department of education for the accreditation of cosmetology or barbering education programs.

(B) The state cosmetology and barber board shall issue a license to operate a school to an applicant who satisfies all of the following requirements:

(1) Maintains a course of practical training and technical instruction for the branch or branches of cosmetology or barbering and restricted barbering to be taught at the school equal to the requirements for admission to an examination under section ~~4709.07 or~~ 4713.24 or 4713.281 of the Revised Code that an individual must pass to obtain a license to practice that branch or those branches of cosmetology, barbering, or restricted barbering;

(2) Possesses or makes available apparatus and equipment sufficient for the ready and full teaching of all subjects of the curriculum;

(3) Notifies the board of the enrollment of each new student, keeps a record devoted to the different practices, establishes grades, and holds examinations in order to certify the students' completion of the prescribed course of study before the issuance of certificates of completion;

(4) In the case of a school that offers clock hours for

the purpose of satisfying minimum hours of training and instruction, keeps a daily record of the attendance of each student;

(5) Except as provided in division ~~(C)(2)~~(E)(2) of this section, files with the board a good and sufficient surety bond executed by the individual, firm, or corporation operating the school as principal and by a surety company as surety in ~~the amount of ten thousand dollars~~one of the following amounts:

(a) For a school that has been accredited by an accrediting agency and has been licensed under this section for ten or more years, twenty-five thousand dollars;

(b) For a school that has been accredited by an accrediting agency and has been licensed under this section for at least seven years but less than ten years, thirty-five thousand dollars;

(c) For a school that is not described in divisions (B)(5)(a) and (b) of this section, fifty thousand dollars.

(6) Establishes and maintains an internal procedure for processing complaints filed against the school and for providing students with instructions on how to file a complaint directly with the board pursuant to section 4713.641 of the Revised Code;

(7) On the date that an apprentice instructor begins instructor training at the school, certify the name of the apprentice instructor to the board along with the date on which the apprentice's instructor training began;

(8) Complies with the requirements of division ~~(B)~~(C) of this section if the school offers instruction in theory and practice of one or more branches of cosmetology;

~~(8)~~ (9) Complies with the requirements of division (D) of this section ~~4709.10 of the Revised Code~~ if the school offers instruction in the theory and practice of barbering and restricted barbering;

~~(9)~~ (10) Pays the licensure fee.

~~(B)~~ (C) If the school for which an applicant is applying for a license under division ~~(A)~~ (B) of this section offers instruction in the theory and practice of one or more branches of cosmetology, the applicant shall do ~~all~~ both of the following to be issued the license:

(1) Maintain individuals licensed under section 4713.31 or 4713.34 of the Revised Code to teach the theory and practice of the branch or branches of cosmetology offered at the school;

(2) ~~On the date that an apprentice cosmetology instructor begins cosmetology instructor training at the school, certify the name of the apprentice cosmetology instructor to the board along with the date on which the apprentice's instructor training began;~~

~~(3)~~ Instruct not more than six apprentice cosmetology instructors at any one time.

~~(C)~~ ~~(1)~~ (D) If the school for which the applicant is applying for a license under division (B) of this section offers instruction in the theory and practice of barbering and restricted barbering, the applicant shall do all of the following to be issued the license:

(1) Provide sufficient licensed teaching personnel to meet the minimum student-instructor ratio established by the board in rules adopted under section 4713.08 of the Revised Code;

(2) Establish minimum standards for acceptance of student applicants for admission to the school to learn the theory and practice of barbering or restricted barbering;

(3) Instruct not more than six apprentice barber instructors at any one time;

(4) Pass an initial inspection as described in division (A)(10) of section 4713.07 of the Revised Code.

(E)(1) The bond required under division ~~(A)(5)~~(B)(5) of this section shall be in the form prescribed by the board and be conditioned on the school's continued instruction in the theory and practice of one or more branches of cosmetology or barbering and restricted barbering. The bond shall continue in effect until notice of its termination is given to the board by registered mail and every bond shall so provide.

(2) The requirement under division ~~(A)(5)~~(B)(5) of this section does not apply to a vocational or career-technical school program conducted by a city, exempted village, local, or joint vocational school district.

~~(D)~~(F) A school licensed under this section is an educational institution and is authorized to offer educational programs beyond secondary education~~, advanced practice programs, or both~~ in accordance with rules adopted by the board pursuant to section 4713.08 of the Revised Code.

~~(E)~~(G) A school license issued to an applicant under division ~~(A)~~(B) of this section is not transferable from one owner to another or from one location to another.

Sec. 4713.45. (A) A school may do any of the following:

(1) In accordance with rules adopted under section 4713.08

of the Revised Code, a school may offer clock hours, credit hours, or competency-based credits for the purpose of satisfying minimum hours of training and instruction;

(2) Subject to division (B) of this section, employ an individual who does not hold a current, valid instructor ~~or barber instructor~~ license to teach subjects related to a branch of cosmetology or barbering and restricted barbering;

(3) ~~If the school offers instruction in the theory and practice of one or more branches of cosmetology, both of the following:~~

~~(a)~~ Allow an apprentice ~~cosmetology~~ instructor the regular quota of students prescribed by the state cosmetology and barber board if a cosmetology instructor or barber instructor is present;

~~(b)~~(4) Compensate an apprentice ~~cosmetology~~ instructor~~.~~;

~~(4)~~(5) If the school offers instruction in the theory and practice of barbering and restricted barbering, establish entrance requirements for the acceptance of student applicants that are more stringent than those prescribed by the board under division ~~(A)(20)~~(A)(19) of section 4713.08 of the Revised Code, but at a minimum require an applicant to meet both of the following:

(a) Be at least sixteen years of age;

(b) Have an eighth grade education, or an equivalent education as determined by the state board of education.

(B)(1) A school shall have a licensed cosmetology or barber instructor present when an individual employed pursuant to division (A)(2) of this section teaches at the school, unless

the individual is one of the following:

(a) An individual with a current, valid teacher's certificate or educator license issued by the state board of education;

(b) An individual with a bachelor's degree in the subject the individual teaches at the school;

(c) An individual also employed by a university or college to teach the subject the individual teaches at the school.

(2) An individual employed pursuant to division (A)(2) of this section by a school that offers instruction in the theory and practice of barbering and restricted barbering may only teach subjects related to business and management at the school, including laws and rules concerning the practice of barbering and restricted barbering, advertising and salesmanship, public relations, and barber shop duties and management.

(C) A school annually shall review the subjects and coursework required to receive an initial practicing~~, advanced, or barber~~ license and, in doing so, shall incorporate standards adopted by the board pursuant to division ~~(A)(13)~~(A)(12) of section 4713.08 of the Revised Code.

Sec. 4713.46. A student who is injured or damaged by reason of the failure of a school to continue instruction in the theory and practice of a branch of cosmetology or barbering and restricted barbering may maintain an action on the bond against the school, or surety named therein, or both of them, for the recovery of any money or tuition paid in advance for instruction in the theory and practice of a branch of cosmetology, barbering, or restricted barbering that was not received. The aggregate liability of the surety to all students shall not

exceed the sum of the bond.

Sec. 4713.49. The owner or manager of a salon, barber shop, or school that has a permit issued under section 4713.48 of the Revised Code may operate a tanning facility at the salon, barber shop, or school.

Sec. 4713.50. (A) A tanning facility operator or employee shall make reasonable efforts, in accordance with procedures established under section 4713.08 of the Revised Code, to determine whether an individual seeking to use the facility's sun lamp tanning services is less than sixteen years of age, at least sixteen but less than eighteen years of age, or eighteen years of age or older.

(B)(1) A tanning facility operator or employee shall not allow an individual who is eighteen years of age or older to use the facility's sun lamp tanning services without first obtaining the consent of the individual. The consent shall be evidenced by the individual's signature on the form developed by the state cosmetology and barber board under section 4713.51 of the Revised Code. The consent is valid indefinitely.

(2) A tanning facility operator or employee shall not allow an individual who is at least sixteen but less than eighteen years of age to use the facility's sun lamp tanning services without first obtaining the consent of a parent or legal guardian of the individual. The consent shall be evidenced by the signature of the parent or legal guardian on the form developed by the board under section 4713.51 of the Revised Code. The form must be signed in the presence of the operator or an employee of the tanning facility. The consent is valid for ninety days from the date the form is signed. A tanning facility operator or employee shall not allow an individual who is at

least sixteen but less than eighteen years of age to use the facility's sun lamp tanning services for more than forty-five sessions during the ninety-day period covered by the consent. No such session may be longer than the maximum safe time of exposure specified in rules adopted under division ~~(A)(17)~~ (A)(16) of section 4713.08 of the Revised Code.

(3) A tanning facility operator or employee shall not allow an individual who is less than sixteen years of age to use the facility's sun lamp tanning services unless both of the following apply:

(a) The tanning facility operator or employee obtains the consent of a parent or legal guardian of the individual prior to each session of the use of the facility's sun lamp tanning services. The consent shall be evidenced by the signature of the parent or legal guardian on the form developed by the board under section 4713.51 of the Revised Code. The form must be signed in the presence of the operator or an employee of the tanning facility.

(b) A parent or legal guardian of the individual is present at the tanning facility for the duration of each session of the use of the facility's sun lamp tanning services.

(C) For purposes of division (B) of this section, an electronic signature may be used to provide and may be accepted as a signature evidencing consent.

Sec. 4713.55. Every license issued by the state cosmetology and barber board shall be signed by the chairperson and attested by the executive director of the board, with the seal of the board attached.

The board shall specify on each practicing ~~and advanced~~

license that the board issues the branch of cosmetology, barbering, or restricted barbering that the license entitles the holder to practice. The board shall specify on each instructor license that the board issues the branch of cosmetology or barbering and restricted barbering that the license entitles the holder to teach. The board shall specify on each salon license that the board issues the branch of cosmetology that the license entitles the holder to offer. ~~The board shall specify on each independent contractor license that the board issues that the holder is entitled to practice only the branch of cosmetology for which a current, valid license is held within a licensed salon.~~ Such licenses are prima-facie evidence of the right of the holder to practice or teach the branch of cosmetology, barbering, or restricted barbering that the license specifies.

Sec. 4713.56. Every holder of a practicing license, ~~advanced license,~~ instructor license, ~~independent contractor license,~~ or boutique service registration issued by the state cosmetology and barber board shall maintain the board-issued, wallet-sized license or electronically generated license certification or registration and a current government-issued photo identification that can be produced upon inspection or request.

Every holder of a license to operate a salon or barber shop issued by the board shall display the license in a public and conspicuous place in the salon or barber shop.

Every holder of a license to operate a school issued by the board shall display the license in a public and conspicuous place in the school.

Every individual who provides massage therapy or other professional service in a salon or barber shop under section

4713.42 of the Revised Code shall maintain the individual's professional license or certificate or electronically generated license certification or registration and a state of Ohio issued photo identification that can be produced upon inspection or request.

Sec. 4713.57. (A) A practicing or instructor license in a branch of cosmetology, a salon or school license, or boutique services registration issued by the state cosmetology and barber board pursuant to this chapter is valid until the last day of January of the odd-numbered year following its original issuance or renewal, unless the license is revoked or suspended prior to that date. ~~Renewal~~

(B) A practicing or instructor license in barbering or restricted barbering or a barber shop license issued by the board pursuant to this chapter is valid until the last day of August of each even-numbered year following its original issuance or renewal, unless the license is revoked or suspended before that date.

(C) The renewal of a license under this section shall be done in accordance with the standard renewal procedure of Chapter 4745. of the Revised Code. The board may refuse to renew a license if the individual holding the license has an outstanding unpaid fine levied under section 4713.64 of the Revised Code.

Sec. 4713.58. (A) Except as provided in division (B) of this section, on payment of the renewal fee and attestation to the state cosmetology and barber board that any applicable continuing education requirements have been completed, an individual currently licensed as:

(1) A cosmetology instructor who has previously been issued a practicing cosmetologist license ~~or an advanced license to practice cosmetology,~~ is entitled to the reissuance of the practicing ~~or advanced~~ cosmetologist license;

(2) An esthetics instructor who has previously been issued a practicing esthetician license ~~or an advanced license to practice esthetics,~~ is entitled to the reissuance of the practicing ~~or advanced~~ esthetician license;

(3) A hair design instructor who has previously been issued a practicing hair designer license ~~or an advanced license to practice hair design,~~ is entitled to the reissuance of the practicing ~~or advanced~~ hair designer license;

(4) A manicurist instructor who has previously been issued a practicing manicurist license ~~or an advanced license to practice manicuring,~~ is entitled to the reissuance of the practicing ~~or advanced~~ manicurist license;

(5) A natural hair style instructor who has previously been issued a practicing natural hair stylist license ~~or an advanced license to practice natural hair styling,~~ is entitled to the reissuance of the practicing ~~or advanced~~ natural hair stylist license;

(6) A barber instructor who has previously been issued a practicing barber license is entitled to the reissuance of the practicing barber license.

(B) No individual is entitled to the reissuance of a license under division (A) of this section if the license was revoked or suspended or the individual has an outstanding unpaid fine levied under section 4713.64 of the Revised Code.

Sec. 4713.59. If the state cosmetology and barber board

adopts rules under section 4713.09 of the Revised Code to establish a continuing education requirement as a condition of renewal for a practicing license, ~~advanced license,~~ instructor license, or boutique services registration, the board shall inform each affected licensee or registrant of the continuing education requirement that applies to the next biennial licensing period by including that information in the renewal notification it sends the licensee or registrant. The notification shall state that the licensee or registrant must complete the continuing education requirement by the fifteenth day of January of the next odd-numbered year for a practicing license or instructor license in a branch of cosmetology or a boutique services registration, or by the fifteenth day of August of the next even-numbered year for a practicing license or instructor license in barbering or restricted barbering.

Hours completed in excess of the continuing education requirement may not be applied to the next biennial licensing period.

Sec. 4713.60. (A) Except as provided in division (B) of this section, an individual seeking a renewal of a practicing license ~~to practice a branch of cosmetology~~, ~~advanced license,~~ instructor license, or boutique services registration shall attest in the renewal application to the completion of any applicable continuing education requirements established by rules adopted under section 4713.09 of the Revised Code.

(B) The state cosmetology and barber board may waive, or extend the period for completing, any continuing education requirement if a licensee or registrant applies to the board and provides proof satisfactory to the board of being unable to complete the requirement within the time allowed because of any

of the following:

(1) An emergency;

(2) An unusual or prolonged illness;

(3) Active duty service in any branch of the armed forces of the United States or a reserve component of the armed forces of the United States, including the Ohio national guard or the national guard of any other state.

The board shall determine the period of time during which each extension is effective and shall inform the applicant. The board shall also inform the applicant of the continuing education requirements that must be met to have the license or registration renewed. If an extension is granted for less than one year, the continuing education requirement for that year, in addition to the required continuing education for the succeeding year, must be completed in the succeeding year. In all other cases the board may waive all or part of the continuing education requirement on a case-by-case basis. Any required continuing education shall be completed by a date specified by the board. Every license or registration that has not been renewed in the timeframe specified in section 4713.57 of the Revised Code and for which the continuing education requirement has not been waived or extended shall be considered expired.

Sec. 4713.61. (A) If the state cosmetology and barber board adopts a continuing education requirement under section 4713.09 of the Revised Code, it may develop a procedure by which an individual who holds a practicing license ~~to practice a branch of cosmetology, advanced license,~~ or instructor license and who is not currently engaged in the practice of the branch of cosmetology, barbering, or restricted barbering or teaching

the theory and practice of the branch of cosmetology or barbering and restricted barbering, but who desires to be so engaged in the future, may apply to the board to have the individual's license classified inactive. If the board develops such a procedure, an individual seeking to have the individual's license classified inactive shall apply to the board on a form provided by the board and pay the fee established by rules adopted under section 4713.08 of the Revised Code.

(B) The board shall not restore an inactive license until the individual holding the license submits proof satisfactory to the board that the individual has completed the continuing education that a rule adopted under section 4713.08 of the Revised Code requires.

Sec. 4713.62. (A) An individual holding a practicing license, ~~advanced license,~~ instructor license, or boutique services registration may satisfy a continuing education requirement established by rules adopted under section 4713.09 of the Revised Code only by completing continuing education programs approved under division (B) of this section.

(B) The state cosmetology and barber board shall approve a continuing education program if all of the following conditions are satisfied:

(1) The person operating the program submits to the board a written application for approval.

(2) The person operating the program pays to the board a fee established by rules adopted under section 4713.08 of the Revised Code.

(3) The program is operated by an employee, officer, or director of a nonprofit professional association, college or

university, proprietary continuing education institutions providing programs approved by the board, vocational school, postsecondary proprietary school licensed by the board, salon licensed by the board, barber shop licensed by the board ~~under section 4709.09 of the Revised Code~~, or manufacturer of supplies or equipment used in the practice of a branch of cosmetology or barbering and restricted barbering.

(4) The program will do at least one of the following:

(a) Enhance the professional competency of the affected licensees or registrants;

(b) Protect the public;

(c) Educate the affected licensees or registrants in the application of the laws and rules regulating the practice of a branch of cosmetology or barbering and restricted barbering.

(5) The person operating the program provides the board a tentative schedule of when the program will be available so that the board can make the schedule readily available to all licensees and registrants throughout the state.

Sec. 4713.63. A practicing license~~, advanced license,~~ or instructor license that has not been renewed for any reason other than because it has been revoked, suspended, or classified inactive, or because the license holder has been given a waiver or extension under section 4713.60 of the Revised Code, is expired. An expired license may be restored if the individual who held the license meets both of the following applicable conditions:

(A) Pays to the state cosmetology and barber board the restoration fee established under section 4713.10 of the Revised Code;

(B) ~~In the case of a practicing license or advanced license, completes~~ Completes the continuing education requirement for renewal of a license established by the board in the rules adopted under section 4713.09 of the Revised Code.

Sec. 4713.64. (A) The state cosmetology and barber board may take disciplinary action under this chapter for any of the following:

(1) Failure to comply with the safety, infection control, and licensing requirements of this chapter or rules adopted under it;

(2) Continued practice by an individual knowingly having an infectious or contagious disease;

(3) Habitual drunkenness or addiction to any habit-forming drug;

(4) Willful, false, and fraudulent or deceptive advertising;

(5) Falsification of any record or application required to be filed with the board;

(6) Failure to pay a fine or abide by a suspension order issued by the board;

(7) Failure to cooperate with an investigation or inspection;

(8) Failure to respond to a subpoena;

(9) Conviction of or plea of guilty to a violation of section 2905.32 of the Revised Code;

(10) In the case of a salon or barber shop, any individual's conviction of or plea of guilty to a violation of

section 2905.32 of the Revised Code for an activity that took place on the premises of the salon or barber shop.

(B) On determining that there is cause for disciplinary action, the board may do one or more of the following:

(1) Deny, revoke, suspend, or impose conditions on a license, permit, or registration issued by the board under this chapter;

(2) Impose a fine;

(3) Require the holder of a license, permit, or registration issued under this chapter to take corrective action courses.

(C)(1) Except as provided in divisions (C)(2) and (3) of this section, the board shall take disciplinary action pursuant to an adjudication under Chapter 119. of the Revised Code.

(2) The board may take disciplinary action without conducting an adjudication under Chapter 119. of the Revised Code against an individual who or salon or barber shop that violates division (A)(9) or (10) of this section. After the board takes such disciplinary action, the board shall give written notice to the subject of the disciplinary action of the right to request a hearing under Chapter 119. of the Revised Code.

(3) In lieu of an adjudication, the board may enter into a consent agreement with the holder of a license, permit, or registration issued under this chapter. A consent agreement that is ratified by a majority vote of a quorum of the board members is considered to constitute the findings and orders of the board with respect to the matter addressed in the agreement. If the board does not ratify a consent agreement, the admissions and

findings contained in the agreement are of no effect, and the case shall be scheduled for adjudication under Chapter 119. of the Revised Code.

(D) The amount and content of corrective action courses and other relevant criteria shall be established by the board in rules adopted under section 4713.08 of the Revised Code.

(E)(1) The board may impose a separate fine for each offense listed in division (A) of this section. The amount of the first fine issued for a violation as the result of an inspection shall be not more than ~~two~~ five hundred ~~fifty~~ dollars if the violator has not previously been fined for that offense. Any fines issued for additional violations during such an inspection shall not be more than one hundred dollars for each additional violation. The fine shall be not more than ~~five hundred~~ one thousand dollars if the violator has been fined for the same offense once before. Any fines issued for additional violations during a second inspection shall not be more than two hundred dollars for each additional violation. The fine shall be not more than ~~one~~ two thousand five hundred dollars if the violator has been fined for the same offense two or more times before. Any fines issued for additional violations during a third inspection shall not be more than three hundred dollars for each additional violation.

(2) The board shall issue an order notifying a violator of a fine imposed under division (E)(1) of this section. The notice shall specify the date by which the fine is to be paid. The date shall be less than forty-five days after the board issues the order.

(3) At the request of a violator who is temporarily unable to pay a fine, or upon its own motion, the board may extend the

time period within which the violator shall pay the fine up to ninety days after the date the board issues the order.

(4) If the fine remains unpaid on the ninety-first day after the board issues an order under division (E)(2) of this section, the amount of the fine shall be certified to the attorney general for collection in the form and manner prescribed by the attorney general. The attorney general may assess the collection cost to the amount certified in such a manner and amount as prescribed by the attorney general.

(F) In the case of an offense of failure to comply with division (A) or (B)(2) or (3) of section 4713.50 of the Revised Code, the board shall impose a fine of five hundred dollars if the violator has not previously been fined for that offense. If the violator has previously been fined for the offense, the board may impose a fine in accordance with this division or take another action in accordance with division (B) of this section.

(G) The board shall notify a licensee or registrant who is in violation of division (A) of this section and the owner of the salon or barber shop in which the conditions constituting the violation were found. The individual receiving the notice of violation and the owner of the salon or barber shop may request a hearing pursuant to section 119.07 of the Revised Code. If the individual or owner fails to request a hearing or enter into a consent agreement thirty days after the date the board, in accordance with sections 119.05 and 119.07 of the Revised Code, notifies the individual or owner of the board's intent to act against the individual or owner under division (A) of this section, the board by a majority vote of a quorum of the board members may take the action against the individual or owner without holding an adjudication hearing.

(H) The board, after a hearing in accordance with Chapter 119. of the Revised Code or pursuant to a consent agreement, may suspend a license, permit, or registration if the licensee, permit holder, or registrant fails to correct an unsafe condition that exists in violation of the board's rules or fails to cooperate in an inspection. If a violation of this chapter or rules adopted under it has resulted in a condition reasonably believed by an inspector to create an immediate danger to the health and safety of any individual using the facility, the inspector may suspend the license or permit of the facility or the individual responsible for the violation without a prior hearing until the condition is corrected or until a hearing in accordance with Chapter 119. of the Revised Code is held or a consent agreement is entered into and the board either upholds the suspension or reinstates the license, permit, or registration.

(I) The board shall not take disciplinary action against a person licensed to operate a salon, barber shop, or school for a violation of this chapter that was committed by an individual licensed to practice a branch of cosmetology, barbering, or restricted barbering, while practicing within the salon, barber shop, or school, when the individual's actions were beyond the control of the ~~salon~~ owner or school.

Sec. 4713.641. Any individual may file a complaint with the state cosmetology and barber board alleging that an individual, salon, barber shop, school, or tanning facility has violated this chapter ~~or Chapter 4709. of the Revised Code~~ or rules adopted under ~~either chapter~~it. Upon receiving a complaint, the board shall initiate a preliminary investigation to determine whether it is probable that a violation was committed. If the board determines after preliminary

investigation that it is not probable that a violation was committed, the board shall notify the individual who filed the complaint of the board's findings and that the board will not pursue formal action in the matter. If the board determines after a preliminary investigation that it is probable that a violation was committed, the board may proceed against the individual, salon, barber shop, school, or tanning facility pursuant to the board's authority under section ~~4709.13 or~~ 4713.64 of the Revised Code and in accordance with the hearing and notice requirements prescribed in Chapter 119. of the Revised Code.

Sec. 4713.65. On receipt of a notice pursuant to section 3123.43 of the Revised Code, the state cosmetology and barber board shall comply with sections 3123.41 to 3123.50 of the Revised Code and any applicable rules adopted under section 3123.63 of the Revised Code with respect to a license issued pursuant to this chapter~~ or licenses issued pursuant to Chapter 4709. of the Revised Code~~.

Sec. 4713.66. The state cosmetology and barber board, on its own motion or on receipt of a complaint, may investigate or inspect the activities or premises of an individual or entity who is alleged to have violated this chapter ~~or Chapter 4709. of the Revised Code~~ or rules adopted under ~~either chapter~~it, regardless of whether the individual or entity holds a license, registration, or permit issued under this chapter~~ or Chapter 4709. of the Revised Code~~.

Sec. 4743.05. (A) Except as otherwise provided in sections 4701.20, 4723.062, 4723.082, 4729.65, 4781.121, and 4781.28 of the Revised Code, all money collected under Chapters 3773., 4701., 4703., ~~4709.,~~ 4713., 4715., 4717., 4723., 4725., 4729.,

4732., 4733., 4734., 4741., 4744., 4747., 4753., 4755., 4757., 4758., 4771., 4775., 4779., and 4781. of the Revised Code and all license, certificate, and permit fees received by the state board of education, including the fees established under section 3319.51 of the Revised Code, shall be paid into the state treasury to the credit of the occupational licensing and regulatory fund, which is hereby created for use in administering such chapters and in paying the operating expenses of the state board of education.

(B) At the end of each quarter, the director of budget and management shall transfer from the occupational licensing and regulatory fund to the nurse education assistance fund created in section 3333.28 of the Revised Code the amount certified to the director under division (B) of section 4723.08 of the Revised Code.

(C) At the end of each quarter, the director shall transfer from the occupational licensing and regulatory fund to the certified public accountant education assistance fund created in section 4701.26 of the Revised Code the amount certified to the director under division (H)(2) of section 4701.10 of the Revised Code.

(D) On August 30, 2021, and every two years thereafter, the director shall transfer from the occupational licensing and regulatory fund to the veterinary student debt assistance fund created in section 4741.56 of the Revised Code the amount certified to the director under section 4741.57 of the Revised Code.

Sec. 4745.01. (A) "Standard renewal procedure," as used in Chapters 905., 907., 909., 911., 913., 915., 918., 921., 923., 927., 943., 953., 1321., 3710., 3713., 3719., 3742., 3748.,

3769., 3783., 3921., 3951., 4104., 4105., 4169., 4561., 4703., 4707., ~~4709.,~~ 4713., 4715., 4717., 4723., 4725., 4727., 4728., 4729., 4731., 4733., 4734., 4739., 4741., 4747., 4749., 4752., 4753., 4755., 4757., 4758., 4759., 4761., 4766., 4773., and 4775. of the Revised Code, means the license renewal procedures specified in this chapter.

(B) "Licensing agency," as used in this chapter, means any department, division, board, section of a board, or other state governmental unit subject to the standard renewal procedure, as defined in this section, and authorized by the Revised Code to issue a license to engage in a specific profession, occupation, or occupational activity, or to have charge of and operate certain specified equipment, machinery, or premises.

(C) "License," as used in this chapter, means a license, certificate, permit, card, or other authority issued or conferred by a licensing agency by authority of which the licensee has or claims the privilege to engage in the profession, occupation, or occupational activity, or to have control of and operate certain specific equipment, machinery, or premises, over which the licensing agency has jurisdiction.

(D) "Licensee," as used in this chapter, means either the person to whom the license is issued or renewed by a licensing agency, or the person, partnership, or corporation at whose request the license is issued or renewed.

(E) "Renewal" and "renewed," as used in this chapter and in the chapters of the Revised Code specified in division (A) of this section, includes the continuing licensing procedure provided in Chapter 3748. of the Revised Code and rules adopted under it and in sections 1321.05 and 3921.33 of the Revised Code, and as applied to those continuing licenses any reference

in this chapter to the date of expiration of any license shall be construed to mean the due date of the annual or other fee for the continuing license.

Sec. 4776.20. (A) As used in this section:

(1) "Licensing agency" means, in addition to each board identified in division (C) of section 4776.01 of the Revised Code, the board or other government entity authorized to issue a license under Chapters 3776., 4703., 4707., ~~4709.,~~ 4712., 4713., 4719., 4723., 4727., 4728., 4733., 4735., 4737., 4738., 4740., 4747., 4749., 4752., 4753., 4758., 4759., 4763., 4764., 4765., 4766., 4771., 4773., and 4781. of the Revised Code. "Licensing agency" includes an administrative officer that has authority to issue a license.

(2) "Licensee" means, in addition to a licensee as described in division (B) of section 4776.01 of the Revised Code, the person to whom a license is issued by the board or other government entity authorized to issue a license under Chapters 3776., 4703., 4707., ~~4709.,~~ 4712., 4713., 4719., 4723., 4727., 4728., 4733., 4735., 4737., 4738., 4740., 4747., 4749., 4751., 4752., 4753., 4758., 4759., 4763., 4764., 4765., 4766., 4771., 4773., and 4781. of the Revised Code.

(3) "Prosecutor" has the same meaning as in section 2935.01 of the Revised Code.

(B) On a licensee's conviction of, plea of guilty to, judicial finding of guilt of, or judicial finding of guilt resulting from a plea of no contest to the offense of trafficking in persons in violation of section 2905.32 of the Revised Code, the prosecutor in the case shall promptly notify the licensing agency of the conviction, plea, or finding and

provide the licensee's name and residential address. On receipt of this notification, the licensing agency shall immediately suspend the licensee's license.

(C) If there is a conviction of, plea of guilty to, judicial finding of guilt of, or judicial finding of guilt resulting from a plea of no contest to the offense of trafficking in persons in violation of section 2905.32 of the Revised Code and all or part of the violation occurred on the premises of a facility that is licensed by a licensing agency, the prosecutor in the case shall promptly notify the licensing agency of the conviction, plea, or finding and provide the facility's name and address and the offender's name and residential address. On receipt of this notification, the licensing agency shall immediately suspend the facility's license.

(D) Notwithstanding any provision of the Revised Code to the contrary, the suspension of a license under division (B) or (C) of this section shall be implemented by a licensing agency without a prior hearing. After the suspension, the licensing agency shall give written notice to the subject of the suspension of the right to request a hearing under Chapter 119. of the Revised Code. After a hearing is held, the licensing agency shall either revoke or permanently revoke the license of the subject of the suspension, unless it determines that the license holder has not been convicted of, pleaded guilty to, been found guilty of, or been found guilty based on a plea of no contest to the offense of trafficking in persons in violation of section 2905.32 of the Revised Code.

Sec. 5502.63. (A) The division of criminal justice services in the department of public safety shall prepare a

poster and a brochure that describe safe firearms practices. The poster and brochure shall contain typeface that is at least one-quarter inch tall. The division shall furnish copies of the poster and brochure free of charge to each federally licensed firearms dealer in this state.

As used in this division, "federally licensed firearms dealer" means an importer, manufacturer, or dealer having a license to deal in destructive devices or their ammunition, issued and in effect pursuant to the federal "Gun Control Act of 1968," 82 Stat. 1213, 18 U.S.C. 923 et seq., and any amendments or additions to that act or reenactments of that act.

(B)(1) The division of criminal justice services shall create a poster that provides information regarding the national human trafficking resource center hotline. The poster shall be no smaller than eight and one-half inches by eleven inches in size and shall include a statement in substantially the following form:

"If you or someone you know is being forced to engage in any activity and cannot leave – whether it is commercial sex, housework, farm work, or any other activity – call the National Human Trafficking Resource Center Hotline at 1-888-373-7888 to access help and services.

Victims of human trafficking are protected under U.S. and Ohio law.

The toll-free Hotline is:

- Available 24 hours a day, 7 days a week

- Operated by a non-profit, non-governmental organization

- Anonymous & confidential

- Accessible in 170 languages

- Able to provide help, referral to services, training, and general information."

The statement shall appear on each poster in English, Spanish, and, for each county, any other language required for voting materials in that county under section 1973aa-1a of the "Voting Rights Act of 1965," 79 Stat. 437, 42 U.S.C. 1973, as amended. In addition to the national human trafficking resource center hotline, the statement may contain any additional hotlines regarding human trafficking for access to help and services.

(2) The division shall make the poster available for print on its public web site and shall make the poster available to and encourage its display at each of the following places:

(a) A highway truck stop;

(b) A hotel, as defined in section 3731.01 of the Revised Code;

(c) An adult entertainment establishment, as defined in section 2907.39 of the Revised Code;

(d) A beauty salon or barber shop, as defined in section 4713.01 of the Revised Code;

(e) An agricultural labor camp, as defined in section 3733.41 of the Revised Code;

(f) A hospital or urgent care center;

(g) Any place where there is occurring a contest for the championship of a division, conference, or league of a professional athletic association or of a national collegiate

athletic association division I intercollegiate sport or where there is occurring an athletic competition at which cash prizes are awarded to individuals or teams;

(h) Any establishment operating as a massage parlor, massage spa, alternative health clinic, or similar entity by persons who do not hold a valid license from the state medical board to practice massage therapy under Chapter 4731. of the Revised Code;

(i) A fair.

(3) As used in this section:

(a) "Fair" means the annual exposition conducted by any county or independent agricultural society or the Ohio expositions commission.

(b) "Highway truck stop" means a gas station with a sign that is visible from a highway, as defined in section 5501.01 of the Revised Code, that offers amenities to commercial vehicles.

Section 2. That existing sections 2925.01, 4709.07, 4709.072, 4709.09, 4713.01, 4713.02, 4713.06, 4713.07, 4713.071, 4713.08, 4713.081, 4713.09, 4713.10, 4713.14, 4713.141, 4713.15, 4713.16, 4713.17, 4713.22, 4713.24, 4713.28, 4713.31, 4713.32, 4713.34, 4713.35, 4713.351, 4713.37, 4713.42, 4713.44, 4713.45, 4713.46, 4713.49, 4713.50, 4713.55, 4713.56, 4713.57, 4713.58, 4713.59, 4713.60, 4713.61, 4713.62, 4713.63, 4713.64, 4713.641, 4713.65, 4713.66, 4743.05, 4745.01, 4776.20, and 5502.63 of the Revised Code are hereby repealed.

Section 3. That sections 4709.01, 4709.02, 4709.03, 4709.031, 4709.05, 4709.051, 4709.071, 4709.073, 4709.08, 4709.091, 4709.10, 4709.11, 4709.111, 4709.112, 4709.12, 4709.13, 4709.14, 4709.99, 4713.25, 4713.30, and 4713.39 of the

Revised Code are hereby repealed.

Section 4. Notwithstanding the amendment of sections in Chapter 4713. of the Revised Code in this act, which no longer provides for advanced licenses, a valid advanced license held by an individual on or after the effective date of this section is valid for the duration of that license term. On the expiration of that license, the State Cosmetology and Barber Board shall issue an individual who wishes to renew that license a practicing license under section 4713.28 of the Revised Code.

Section 5. Section 4713.02 of the Revised Code, as amended by this act, does not affect the terms of members of the State Cosmetology and Barber Board serving on the Board on the effective date of this section.