

As Introduced

133rd General Assembly

Regular Session

2019-2020

H. B. No. 374

Representatives Plummer, Manchester

A BILL

To amend sections 503.40, 503.41, 503.42, 503.43, 1
503.44, 503.47, 503.48, 503.49, 503.50, 715.61, 2
2927.17, 4731.04, 4731.15, and 4731.41; to enact 3
section 503.411; and to repeal sections 503.45 4
and 503.46 of the Revised Code to make changes 5
to the massage therapy licensing law. 6

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

Section 1. That sections 503.40, 503.41, 503.42, 503.43, 7
503.44, 503.47, 503.48, 503.49, 503.50, 715.61, 2927.17, 8
4731.04, 4731.15, and 4731.41 be amended and section 503.411 of 9
the Revised Code be enacted to read as follows: 10

Sec. 503.40. As used in sections 503.40 to 503.49 of the 11
Revised Code: 12

(A) "Massage therapy" ~~means any method of exerting~~ 13
~~pressure on, stroking, kneading, rubbing, tapping, pounding,~~ 14
~~vibrating, or stimulating the external soft tissue of the body~~ 15
~~with the hands, or with the aid of any mechanical or electrical~~ 16
~~apparatus or appliance~~ has the same meaning as in section 17
4731.04 of the Revised Code. 18

(B) "Massage establishment" means any fixed place of 19

business where ~~a person offers massages~~ massage therapy is 20
provided: 21

(1) In exchange for anything of value; or 22

(2) In connection with the provision of another legitimate 23
service. 24

(C) ~~"Masseur" or "masseuse"~~ "Massage therapist" means any 25
~~individual person who performs massages at a massage~~ 26
~~establishment~~ massage therapy. 27

(D) ~~"Sexual or genital area" includes the genitalia, pubic~~ 28
~~area, anus, perineum of any person, and the breasts of a~~ 29
~~female~~ "Registration" means to provide information to the board 30
of township trustees to indicate the location of the 31
establishment, the names of individuals employed there, and 32
evidence of current state licensure or student status of anyone 33
providing massage therapy at the establishment as provided in 34
division (A) of section 503.411 of the Revised Code. 35

Sec. 503.41. (A) A board of township trustees, by 36
resolution, may regulate ~~and require the registration of~~ massage 37
establishments ~~and their employees~~ within the unincorporated 38
territory of the township and may require the registration of 39
persons performing massage therapy at the massage 40
establishments. In accordance with sections 503.40 to 503.49 of 41
the Revised Code, ~~for that purpose~~ those purposes, the board, by 42
a majority vote of all members, may adopt, amend, administer, 43
and enforce such establishment regulations and registration 44
requirements within the unincorporated territory of the 45
township. 46

(B) A board may adopt establishment regulations, 47
registration requirements, and amendments under this section 48

only after public hearing at not fewer than two regular sessions 49
of the board. The board shall cause to be published in a 50
newspaper of general circulation in the township, or as provided 51
in section 7.16 of the Revised Code, notice of the public 52
hearings, including the time, date, and place, once a week for 53
two weeks immediately preceding the hearings. The board shall 54
make available proposed establishment regulations, registration 55
requirements, or amendments to the public at the office of the 56
board. 57

(C) ~~Regulations~~ Establishment regulations, registration 58
requirements, or amendments adopted by the board are effective 59
thirty days after the date of adoption unless, within thirty 60
days after the adoption of the regulations, requirements, or 61
amendments, the township fiscal officer receives a petition, 62
signed by a number of qualified electors residing in the 63
unincorporated area of the township equal to not less than ten 64
per cent of the total vote cast for all candidates for governor 65
in the area at the most recent general election at which a 66
governor was elected, requesting the board to submit the 67
regulations, requirements, or amendments to the electors of the 68
area for approval or rejection at the next primary or general 69
election occurring at least ninety days after the board receives 70
the petition. 71

No establishment regulation, registration requirement, or 72
amendment for which the referendum vote has been requested is 73
effective unless a majority of the votes cast on the issue is in 74
favor of the regulation, requirement, or amendment. Upon 75
certification by the board of elections that a majority of the 76
votes cast on the issue was in favor of the regulation, 77
requirement, or amendment, the regulation, requirement, or 78
amendment takes immediate effect. 79

(D) The board shall make available establishment 80
regulations and registration requirements it adopts or amends to 81
the public at the office of the board and shall cause to be 82
published once a notice of the availability of the regulations 83
and requirements in a newspaper of general circulation in the 84
township within ten days after their adoption or amendment. 85

(E) Nothing in sections 503.40 to 503.49 of the Revised 86
Code shall be construed to allow a board of township trustees to 87
license any massage therapist or otherwise regulate the practice 88
of any limited branch of medicine specified in section 4731.15 89
of the Revised Code or the practice of providing therapeutic 90
massage by a licensed physician, a licensed podiatrist, a 91
licensed chiropractor, a licensed podiatrist, a licensed nurse, 92
or any other licensed health professional. ~~As~~ 93

As used in this division, "licensed" means licensed, 94
certified, or registered to practice in this state. 95

Sec. 503.411. If a board of township trustees has adopted 96
a resolution under section 503.41 of the Revised Code to 97
regulate massage establishments, all of the following apply: 98

(A) The massage establishment regulations shall include a 99
requirement that all massage therapy performed in a massage 100
establishment be performed by a person who meets one or more of 101
the following conditions and that does not exclude any such 102
person: 103

(1) Is licensed by the state cosmetology and barber board, 104
or its predecessors or successors, and provides massage therapy 105
as a portion of, and incidental to, barber services in 106
accordance with Chapter 4709. of the Revised Code or cosmetology 107
services in accordance with Chapter 4713. of the Revised Code; 108

(2) Is licensed by the board of nursing, or its 109
predecessors or successors, and provides massage therapy as a 110
portion of, and incidental to, nursing services in accordance 111
with Chapter 4723. of the Revised Code; 112

(3) Is licensed by the state medical board, or its 113
predecessors or successors, and provides massage therapy as a 114
portion of, and incidental to, medical services in accordance 115
with Chapter 4730. or 4731. of the Revised Code or acupuncture 116
or oriental medicine in accordance with Chapter 4762. of the 117
Revised Code; 118

(4) Is licensed by the state chiropractic board, or its 119
predecessors or successors, and provides massage therapy as a 120
portion of, and incidental to, chiropractic services in 121
accordance with Chapter 4734. of the Revised Code; 122

(5) Is licensed by the state medical board, or its 123
predecessors or successors, as a massage therapist in accordance 124
with Chapter 4731. of the Revised Code; 125

(6) Is licensed by the Ohio occupational therapy, physical 126
therapy, and athletic trainers board, or its predecessors or 127
successors, and provides massage therapy as a portion of, and 128
incidental to, services provided as an occupational therapist, 129
physical therapist, or athletic trainer in accordance with 130
Chapter 4755. of the Revised Code; 131

(7) Is enrolled and regularly and actively participating 132
in a program of study to achieve the training necessary to 133
obtain the massage therapist license specified in division (A) 134
(5) of this section and the program of study is in good standing 135
as determined by the state medical board. 136

(B) No person shall knowingly act as a massage therapist 137

for a massage establishment located in the unincorporated area 138
of the township without first having obtained a license from a 139
board specified in division (A) of this section or without being 140
a student as provided in division (A) (7) of this section. 141

(C) The massage establishment regulations may include any 142
of the following: 143

(1) A requirement that the massage establishment fully 144
comply with any applicable zoning resolution and amendments to 145
the resolution that are adopted by the board under Chapter 519. 146
of the Revised Code; 147

(2) Designated hours as prohibited hours of operation; 148

(3) The prohibitions set forth in division (B) of section 149
503.42 of the Revised Code; 150

(4) Any other regulation considered by the board to be 151
necessary for the health, safety, and welfare of the township 152
residents, subject to division (E) of section 503.41 of the 153
Revised Code. 154

Sec. 503.42. If a board of township trustees has adopted a 155
resolution under section 503.41 of the Revised Code that 156
includes a permit requirement to operate a massage 157
establishment: 158

(A) No person shall ~~engage in, conduct or carry on, or~~ 159
~~permit to be engaged in, conducted or carried on in the~~ 160
~~unincorporated areas of the township, the operation of~~ operate a 161
massage establishment in the unincorporated areas of a township 162
without first having obtained a permit from the board of 163
township trustees as provided in section 503.43 of the Revised 164
Code. 165

~~(B) No individual shall act as a masseur or masseuse for a
massage establishment located in the unincorporated areas of the
township without first having obtained a license from the board
of township trustees as provided in section 503.45 of the
Revised Code.~~ 166
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~~(C) No owner or operator of a massage establishment
located in the unincorporated ~~areas~~area of the township shall
knowingly do any of the following:~~ 171
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~~(1) Employ an unlicensed masseur or masseuse as a massage
therapist a person who does not meet one of the criteria listed
in division (A) of section 503.411 of the Revised Code;~~ 174
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~~(2) Refuse to allow appropriate state or local
authorities, including police officers, access to the massage
establishment for any health or safety inspection conducted
pursuant to a massage establishment regulation or massage
therapist registration requirement adopted by the township under
section 503.41 of the Revised Code;~~ 177
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~~(3) Operate during the hours designated as prohibited
hours of operation by the board of township trustees;~~ 183
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~~(4) Employ any person under the age of eighteen.~~ 185

~~(D) No person employed in a massage establishment located
in the unincorporated area of the township shall knowingly do
any of the following in the performance of duties at the massage
establishment:~~ 186
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~~(1) Place his or her hand upon, touch with any part of his
or her body, fondle in any manner, or massage the sexual or
genital area of any other person;~~ 190
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~~(2) Perform, offer, or agree to perform any act which~~ 193

~~would require the touching of the sexual or genital area of any
other person;~~ 194
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~~(3) Touch, offer, or agree to touch the sexual or genital
area of any other person with any mechanical or electrical
apparatus or appliance;~~ 196
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~~(4) Wear unclean clothing, no clothing, transparent
clothing, or clothing that otherwise reveals the sexual or
genital areas of the masseur or masseuse;~~ 199
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~~(5) Uncover or allow the sexual or genital area of any
other person to be uncovered while providing massages.~~ 202
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~~(E) No licensed masseur or masseuse shall accept or
continue employment at a massage establishment that does not
have a current, valid permit issued by the board of township
trustees.~~ 204
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Sec. 503.43. If a board of township trustees has adopted a 208
resolution under section 503.41 of the Revised Code that 209
includes a permit requirement to operate a massage 210
establishment, the application for a permit to operate a massage 211
establishment shall be made to the board and shall include the 212
following: 213

(A) An initial, nonrefundable filing fee of two hundred 214
fifty dollars and an annual nonrefundable renewal fee of one 215
hundred twenty-five dollars; 216

(B) A health and safety report of an inspection of the 217
premises performed within thirty days of the application to 218
determine compliance with applicable health and safety codes, 219
which inspection appropriate state or local authorities acting 220
pursuant to an agreement with the board shall perform; 221

(C) The full name and address of any person applying for a permit, including any partner or limited partner of a partnership applicant, any officer or director of a corporate applicant, and any stock holder holding more than two per cent of the stock of a corporate applicant having less than a total of fifty employees or any stock holder holding more than twenty-five per cent of the stock of a corporate applicant having more than a total of fifty employees, the date of birth ~~and social-security number~~ of each individual, and the federal identification number of any partnership or corporation; 222-231

(D) Authorization for an investigation into the criminal record of any person applying for a permit; 232-233

(E) Proof that the massage establishment fully complies with any applicable zoning resolution and amendments to the resolution adopted by the board under Chapter 519. of the Revised Code; 234-237

(F) Any other information determined by the board to be necessary for the health, safety, and welfare of the township residents, subject to division (E) of section 503.41 of the Revised Code. 238-241

A permit issued under this section to a massage establishment shall expire one year after the date of issuance, except that no massage establishment shall be required to discontinue business because of the failure of the board to act on a renewal application filed in a timely manner and pending before the board on the expiration date of the establishment's permit. Each permit shall contain the name of the applicant, the address of the massage establishment, and the expiration date of the permit. 242-250

Sec. 503.44. If a board of township trustees has adopted a 251
resolution under section 503.41 of the Revised Code that 252
includes a permit requirement to operate a massage 253
establishment, it shall deny any application for a permit to 254
operate a massage establishment or revoke, at any time, a 255
previously issued permit, for any of the following reasons: 256

(A) Falsification of any of the information required for 257
the application or failure to fully complete the application; 258

(B) Failure to cooperate with any required health or 259
safety inspection; 260

(C) Any one of the persons named on the application is 261
under the age of eighteen; 262

(D) Any one of the persons named on the application has 263
been convicted of or pleaded guilty to any violation of Chapter 264
2907. of the Revised Code, or any violation of any municipal 265
ordinance that is substantially equivalent to any offense 266
contained in Chapter 2907. of the Revised Code, within five 267
years preceding the application; 268

~~(E) Any masseur or masseuse employed at the licensed 269
massage establishment has been convicted of or pleaded guilty to 270
a violation of division (D) of section 503.42 of the Revised 271
Code. 272~~

Sec. 503.47. If a board of township trustees has adopted a 273
resolution under section 503.41 of the Revised Code that 274
includes a permit requirement to operate a massage 275
establishment, the regulations adopted for that purpose may 276
require any of the following: 277

(A) A massage establishment to display its current permit 278
in an area open to the public; 279

(B) ~~Each massager~~ A massage establishment to display the 280
~~massager's license~~ massage therapists' certificates to practice 281
at all times in the areas of the massage establishment ~~where the~~ 282
~~licensee is providing massages~~ massage therapy is provided; 283

(C) Massage establishments to undergo periodic health and 284
safety inspections to determine continual compliance with 285
applicable health and safety codes; 286

(D) ~~Massagers to undergo periodic physical examinations~~ 287
~~performed by a licensed physician, a physician assistant, a~~ 288
~~clinical nurse specialist, a certified nurse practitioner, or a~~ 289
~~certified nurse-midwife certifying that the massager continues~~ 290
~~to be free from communicable diseases;~~ 291

~~(E)~~ Any other requirement reasonably thought necessary by 292
the board for the health, safety, and welfare of township 293
residents, subject to division (E) of section 503.41 of the 294
Revised Code. 295

Sec. 503.48. A board of township trustees acting under 296
sections 503.40 to 503.49 of the Revised Code that has adopted a 297
resolution under section 503.41 of the Revised Code need not 298
hold any hearing in connection with an order denying or revoking 299
a permit to operate a massage establishment ~~or masseur or~~ 300
~~masseuse license~~. The board shall maintain a complete record of 301
each proceeding and shall notify the applicant in writing of its 302
order. Any person adversely affected by an order of the board 303
denying or revoking a permit to operate a massage establishment 304
~~or masseur or masseuse license~~ may appeal from the order of the 305
board to the court of common pleas of the county in which the 306
township is located, ~~the place of business of the permit holder~~ 307
~~is located, or the person is a resident~~. The appeal shall be in 308
accordance with Chapter 2506. of the Revised Code. 309

Sec. 503.49. If a board of township trustees has adopted a resolution under section 503.41 of the Revised Code that includes a permit requirement to operate a massage establishment, the board shall deposit the fees collected by the township for massage establishment permits ~~and masseur and masseuse licenses~~ in the township general fund and first use the fees for the cost of administering and enforcing massage establishment regulations and massage therapist registration requirements adopted under section 503.41 of the Revised Code.

Sec. 503.50. (A) Whoever violates division (A) ~~or (B)~~ of section 503.42 of the Revised Code is guilty of a misdemeanor of the first degree.

(B) Whoever violates division (B) of section 503.411 or division (C), (D), or (E) (B) of section 503.42 of the Revised Code is guilty of a misdemeanor of the third degree.

Sec. 715.61. (A) As used in this section:

(1) "Massage establishment" has the same meaning as in section 503.40 of the Revised Code.

(2) "Massage therapy" has the same meaning as in section 4731.04 of the Revised Code.

(B) Any municipal corporation may regulate and license manufacturers and dealers in explosives, chattel mortgage and salary loan brokers, peddlers, public ballrooms, scavengers, intelligence officers, billiard rooms, bowling alleys, livery, sale, and boarding stables, dancing or riding academies or schools, race courses, ball grounds, street musicians, secondhand dealers, junk shops, and all persons engaged in the trade, business, or profession of manicuring, ~~massaging~~, or chiropody. In the granting of any license a municipal

corporation may charge such fees as the legislative authority 339
deems proper and expedient. 340

(C) (1) A municipal corporation may regulate and license 341
massage establishments within its jurisdiction and may require 342
the registration of persons performing massage therapy at the 343
massage establishment. 344

(2) If a municipal corporation regulates massage 345
establishments under this section, the regulations shall include 346
a requirement that all massage therapy performed in the massage 347
establishment be performed by a person described in division (A) 348
of section 503.411 of the Revised Code. 349

Sec. 2927.17. (A) No person, by means of a statement, 350
solicitation, or offer in a print or electronic publication, 351
sign, placard, storefront display, or other medium, shall 352
advertise massage therapy, relaxation massage, any other massage 353
technique or method, or any related service, with the suggestion 354
or promise of sexual activity. 355

(B) Whoever violates this section is guilty of unlawful 356
advertising of massage, a misdemeanor of the first degree. 357

(C) Nothing in this section prevents the legislative 358
authority of a municipal corporation or township from enacting 359
any regulation of the advertising of massage further than and in 360
addition to the provisions of divisions (A) and (B) of this 361
section. 362

(D) As used in this section, ~~"sexual:~~ 363

(1) "Massage therapy" has the same meaning as in section 364
4731.04 of the Revised Code. 365

(2) "Sexual activity" has the same meaning as in section 366

2907.01 of the Revised Code.	367
Sec. 4731.04. As used in this chapter:	368
(A) "Cosmetic therapy" means the permanent removal of hair	369
from the human body through the use of electric modalities	370
approved by the state medical board for use in cosmetic therapy	371
and may include the systematic friction, stroking, slapping, and	372
kneading or tapping of the face, neck, scalp, or shoulders.	373
(B) "Fifth pathway training" means supervised clinical	374
training obtained in the United States as a substitute for the	375
internship or social service requirements of a foreign medical	376
school.	377
(C) "Graduate medical education" means education received	378
through any of the following:	379
(1) An internship, residency, or clinical fellowship	380
program conducted in the United States and accredited by either	381
the accreditation council for graduate medical education of the	382
American medical association or the American osteopathic	383
association;	384
(2) A clinical fellowship program that is not accredited	385
as described in division (C) (1) of this section, but is	386
conducted in the United States at an institution with a	387
residency program that is accredited as described in that	388
division and is in a clinical field the same as or related to	389
the clinical field of the fellowship program;	390
(3) An internship program conducted in Canada and	391
accredited by the committee on accreditation of preregistration	392
physician training programs of the federation of provincial	393
medical licensing authorities of Canada;	394

(4) A residency program conducted in Canada and accredited 395
by either the royal college of physicians and surgeons of Canada 396
or the college of family physicians of Canada. 397

(D) "Massage therapy" means the ~~treatment of disorders of~~ 398
~~the human body by the~~ manipulation of soft tissue through the 399
systematic external application of massage techniques including 400
touch, stroking, friction, vibration, percussion, kneading, 401
stretching, compression, and joint movements within the normal 402
physiologic range of motion; and adjunctive thereto, the 403
external application of water, heat, cold, topical preparations, 404
and mechanical devices. 405

"Massage therapy" does not include the manipulation of the 406
reproductive organs, perineum, rectum, or anus unless the action 407
is undertaken pursuant to a prescription issued by a person who 408
is authorized under this chapter to practice medicine and 409
surgery or osteopathic medicine and surgery or the action is 410
performed under the supervision of such a physician. 411

Sec. 4731.15. (A) The state medical board also shall 412
regulate the following limited branches of medicine: massage 413
therapy and cosmetic therapy, and to the extent specified in 414
section 4731.151 of the Revised Code, naprapathy and 415
mechanotherapy. The board shall adopt rules governing the 416
limited branches of medicine under its jurisdiction. The rules 417
shall be adopted in accordance with Chapter 119. of the Revised 418
Code. 419

(B) A license to practice a limited branch of medicine 420
issued by the state medical board is valid for a two-year period 421
unless revoked or suspended and expires on the date that is two 422
years after the date of issuance. The license may be renewed for 423
additional two-year periods in accordance with division (C) of 424

this section. 425

(C) Both of the following apply with respect to the 426
renewal of licenses to practice a limited branch of medicine: 427

(1) Each person seeking to renew a license to practice a 428
limited branch of medicine shall apply for biennial renewal with 429
the state medical board in a manner prescribed by the board. An 430
applicant for renewal shall pay a biennial renewal fee of one 431
hundred dollars. 432

(2) At least one month before a license expires, the board 433
shall provide a renewal notice to the license holder. 434

(D) All persons who hold a license to practice a limited 435
branch of medicine issued by the state medical board shall 436
provide the board notice of any change of address. The notice 437
shall be submitted to the board not later than thirty days after 438
the change of address. 439

(E) A license to practice a limited branch of medicine 440
shall be automatically suspended if the license holder fails to 441
renew the license in accordance with division (C) of this 442
section. Continued practice after the suspension of the license 443
to practice shall be considered as practicing in violation of 444
sections 4731.34 and 4731.41 of the Revised Code. 445

If a license has been suspended pursuant to this division 446
for two years or less, it may be reinstated. The board shall 447
reinstate the license upon an applicant's submission of a 448
renewal application and payment of a reinstatement fee of one 449
hundred twenty-five dollars. With regard to reinstatement of a 450
license to practice cosmetic therapy, the applicant also shall 451
submit with the application a certification that the number of 452
hours of continuing education necessary to have a suspended 453

license reinstated have been completed, as specified in rules 454
the board shall adopt in accordance with Chapter 119. of the 455
Revised Code. 456

If a license has been suspended pursuant to this division 457
for more than two years, it may be restored. Subject to section 458
4731.222 of the Revised Code, the board may restore the license 459
upon an applicant's submission of a restoration application and 460
a restoration fee of one hundred fifty dollars and compliance 461
with sections 4776.01 to 4776.04 of the Revised Code. The board 462
shall not restore to an applicant a license to practice unless 463
the board, in its discretion, decides that the results of the 464
criminal records check do not make the applicant ineligible for 465
a license issued pursuant to section 4731.17 of the Revised 466
Code. 467

(F) The following persons are not required to hold a 468
certificate to practice massage therapy issued under this 469
chapter: 470

(1) A person authorized to practice under Chapter 4709., 471
4713., 4723., 4730., 4734., 4755., or 4762. of the Revised Code, 472
provided that the person's scope of practice authorizes the 473
person to use massage techniques; 474

(2) An enrolled student practicing massage therapy as part 475
of a program of study at a school, college, or institution in 476
good standing as determined by the board in accordance with 477
division (A) of section 4731.16 of the Revised Code; 478

(3) A person holding a certificate to practice cosmetic 479
therapy issued under this chapter and whose practice may include 480
massage techniques. 481

Sec. 4731.41. (A) ~~No~~ Except as provided in division (F) of 482

section 4731.15 of the Revised Code, no person shall practice 483
medicine and surgery, or any of its branches, without the 484
appropriate license or certificate from the state medical board 485
to engage in the practice. No person shall advertise or claim to 486
the public to be a practitioner of medicine and surgery, or any 487
of its branches, without a license or certificate from the 488
board. No person shall open or conduct an office or other place 489
for such practice without a license or certificate from the 490
board. No person shall conduct an office in the name of some 491
person who has a license or certificate to practice medicine and 492
surgery, or any of its branches. No person shall practice 493
medicine and surgery, or any of its branches, after the person's 494
license or certificate has been revoked, or, if suspended, 495
during the time of such suspension. 496

A license or certificate signed by the secretary of the 497
board to which is affixed the official seal of the board to the 498
effect that it appears from the records of the board that no 499
such license or certificate to practice medicine and surgery, or 500
any of its branches, in this state has been issued to the person 501
specified therein, or that a license or certificate to practice, 502
if issued, has been revoked or suspended, shall be received as 503
prima-facie evidence of the record of the board in any court or 504
before any officer of the state. 505

(B) No license or certificate from the state medical board 506
is required by a physician who comes into this state to practice 507
medicine at a free-of-charge camp accredited by the SeriousFun 508
children's network that specializes in providing therapeutic 509
recreation, as defined in section 2305.231 of the Revised Code, 510
for individuals with chronic illnesses as long as all of the 511
following apply: 512

(1) The physician provides documentation to the medical director of the camp that the physician is licensed and in good standing to practice medicine in another state;

(2) The physician provides services only at the camp or in connection with camp events or camp activities that occur off the grounds of the camp;

(3) The physician receives no compensation for the services;

(4) The physician provides those services within this state for not more than thirty days per calendar year;

(5) The camp has a medical director who holds an unrestricted license to practice medicine issued in accordance with division (A) of this section.

(C) Division (A) of this section does not apply to a person who meets both of the following conditions:

(1) The person holds in good standing a valid license to practice medicine and surgery issued by another state.

(2) The person is practicing as a volunteer without remuneration during a charitable event that lasts not more than seven days.

When a person meets the conditions of this division, the person shall be deemed authorized by the state medical board, during the course of the charitable event, to practice medicine and surgery and shall be subject to the provisions of this chapter authorizing the board to take disciplinary action against a physician. Not less than seven calendar days before the first day of the charitable event, the person or the event's organizer shall notify the board of the person's intent to

practice medicine and surgery at the event. During the course of 541
the charitable event, the person's scope of practice is limited 542
to the procedures that a physician authorized under this chapter 543
to practice medicine and surgery is authorized to perform unless 544
the person's scope of practice in the other state is more 545
restrictive than in this state. If the latter is the case, the 546
person's scope of practice is limited to the procedures that a 547
physician in the other state may perform. 548

Section 2. That existing sections 503.40, 503.41, 503.42, 549
503.43, 503.44, 503.47, 503.48, 503.49, 503.50, 715.61, 2927.17, 550
4731.04, 4731.15, and 4731.41 of the Revised Code are hereby 551
repealed. 552

Section 3. That sections 503.45 and 503.46 of the Revised 553
Code are hereby repealed. 554