

Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board
Orthotics, Prosthetics, and Pedorthics Advisory Council
January 20, 2022
8:30 AM Roll Call
77 South High Street, 19th Floor, Room 1924, Columbus, OH 43215
+1 614-721-2972,,477267174# - audio only feed

1. Administrative Matters

- 1.1 Introductions
- 1.2 Agenda Review
- 1.3 Approval of Minutes

Action Required

- 1.4 Executive Director's Report
- 1.5 Discussion of Law and Rule Changes
 - 1.5.1 Code of Ethics
 - 1.5.2 House Bill 263 rules
 - 1.5.3 First time renewal CE exemption
 - 1.5.4 Legislative review of licensure – House report
- 1.6 Board newsletter topic ideas

2. Licensure Applications

- 2.1 Application Review Liaison Report
 - 2.1.1 Unique Circumstances Candidates
- 2.2 Continuing Education Liaison Report
- 2.3 Licensure Renewal Report
- 2.4 3-D Printing Applications

3. Enforcement Division

- 3.1 Case Review Liaison Report
- 3.2 OPP CE Audit update

4. Correspondence

5. OOPA Report

6. Open Forum

7. Old Business

8. New Business

9. Next Meeting Preparation

- 9.1 Executive Director Assignments

10. Adjournment



Ohio Occupational, Physical Therapy
and Athletic Trainers Board

*Orthotics, Prosthetics, and Pedorthics Advisory Committee
September 15, 2021*

*Riffe Center, 77 South High Street, 19th Floor, Columbus, OH
43215*

Members Present

Derek Bradley, LPO
Tammy Dalton, LPED, Secretary
Derek Kinsella, LPO
Brian Weaver, LPO, Chair
Jeff Sczpanski, AT, Joint Board OPP Liaison

Members Absent

Nicholas Denroche, LP

Legal Counsel

Lindsay Miller, AAG

Staff

Missy Anthony, Executive Director
David Day, Paralegal
Jeff Duvall, Enforcement Supervisor
Jaklyn Shucofsky, Enforcement Investigator

Guests

Alan Kercher

Call to Order

Brian Weaver, Chair, called the meeting to order at 2:00 PM.

Brian Weaver made a motion to accept the minutes from the May 19, 2021 meeting as presented. Second by Tammy Daulton. Motion passed.

Executive Director Report

- Licensure statistics reflect the delayed renewals and mass expiration date of July 1.
- eLicense improvements continue.
- The OTPTAT Board budget remains on track for revenues and expenses.
- BCI background check changes are delaying some licenses.
- CE Audits continue -closer to being on track.
- Small audit findings from biennial audit are being addressed.

Brian Weaver moved to reduce the next continuing education audit percentage to 10 percent. Derek Kinsella seconded. All in favor. Motion passed.

Discussion of Laws and Rules

Unique and Exceptional qualifications – orthotics and prosthetics

Brian Weaver made a motion that draft rule 4755-63-15, Unique and exceptional qualifications, be recommended to the Joint OTPTAT Board for final filing with JCARR. Second by Tammy Daulton. All in favor. Motion passed.

Code of Ethics

Brian Weaver moved that draft rule 4755-64-01, Ethical and professional conduct, be recommended to the Joint OTPTAT Board for filing with CSI and with JCARR. Second by Tammy Daulton. Motion passed.

Senate Bill 255 licensing review

The Advisory Council discussed a new report by the Buckeye Institute recommending that orthotics, prosthetics, and pedorthics licensure be eliminated in place of certification requirements in the context of the SB 255 licensure review.

Licensure by Unique and Exceptional Qualifications

Brian Weaver moved that licensure candidate APP-000498652 be recommended to the Joint Board for licensure pending the effective date of 4755-63-15. Derek Bradley seconded. All in favor. Motion passes.

Enforcement Report

- “New” cases opened since the last meeting: 1
- Cases “closed” since last meeting: 0
- Cases “currently open”: 1
- Active consent agreements: 0
- Adjudication orders being monitored: 0

Correspondence

No report.

OOPA Report

No report.

Open Forum

No items.

Old Business

None

New Business

None

Next Meeting Preparation

Next meeting is scheduled for January 20, 2022.

Adjournment

There being no further business and no objections, Brian Weaver adjourned the meeting at 2:37 PM.

Respectfully submitted,

Missy Anthony

Brian Weaver, LPO, Chair

Tamara Daulton, LPED, Secretary

Missy Anthony, Executive Director
Ohio Occupational Therapy, Physical Therapy
and Athletic Trainers Board

EXECUTIVE DIRECTOR REPORT - JANUARY 2022

LICENSURE STATISTICS

License Type	%	Number of Active licenses as of 11/9/2021	change since last Board mtg	Number of Active licenses as of 1/12/2022	change since last Board mtg
Athletic Trainer	8.83%	3,140	1%	3,164	1%
Occupational Therapist	19.39%	6,907	1%	6,950	1%
Occupational Therapy Assistant	14.22%	5,064	1%	5,095	1%
Physical Therapist	31.95%	11,413	0%	11,450	0%
Physical Therapist Assistant	24.51%	8,752	0%	8,783	0%
PT Compact privilege	0.09%	7		33	371%
PTA Compact privilege	0.01%	2		4	100%
Orthotist	0.21%	74	1%	75	1%
Pedorthist	0.19%	69	1%	69	0%
Prosthetist	0.18%	63	2%	65	3%
Prosthetist-Orthotist	0.40%	143	1%	145	1%
3-D printing	0.01%	2	0%	2	0%
Total		35,636	1%	35,835	1%

ELICENSE

- Pending tickets:
 - TBD - Address check when requesting duplicate wall certificate
 - TBD - license picker assistance - checklist (endorsement vs. exam)
 - October - added OHJAM renewal question to PT/PTA
 - November - Adding license substatus to PT Compact outbound file, addressing other integration issues
 - December - Putting a check for an SSN before a license gets issued
 - TBD - FSBPT integration and PT Compact upgrades

PERSONNEL, BUDGET, AND OFFICE REPORT

- Fully staffed. Welcome, Aariann!
- Website project - ongoing. Priority for 2022
- Revenue:
 - December - \$136,855.01 (PTA/OPP/OTA/AT renewals)
 - January 2021 - \$224,150.00 (PTA/OPP/OTA/AT renewals)
 - February 2021 - \$119,832.50 (PTA/OPP/OTA/AT renewals)
 - March 2021 - \$41,690 (PTA/OPP/OTA/AT renewals)
 - April 2021 - \$93,620 (OT renewal starts, PTA/OPP/OTA/AT renewals cont.)
 - May 2021 - \$155,852.80 (OT/PTA/OPP/OTA/AT renewals cont.)
 - June 2021 - \$257,102.80 (OT/PTA/OPP/OTA/AT renewals cont.)
 - July 2021 - \$141,257.80 (PTA/OPP/OTA/AT renewals end)
 - August 2021 - \$27,527.80 (no renewals)
 - September 2021 - \$19,165.80 (no renewals)
 - October 2021 - \$16,247.80 (no renewals)
 - November 2021 - \$141,540 (PT renewal)
 - December 2021 - \$173,614.80 (PT renewal)
- Total revenue for first half FY 2022 - \$519,139.00

- Expenses (Budget overview - FIN):

Account	Account Description	Budget Period	Budget	Expense	Encumbrance	Available Budget*	Percent Available
500	Personal Services	2022Q1	177,738.92	177,738.92	0	0	0
500	Personal Services	2022Q2	241,561.08	231,826.76	0	9,734.32	4.03
500	Personal Services	2022Q3	193,500.00	31,012.98	0	162,487.02	83.97
500	Personal Services	2022Q4	225,800.00	0	0	225,800.00	100
510	Purchased Personal Services	2022	32,000.00	3,793.42	1,667.50	26,539.08	82.93
520	Supplies and Maintenance	2022	297,445.00	172,770.57	1,803.17	122,871.26	41.31

- Will have personnel savings due to open position, also lower health care costs
- Payroll lines also running tight due to cost of living increases which were not included in the budget. Waiting on word from OBM on how to handle.

MISCELLANEOUS

- Currently auditing the OTA 2020, AT 2020, OPP 2021, and PTA 2021 renewals. These audits are all impacted by the delayed renewal deadline. Next up will be the OT 2021 renewal.

- National level committee work:
 - BOCAT Regulatory Affairs Advisory Panel - Chair - planning committee for next conference in 2022, virtual webinars in 2021
 - FSBPT Continuing Competence Committee
 - PT Compact Fiscal Committee and Marketing task force

LEGISLATIVE

- Senate Bill 5 (PT Compact) - Signed by Governor DeWine, effective 6/30/2021
- Senate Bill 7 (OT Compact) - Signed by Governor DeWine, effective 6/30/2021
- House Bill 110 (FY 22-23 State Budget) - Signed by Governor DeWine, effective 9/30/2021
- House Bill 176 (AT Practice Act) - Signed by Governor DeWine, effective 1/27/2022
- House Bill 122 (Telehealth) - Signed by Governor DeWine, effective 3/21/2022
- Senate Bill 131 (reciprocity based on experience) - Last hearing in the Senate was 5/26/2021.
- House Bill 203 (reciprocity based on experience) - Last hearing in the House was 10/27/2021
- House Bill 509 (Senate Bill 255 occupational licensure review) - Placeholder bill introduced 12/9/2021. Senate President has indicated that licensure reform is on his agenda for 2022.

RULES

Rule package	#	Status
OPP ethics rules	1	Filed with JCARR
HB 263 rules	?	Upcoming
AT Practice Act rule changes	5	Out for early stakeholder release
Telehealth rules	?	Upcoming
PT CE rule	1	Out for early stakeholder release
OT Supervision rule	1	Out for early stakeholder release

BOARD MEMBER REMINDERS

- Training:
 - Ethics by 12/31/2022
 - (<https://www.ethics.ohio.gov/education/elearning/ecourses.html>)
 - If we need you to conduct other training, we are in touch
 - Contact Missy or Aariann if you are unsure what you have completed

OUTREACH

- February 11-13 - FSBPT Regulatory Training
- March 18 - O&P Spring Meeting
- April 6 CSU PT class lecture
- May 21 - St. Rita's Medical Center Sports Medicine Symposium

2021 Staff and Board Accomplishments

- FY 22-23 State Budget passed as submitted with most of the requested language changes going through. The OTPTAT Board continues to have a balanced budget without a foreseeable need for fee increases.
- Testified before the House State and Local Government and prepared numerous documents for the Senate Bill 255 licensure review.
- Implemented to the PT Compact.
- Passed the OT Compact through the legislature. Further action pending the OT Compact going active.
- Passed language allowing the OOTA to take over CE approvals.
- Implementing changes to the AT Practice Act (House Bill 176).
- Ran five CE audits (PT 2020, OTA, 2020, AT 2020, PTA 2021, OPP 2021).
- Continued to participate in a workgroup of licensure Boards to incorporate lessons learned from the Strauss workgroup.
- Implemented procedures for PTs who are out of practice.
- Served on the following national committees on behalf of the Board (BOC AT Regulatory Affairs Committee (Chair), FSBPT Continuing Competence committee, NBCOT and AOTA presenter, PT Compact Finance Committee and Marketing task force.)
- Continued as Chair of the eLicense Ohio User Steering Group, leading efforts to pursue a new funding model for the system and implementing enterprise changes such as the delayed renewals and House Bill 263 implementation.
- Implemented new features in eLicense Ohio:
 - Upgraded CE audit functionality
 - Upgraded CE application functionality
 - Created functionality to convert an LP or LO into an LPO
 - Implemented PT Compact integrations
 - Fixed SSN loophole
- All rules are up-to-date for five year review. The following rule changes were made:
 - Updates for military licensure
 - OT Supervision rule
 - Updates to youth concussion rules
 - Changes to OT CE rule
 - PT Compact rules
 - AT Practice Act change rules
 - OPP Unique and exceptional qualifications for licensure
 - OPP Ethics rule update
- Board policies and procedures have been updated.
- Fully onboarded staff equipped to support customer service while primarily working from home.
- Well oiled Enforcement staff open to growth opportunities and additional training. Dedicated to seeking the truth.
- Smooth customer service experience for applicants via the licensure teams and office professional.

2022 Goals

- Continued fiscal management to stay within budget allotment.
- On-time submission of the FY 24-25 OTPTAT Board budget to OBM in September.
- Support a partial return-to-work that ensures the continued welfare of the Board staff and on-going quality customer service.
- Completion of the Senate portion of the Senate Bill 255 licensure review.
- OT Compact implementation.
- Completion of transition of OT CE review to OOTA.
- Get caught up on audits so we are running them within 90 days of completion of the renewal period: OT 2021, PT 2022 (JAM renewal), OTA 2022.
- Continued growth opportunities for training for staff team.
- Strengthen national level work and encourage Board member involvement so Ohio is known well nationally.
- Complete website overhaul.
- Application deep dive to improve the clarity of the application and the application process, including renewal.
- Continuing evolution of eLicense Ohio to support Board processes, such as (pending budget):
 - Better integration with FSBPT
 - Upgraded enforcement module
 - Ability to submit address change when ordering a wall certificate
 - Improvements to applications
- Increased customer services support measurement.
- Rule work to stay current with five year review and any other changes requested by the Board.

4755-64-01

Ethical and professional conduct.

A license holder must provide professional services with objectivity and with respect for the unique needs and values of the health care recipient, as follows:

- (A) A license holder must not discriminate on the basis of factors that are irrelevant to the provision of professional services including, but not limited to, race, creed, sex, national origin, age, or medical condition.
- (B) Prior to a license holder entering into a contractual relationship with a health care recipient, the license holder must provide sufficient information to enable the health care recipient to make an informed decision to enter into a contractual relationship. Sufficient information must include any fees and arrangements for payment which might affect the decision.
- (C) A license holder must not mislead the public and/or colleagues about services and must not advertise in a misleading manner.
- (D) A license holder must not engage in any activities that seek to meet his or her personal needs at the expense or detriment of the health care recipient.
- (E) A license holder must not receive or give a commission, rebate, or any other form of direct or indirect remuneration or benefit for the referral of patients/clients for professional services.
- (F) A license holder must disclose to health care recipients any financial interest in commercial orthotics, prosthetics, or pedorthics device which the license holder promotes for the purpose of direct or indirect personal gain or profit.
- (G) A license holder must not accept gratuities for any reason including, but not limited to, preferential consideration of the health care recipient.
- (H) A license holder must report to the board any unprofessional, incompetent, unethical, or illegal behavior of an orthotist, prosthetist, prosthetist-orthotist, or pedorthist of which the person has knowledge. An obligation to report is inherent in the professions.
- (I) A license holder must practice orthotics, prosthetics, or pedorthics in accordance with prevailing professional standards or guidelines and must not endeavor to extend his/her practice beyond his/her competence and the authority vested in him/her under division (B) of section 4779.02 of the Revised Code.
- (J) A license holder must not carry out a prescribed service that he knows to be harmful

to a patient.

(K) A license holder must only access health care recipient information which is necessary and relevant to his/her function and authority as a orthotics, prosthetics, or pedorthics provider.

(L) When responding to a consumer's, prescriber's or provider's request for orthotic, prosthetic, or pedorthic services, if it is evident from the initial evaluation and a review of patient history and/or chart information that another licensed orthotic, prosthetic, or pedorthic service provider is currently providing services based on the same or similar medical orders, the second provider has a professional duty of care to the consumer and the prescriber to contact the first provider and offer the opportunity to complete or clarify the appropriate provision of services.

(M) Maintenance of consumer care information

(1) A license holder must maintain consumer care documentation which includes, at minimum:

(a) Medical presentation/history data appropriate to the service provided;

(b) Evaluation and measurement data supporting device choice and recommendation;

(c) All dates of service with narrative progress notes describing presenting problem and service/procedure performed;

(d) Medical orders and therapist notes supporting services provided;

(e) Documentation required by third party payers including assignment of benefits, privacy notices, delivery receipts, financial arrangements, and records reflecting contacts for and provision of follow-up care;

(2) Consumer care data must be maintained with privacy and security safeguards appropriate to the data retained in file.

(3) The license holder responsible for provision of care should take steps to assure the consumer file data is maintained a minimum of five years from last date of service unless a longer period is required by federal or state law or conditions imposed by any third-party payer.

(N) A license holder, or an applicant for licensure, must provide a written response within a reasonable period of time not to exceed thirty days to any written inquiry regarding compliance with law or rule received from the board. A license holder or an applicant for licensure may not withhold or refuse to provide copies of any records requested by the board or its representative unless otherwise ordered by a court.

(O) A license holder must self report to the ~~boardoccupational therapy section~~, within thirty days, any of the items outlined in paragraphs (O)(1) to (O)(7) of this rule. Failure to comply with paragraphs (O)(1) to (O)(7) of this rule may be grounds for disciplinary action pursuant to section 4779.28 of the Revised Code and in accordance with Chapter 119. of the Revised Code.

(1) Impairment by physical or mental illness, chemical use, or chemical dependency, that affects the applicant's or license holder's ability to practice with reasonable skill and safety.

(2) Conviction of a felony.

(3) Conviction of a misdemeanor when the act that constituted the misdemeanor occurred during the practice of orthotics, prosthetics, or pedorthics.

(4) The termination, revocation, or suspension of membership by a state or national orthotics, prosthetics, or pedorthics professional association.

(5) The termination, revocation, suspension, or sanctioning of a credential issued by a state or national orthotics, prosthetics, or pedorthics credentialing organization.

(6) A positive drug and/or alcohol screening.

(7) A finding of malpractice by a court of competent jurisdiction.

(P) License holders must not document or bill for services not actually provided.

(O) License holders must not falsify, alter, or destroy patient records, medical records, or billing records without authorization. The license holder must maintain accurate patient and billing records.

(R) A license holder must not abandon a patient by inappropriately terminating the practitioner-patient relationship.

(S) A license holder must not engage in any sexual relationship, contact, or conduct, including dating, with any patient, or engage in any conduct that may reasonably be interpreted by the patient to be sexual, whether consensual or nonconsensual, while a licensee-patient relationship exists.

(1) A license holder must not intentionally expose or view a completely or partially disrobed patient in the course of treatment if the exposure or viewing is not related to the patient diagnosis or treatment under current practice standards.

(2) A license holder must not engage in a conversation with a patient that is sexual in nature or sexually demeaning and unrelated to the plan of care.

(T) A license holder must not engage in sexual harassment of patients, students, and/or colleagues. Sexual harassment includes, but is not limited to, making unwelcome sexual advances, requesting sexual favors, and engaging in other verbal or physical conduct of a sexual nature that results in:

(1) Withholding services to a patient;

(2) Creating an intimidating, hostile, or offensive environment; or

(3) Interfering with the patient's ability to recover.

(U) License holders must cooperate with an investigation by the board. Failure to cooperate is conduct detrimental to the best interest of the public and grounds for disciplinary action. Cooperation includes responding fully and promptly to any questions raised by the board and providing copies of the medical records and other documents requested by the board.

(1) A license holder must respond fully and truthfully to a request for information from the board.

(2) A license holder must comply with a subpoena issued by the board.

(3) A license holder must provide information or document within the time frame specified by the board.

(4) A license holder must appear and provide information at an interview requested by the board.

(5) A license holder must not deceive, or attempt to deceive, the board regarding any matter, including by altering or destroying any record or document.

(6) A license holder must not interfere with an investigation or disciplinary proceeding by willful misrepresentation of facts before the agency or the board, or by use of threats or harassment against any patient or witness to

prevent the patient or witness from providing evidence in a disciplinary proceeding or any other legal action.

(7) A license holder must not refuse to provide testimony in an administrative hearing.

4755-62-01

Definition of terms.

The following definitions must apply to the language of Chapter 4779. of the Revised Code:

(A) General definitions

- (1) "Board" means the Ohio occupational therapy, physical therapy, and athletic trainers board.
- (2) "Temporary license" means a license issued under section 4779.18 of the Revised Code, which renews on its own anniversary date, and which may only be renewed one time.

(B) Licensing language and educational standards

- ~~(1) "Good moral character" as it is used in section 4779.09 and under division (A)(1)(3) in section 4779.18 of the Revised Code, means not having been convicted of a crime of moral turpitude; not having made misstatements or misrepresentation in connection with an application or examination for registration, certification or licensure; and not having willfully violated any of the sections related to conduct required of applicants or license holders and set forth in the statutes or rule.~~
- ~~(2)~~(1) "License" as it is used under division (A) of section 4779.20 of the Revised Code, means the authority to practice in the noted profession pursuant to an action of the board.
- ~~(3)~~(2) "License holder" means a person who holds a license issued under Chapter 4779. of the Revised Code.
- ~~(4)~~(3) "Nationally accredited college or university in the U.S." means colleges and universities accredited by an accreditation body recognized by the U.S. department of education, including regional accreditation bodies.
- ~~(5)~~(4) "Provides two semesters or three quarters of instruction" as it is used in divisions (B)(1), (C)(1), and (D)(1) of section 4779.26 of the Revised Code means that the certificate program meets those specific traditional education duration standards or meets the standards as developed and implemented by the national commission on orthotic and prosthetic education (NCOPE) in effect at the time the applicant was completing his or her formal education for entrance to the referenced professions. Such instruction may include blended learning that allows for a combination of online distance learning, classroom learning, and on-site clinical learning that meets the standards established by

the commission on accreditation of allied health education professions (CAAHEP).

~~(6)~~(5) "Provides two semesters or three quarters of instruction" as it is used in divisions (B)(1), (B)(2), and (B)(3) of section 4779.27 of the Revised Code means that the residency program requires as a prerequisite for admission the educational equivalent of learning required by section 4779.26 of the Revised Code or residency admission standards as developed and implemented by the national commission on orthotic and prosthetic education (NCOPE) that were in effect at the time the applicant was completing his or her formal education for entrance to the referenced professions and that meets or met the standards established by the commission on accreditation of allied health education professions (CAAHEP).

~~(7)~~(6) "Residency program" approved by the board, as referenced in section 4779.10 of the Revised Code, section 4779.11 of the Revised Code, and section 4779.12 of the Revised Code means a residency requiring nineteen hundred hours under the direct supervision of a practitioner certified in the same discipline, and which meets the requirements of section 4779.27 of the Revised Code.

~~(8)~~(7) "Suspended" as used in section 4779.31 of the Revised Code means a license that has lapsed or been placed on inactive or non-renewed status due to non-payment of renewal fees, as well as a license placed under suspension as the result of an adjudication pursuant to section 4779.28, 4779.29, or 4779.30 of the Revised Code, or as the result of an agreement entered into between the board and the license holder in lieu of proceeding to adjudication.

(C) Supervision definitions and requirements

(1) "Physically present" as it is used under division (B) of section 4779.04 of the Revised Code means at the same building, location, or facility as the non-licensed practitioner and patient.

(2) "Under the direct supervision", as it is used under division (B)(5) of section 4779.02 of the Revised Code, means the person who provides orthotic, prosthetic, or pedorthic services under the supervision of a person authorized to practice medicine or osteopathic medicine, must perform the evaluation, measurement, design, fitting, adjusting, servicing, or training in a building, facility, or location where the physician or osteopathic physician is present at the time the service is provided and pursuant to a professional arrangement whereby the physician or osteopathic physician takes full clinical and consumer care responsibility for the orthotic, prosthetic, or pedorthic services

provided.

- (3) "Under the supervision" as it is used under division (B) in section 4779.18 of the Revised Code means the temporary license holder who practices under the supervision of a person who holds a full practitioner license issued under section 4779.09 of the Revised Code may conduct all activities either at a building, location, or facility where the supervising orthotist, prosthetist, or pedorthist is physically present or at a location where the supervising orthotist, prosthetist, or pedorthist is readily available to the person through some means of telecommunication and is in a location that under normal circumstances is not more than sixty minutes travel time away from the location where the temporary license holder is practicing.

4755-63-01

Applications for initial licensure by examination.

(A) Applications must be:

- (1) Submitted electronically via the Ohio e-license system;
- (2) Electronically signed via the Ohio e-license system;
- (3) Accompanied by the fee prescribed by rule 4755-66-01 of the Administrative Code; and
- (4) Accompanied by such evidence, statements, or documents as specified on the application.

(B) For the purposes of filing an electronic application via the Ohio e-license system, the applicant will create a "UserID" and password. The use of the "UserID" and password is solely the responsibility of the person to whom it is issued . The "UserID" and password will constitute the legally recognized signature for the purposes of this rule and may not be transferred, distributed, or shared with any other person.

(C) Any application received in accordance with this rule that remains incomplete one year after the initial application filing will be considered to be abandoned and no further processing will be undertaken with respect to that application.

- (1) If the application process extends for a period longer than one year, the board may require updated information as it deems necessary.
- (2) No application for licensure may be withdrawn without approval of the board. An applicant may request to withdraw an application by submitting a request through eLicense Ohio.
- (3) Submitted fees are neither refundable nor transferable.

(D) The applicant seeking licensure under section 4779.09 of the Revised Code must:

- (1) Submit an attestation that the applicant is at least eighteen years old, ~~of good moral character,~~ and meets the requirements of section 4779.10, 4779.11, 4779.12, or 4779.13 of the Revised Code.
- (2) Pass an examination approved by the board pursuant to section 4779.15 of the Revised Code.

- (3) Attestation and submission of fingerprints for criminal record checks by the Ohio bureau of criminal identification and investigation (BCII) and the federal bureau of investigation (FBI), if the application is for the first issuance of a license.
- (E) In addition, an application for a license to practice orthotics must document compliance with the following requirements:
- (1) A post-secondary educational credential of at least a bachelors degree;
 - (2) A certificate of completion of a post-graduate certificate program in orthotics, unless the applicant's post-secondary educational credential is a bachelors or masters degree specifically in orthotics and prosthetics;
 - (3) Completion of a residency program in orthotics consisting of nineteen hundred hours supervised by a practitioner certified in orthotics;
 - (4) A letter or statement from an Ohio-licensed orthotist or prosthetist-orthotist, attesting to having conducted supervision for at least an eight-month period (required if residency not conducted under Ohio-licensed supervisor). This requirement is waived for applicants who meet the requirements of section 4779.17 of the Revised Code;
 - (5) An applicant with an educational credential from a foreign educational institution must show educational equivalence according to rule 4755-63-14 of the Administrative Code.
- (F) In addition, an application for a license to practice prosthetics must document compliance with the following requirements:
- (1) A post-secondary educational credential of at least a bachelors degree;
 - (2) A certificate of completion of a post-graduate certificate program in prosthetics, unless the applicant's post-secondary educational credential is a bachelors or masters degree specifically in orthotics and prosthetics;
 - (3) Completion of a residency program in prosthetics consisting of nineteen hundred hours supervised by a practitioner certified in prosthetics;
 - (4) A letter or statement from an Ohio-licensed prosthetist or prosthetist-orthotist,

attesting to having conducted supervision for at least an eight-month period (required if residency not conducted under Ohio-licensed supervisor). This requirement is waived for applicants who meet the requirements of section 4779.17 of the Revised Code;

- (5) An applicant with an educational credential from a foreign educational institution must show educational equivalence according to rule 4755-63-14 of the Administrative Code.
- (G) In addition, an application for a license to practice orthotics and prosthetics must document compliance with the following requirements:
- (1) A post-secondary educational credential of at least a bachelors degree;
 - (2) A certificate of completion of post-graduate certificate programs in prosthetics and orthotics, unless the applicant's post-secondary educational credential is a bachelors or masters degree specifically in orthotics and prosthetics;
 - (3) Completion of a residency program in prosthetics and orthotics, consisting of nineteen hundred hours supervised by a practitioner certified in prosthetics, and nineteen hundred hours supervised by a practitioner certified in orthotics;
 - (4) A letter or statement from an Ohio-licensed prosthetist-orthotist, attesting to having conducted supervision for at least an eight-month period (required if residency not conducted under Ohio-licensed supervision). This requirement is waived for applicants who meet the requirements of section 4779.17 of the Revised Code;
 - (5) An applicant who holds a license in orthotics and successfully completes all the requirements for a license in prosthetics will be issued a new license in prosthetics-orthotics;
 - (6) An applicant who holds a license in prosthetics and successfully completes all the requirements for a license in orthotics will be issued a new license in prosthetics-orthotics;
 - (7) An applicant with an educational credential from a foreign educational institution must show educational equivalence according to rule 4755-63-14 of the Administrative Code.

(H) In addition, an application for a license to practice pedorthics must document

compliance with the following requirements:

- (1) A high school diploma or a certificate of high school equivalence.
- (2) A statement from the supervising pedorthist, orthotist, prosthetist, or prosthetist-orthotist, that the applicant has practiced for eight months under the supervisor's oversight and direction. The statement must be provided on a form prescribed by the state board of orthotics, prosthetics, and pedorthics which requires attestation of completion of one thousand hours of pedorthic care practice under supervision by the licensed supervisor, including at least one hundred hours devoted to each of the following five general areas of service delivery:
 - (a) Comprehensive assessment and evaluation of patients requiring the full spectrum of pedorthic care, including:
 - (i) Custom fabricated and custom fitted foot orthoses
 - (ii) Therapeutic/diabetic shoes, depth shoes and custom shoes
 - (iii) Prefabricated inserts, custom fitted, moldable and rigid
 - (iv) Shoe modifications
 - (v) Retail, non-therapeutic shoes and foot orthoses
 - (b) Development of a comprehensive treatment plan to provide appropriate pedorthic care.
 - (c) Selection of materials and components to meet the treatment plan. On-site fabrication of the device where facilities are available. Working knowledge of how various devices are fabricated if fabrication is not done at the facility.
 - (d) Fitting and appropriate follow-up of the pedorthic device to assure optimal fit and function of the device. This includes modifications and adjustments of the device to ensure proper and continued function and instructing patient on the use and care of the device with verbal and take-home instructions where indicated or required.

- (e) Appropriate documentation of patient care and interaction, including records are accurate, current and complete, and that principles and procedures of practice management are understood.
- (3) Completion of the training, education, and/or experience requirements necessary to sit for a certification in pedorthics examination in accordance with standards established by the national commission on orthotic and prosthetic education.
- (I) A candidate for a full license in orthotics, prosthetics, prosthetics-orthotics, or pedorthics who has already been granted a temporary license under section 4779.18 of the Revised Code and is practicing under that license may advance the temporary license to full license status by documenting completion of the remaining requirements without submitting a new license application. Documentation must include:
 - (1) Proof of successful passage of the examination as provided by section 4779.15 of the Revised Code; and
 - (2) Proof that the applicant has practiced for not less than eight months under the supervision of a person licensed under Chapter 4779. of the Revised Code to practice orthotics, prosthetics, or pedorthics as required by division (A) of section 4779.10, division (A) of section 4779.11, division (A) of section 4779.12, or division (A) of section 4779.13 of the Revised Code.

4755-63-06

Temporary license application procedure.

(A) Applications must be:

- (1) Submitted electronically via the Ohio e-license system;
- (2) Electronically signed via the Ohio e-license system;
- (3) Accompanied by the fee prescribed by rule 4755-66-01 of the Administrative Code; and
- (4) Accompanied by such evidence, statements, or documents as specified on the application.

(B) For the purposes of filing an electronic application via the Ohio e-license system, the applicant will create a "UserID" and password. The use of the "UserID" and password is solely the responsibility of the person to whom it is issued . The "UserID" and password will constitute the legally recognized signature for the purposes of this rule and may not be transferred, distributed, or shared with any other person.

(C) Any application received in accordance with this rule that remains incomplete one year after the initial application filing will be considered to be abandoned and no further processing will be undertaken with respect to that application.

- (1) If the application process extends for a period longer than one year, the board may require updated information as it deems necessary.
- (2) No application for licensure may be withdrawn without approval of the board. An applicant may request to withdraw an application by submitting a request through eLicense Ohio.
- (3) Submitted fees are neither refundable nor transferable.

(D) The following requirements apply to all applicants seeking licensure under section 4779.18 of the Revised Code.

- (1) The application must contain an attestation that the applicant is at least eighteen years old, ~~of good moral character in accordance with section 4779.09 of the Revised Code,~~ and meets the requirements of section 4779.18 of the Revised Code.

- (2) An applicant seeking a first license issued by the state board of orthotics, prosthetics, and pedorthics must comply with the criminal record check requirements of section 4779.091 of the Revised Code and rule 4755-63-12 of the Administrative Code.
 - (3) A license issued pursuant to section 4779.18 of the Revised Code expires one year after issuance, and may only be renewed once.
- (E) In addition, an application for a temporary license to practice orthotics must document compliance with the requirements of division (A) of section 4779.18 of the Revised Code as follows:
- (1) A post-secondary educational credential of at least a bachelors degree;
 - (2) A certificate of completion of a post-graduate certificate program in orthotics, unless the applicant's post-secondary educational credential is a bachelors or masters degree specifically in orthotics and prosthetics;
 - (3) Completion of a residency program in orthotics consisting of nineteen hundred hours supervised by a practitioner certified in orthotics;
 - (4) A statement co-signed by the applicant and the current or prospective Ohio-licensed supervisor affirming that both are aware of and will abide by the law and rules governing supervision for a temporary license;
- (F) In addition, an application for a temporary license to practice prosthetics must document compliance with the requirements of division (A) of section 4779.18 of the Revised Code as follows:
- (1) A post-secondary educational credential of at least a bachelors degree;
 - (2) A certificate of completion of a post-graduate certificate program in prosthetics, unless the applicant's post-secondary educational credential is a bachelors or masters degree specifically in orthotics and prosthetics;
 - (3) Completion of a residency program in prosthetics consisting of nineteen hundred hours supervised by a practitioner certified in prosthetics;
 - (4) A statement co-signed by the applicant and the current or prospective Ohio-licensed supervisor affirming that both are aware of and will abide by

the law and rules governing supervision for a temporary license;

(G) In addition, an application for a temporary license to practice orthotics and prosthetics must document compliance with the requirements of division (A) of section 4779.18 of the Revised Code as follows:

- (1) A post-secondary educational credential of at least a bachelors degree;
- (2) A certificate of completion of post-graduate certificate programs in prosthetics and orthotics, unless the applicant's post-secondary educational credential is a bachelors or masters degree specifically in orthotics and prosthetics;
- (3) Completion of a residency program in prosthetics and orthotics, consisting of nineteen hundred hours supervised by a practitioner certified in prosthetics, and nineteen hundred hours supervised by a practitioner certified in orthotics;
- (4) A statement co-signed by the applicant and the current or prospective Ohio-licensed supervisor affirming that both are aware of and will abide by the law and rules governing supervision for a temporary license;

(H) In addition, an application for a temporary license to practice pedorthics must document compliance with the requirements of division (A) of section 4779.18 of the Revised Code as follows:

- (1) A high school diploma or a certificate of high school equivalence;
- (2) A statement co-signed by the applicant and the current or prospective Ohio-licensed supervisor affirming that both are aware of and will abide by the law and rules governing supervision for a temporary license;
- (3) Completion of the training, education, and/or experience requirements necessary to sit for the certification in pedorthics examination in accordance with standards established by the national commission on orthotic and prosthetic education (NCOPE).

4755-65-01

Continuing education requirements and reporting.

(A) Pursuant to section 4779.20 of the Revised Code, no person will qualify for license renewal as a orthotist, prosthetist, pedorthist, or orthotist-prosthetist unless the person completed the required continuing education units outlined in paragraph (A) of this rule.

(1) License holders are not required to obtain any continuing education units for the first renewal.

~~(1)~~(2) A licensed orthotist or prosthetist must achieve twenty-five continuing education units within the two-year renewal cycle.

~~(2)~~(3) A licensed prosthetist-orthotist must achieve thirty-five continuing education units within the two-year renewal cycle.

~~(3)~~(4) A licensed pedorthist must achieve eighteen continuing education units within the two-year renewal cycle.

(B) Accumulated ~~CEU's~~continuing education units may not be carried over from one renewal period to another.

(C) An orthotist, prosthetist, pedorthist, or orthotist-prosthetist license must not be renewed unless the license holder certifies that the person completed the required number of continuing education hours specified in paragraph (A) of this rule.

A license holder who falsifies a renewal application may be disciplined by the board for violating section 4779.20 of the Revised Code.

(D) The occupational therapy, physical therapy, and athletic trainers board must conduct an audit of the continuing education records of a number of the license holders to be determined by the board each renewal year. The board will notify license holders who are selected for the audit to determine compliance with the continuing education requirement specified in this rule.

(1) License holders chosen for the audit must submit to the board by the date specified by the board copies of all records and documentation of proof of completion of the continuing education activities used to meet the continuing education requirements of this rule.

(2) Failure to provide proof of the required number of continuing education hours for the specified time period will result in the commencement of disciplinary action.

(3) Failure to respond to or acknowledge receipt of an audit notice will result in the commencement of disciplinary action.

(E) Applicants for renewal must successfully complete the required number of continuing education hours according to section 4779.20 of the Revised Code and this rule. The board will accept as continuing education units all courses approved by the board for orthotist/prosthetist certification (BOC), and the American board for certification in orthotics, prosthetics, and pedorthics (ABC). The board will also accept continuing education units as specified by section 4779.24 of the Revised Code.



TO: Speaker Cupp, President Huffman, and Governor DeWine
CC: Dept. of Aging, Attorney General, Board of Building Standards, Chemical Dependency Professional Board, State Chiropractic Board, State Fire Marshal, Counselor, Social Worker, Marriage and Family Therapist Board, Department of Developmental Disabilities, State Dental Board, State Board of Emergency Medical, Fire, and Transportation Services, Veterinary Medical Licensing Board, Board of Embalmers and Funeral Directors, Dept. of Insurance, Board of Nursing, Board of Pharmacy, State Board of Psychology, Occupational Therapy, Physical Therapy, and Athletic Trainers Board, State Speech and Hearing Professionals Board, State Vision Professional Board
FROM: House State and Local Government Committee
DATE: December 7, 2021
RE: Occupational License Review Report

Per ORC 101.63, established by Senate Bill 255 from the 132nd General Assembly, all occupational licensing boards must be renewed once every six years. The House State and Local Government Committee was assigned with reviewing one third of all occupational licenses in the state. The committee heard testimony from nineteen licensing entities: Dept. of Aging, Attorney General, Board of Building Standards, Chemical Dependency Professional Board, State Chiropractic Board, State Fire Marshal, Counselor, Social Worker, Marriage and Family Therapist Board, Department of Developmental Disabilities, State Dental Board, State Board of Emergency Medical, Fire, and Transportation Services, Veterinary Medical Licensing Board, Board of Embalmers and Funeral Directors, Dept. of Insurance, Board of Nursing, Board of Pharmacy, State Board of Psychology, Occupational Therapy, Physical Therapy, and Athletic Trainers Board, State Speech and Hearing Professionals Board, State Vision Professional Board.

Ultimately, the intent of this report is to assist the committee in drafting legislation that will help fix and clean-up our licensure requirements to better accommodate Ohio's workforce, while continuing to protect the health and safety of Ohio's citizens. In the upcoming weeks, the committee expects to hear from the licensing entities mentioned in this report as well as the opinions of their constituents in order to form a comprehensive list of license eliminations and modifications to draft into legislation. The following recommendations were made by the committee after hearing testimony from the boards listed above, speaking with interested parties, and examining

surrounding states licensure requirements. All licenses not mentioned below are considered under the review, to be retained:

Dept. of Aging

- No recommended changes at this time.

Attorney General

- Eliminate registration as *fund-raising counsel*. In 2018-2019, there were only three fundraising counsels registered and in 2013, there were zero registrations. Fundraising counsels are only required to complete registration if they have custody of the contributions during their campaign in Ohio. If not, a fundraising counsel may be active in Ohio and is not required to register.

Board of Building Standards

- No recommended changes at this time.

Chemical Dependency Professional Board

- Eliminate *gambling disorder endorsement*. Ohioans practicing this profession already need to hold a LCDCII, LCDCIII, LICDC license. By eliminating the extra license, it avoids duplication and provides less restrictive access, and removes financial burden.

State Chiropractic Board

- Modify *acupuncture certificate (for licensed chiropractors)* to require national certification from the National Board of Chiropractic Examiners. Ohioans practicing this profession shall file the national certification with the board and follow all national education and examination requirements.

State Fire Marshal

- No recommended changes at this time

Counselor, Social Worker, Marriage and Family Therapist Board

- Eliminate *temporary licensed professional clinical counselor*. The board does not issue temporary licenses due to the statutory and regulatory endorsement provisions that allow the board to address issues with out-of-state license applications that do not conform to Ohio standards. The board agrees with this recommendation.
- Eliminate *temporary independent social worker*. The board does not issue temporary licenses due to the statutory and regulatory endorsement provisions that allow the board to address issues with out-of-state license applications that do not conform to Ohio standards. The board agrees with this recommendation.
- Eliminate *temporary marriage and family therapist*. The board does not issue temporary licenses due to the statutory and regulatory endorsement provisions

that allow the board to address issues with out-of-state license applications that do not conform to Ohio standards. The board agrees with this recommendation.

Department of Developmental Disabilities

- Eliminate *adult services worker certificate*. This certificate will no longer be issued after 2024 pursuant to a Medicaid change.
- Eliminate *adult services supervisor certificate*. This certificate will no longer be issued after 2024 pursuant to a Medicaid change.

State Dental Board

- No recommended changes at this time.

State Board of Emergency Medical, Fire, and Transportation Services

- Modify *firefighter certification* so education credits will be determined at the local level.

Veterinary Medical Licensing Board

- No recommended changes at this time.

Board of Embalmers and Funeral Directors

- Modify *embalmer license* by removing the bachelor degree requirement. Ohioans in this profession under continuing law, shall complete twelve months of instruction in mortuary science and one year apprenticeship.
- Modify *embalmer apprentice card* by removing the bachelor degree requirement. Ohioans holding an apprentice card in this profession under continuing law, shall complete twelve months of instruction in mortuary science and entered into a one-year apprenticeship program.
- Modify *funeral director license* by removing the bachelor degree requirement. Ohioans in this profession under continuing law, shall complete twelve months of instruction in mortuary science and one year apprenticeship.
- Modify *funeral director apprentice card* by removing the bachelor degree requirement. Ohioans holding an apprentice card in this profession under continuing law, shall complete twelve months of instruction in mortuary science and entered into a one-year apprenticeship program.
- Modify *combine funeral director/embalmer license* by removing the bachelor degree requirement. Ohioans in this profession under continuing law, shall complete twelve months of instruction in mortuary science and one year apprenticeship.
- Modify *combined funeral director/embalmer apprenticeship card* by removing the bachelor degree requirement. Ohioans holding an apprentice card in this profession under continuing law, shall complete twelve months of instruction in mortuary science and entered into a one-year apprenticeship program.

Dept. of Insurance

- No recommended changes at this time.

Board of Nursing

- Eliminate *dialysis technician intern certificate*. Individuals in this profession who are waiting or have not passed the dialysis technician certification examination shall practice under a licensed dialysis technician.

Board of Pharmacy

- Modify *pharmacist license* by reducing the amount of continuing education hours from forty hours every two years to thirty hours every two years. This change will keep Ohio competitive with the other surrounding states that do not require more than thirty hours of continuing education every two years.

State Board of Psychology

- Modify *school psychologist license* to a three year renewal in place of a two year renewal. This change will keep Ohio competitive with other surrounding states that do not have a renewal period more than as two years.

Occupational Therapy, Physical Therapy, and Athletic Trainers Board

- Modify *orthotist's license* to require private certification from the American Board for Certification in Orthotics, Prosthetics, and Pedorthics. Ohioans practicing this profession shall file the national certification with the board and follow all national education and examination requirements.
- Modify *prosthetist's license* to require private certification from the American Board for Certification in Orthotics, Prosthetics, and Pedorthics. Ohioans practicing this profession shall file the national certification with the board and follow all national education and examination requirements.
- Modify *orthotist and prosthetist's license* to require private certification from the American Board for Certification in Orthotics, Prosthetics, and Pedorthics. Ohioans practicing this profession shall file the national certification with the board and follow all national education and examination requirements.
- Modify *pedorthist's license* to require private certification from the American Board for Certification in Orthotics, Prosthetics, and Pedorthics. Ohioans practicing this profession shall file the national certification with the board and follow all national education and examination requirements.
- Eliminate *temporary orthotist license*.
- Eliminate *temporary prosthetist license*.
- Eliminate *temporary orthotist and prosthetist license*.
- Eliminate *temporary pedorthist license*.

State Speech and Hearing Professionals Board

- Eliminate *audiology aide* and amend the statute to clarify that anyone acting under this capacity shall work under the supervision of a licensed audiologist.

State Vision Professional Board

- Eliminate *optical dispensing apprentice registration*. The board agrees with this recommendation.
- Eliminate *ocularist apprentice registration*. The board agrees with this recommendation.

Misc.

- All licensing boards, subject to this review shall examine each license initial and renewal fee structure that falls under their jurisdiction in order to determine if the fee is inhibiting those from receiving a license or could alleviate some financial burden on the license holder. As well as if the fee can more competitively align with neighboring states.
- All licensing boards shall also examine their licensure system or mechanism in which licenses are processed and issued and evaluate if the process can be improved utilizing the Department of Administrative Services (DAS) eLicense system instead. If the process can be more efficient and timely for license holders under the eLicense system then the board shall notify DAS and convert their licensure system to eLicense.
- For any occupational national certification that specializes in educating, evaluating, accrediting, certifying, or licensing individuals who practice the occupation or for any recommendation in this report that reverts from state license to national certification, if the national organization is dissolved than the state will examine, through the legislative process, if the creation of a state license for the occupation is necessary for the health and safety of Ohioans working in the profession or affected by the profession.

As prescribed to the committee by SB 255 of the 132nd General Assembly, ORC 101.63, the committee has compiled the aforementioned recommendations to begin discussion of revising the state's current occupational licensing requirements. The intent of this report is to assist the committee in drafting legislation that will help fix and clean-up our state license requirements to better accommodate Ohio's workforce. The committee welcomes any feedback on these recommendations. Please contact the Chairman's office at 614-466-1474 or State&LocalGovernmentCommittee@ohiohouse.gov.



OPENING DOORS II

OCCUPATIONAL LICENSING REFORM IN OHIO AFTER SENATE BILL 255

BY GREG R. LAWSON

NOVEMBER 9, 2021

Ohio continues to wrestle with its byzantine, bureaucratic, and frequently arbitrary system of occupational licensing requirements that burden workers, job seekers, households, and employers. As The Buckeye Institute has demonstrated, excessive occupational training requirements make it harder for workers to find jobs and remain employed, reducing job growth in some fields by 20 percent.¹ Licensing burdens fall heavily on middle-aged, low-income workers, and those without a college degree, discouraging them from moving into licensed occupations.² Imposing regulatory burdens, “permission-slip” policies, high licensing fees, and other obstructions to employment as Ohio’s economy recovers from the challenges of the COVID-19 pandemic makes less sense now than it did before the pandemic.

In 2018, embracing The Buckeye Institute’s recommendation, the Ohio General Assembly enacted the most significant occupational licensing reform legislation in the country.³ Senate Bill 255 requires Ohio licensing boards to justify their existence and the specific financial and regulatory burdens they impose on licensees. A sunset provision in the law grants every state board or licensing agency a term of six years, after which the General Assembly must proactively review and reauthorize them.

In *Opening Doors I*, The Buckeye Institute reviewed the occupational licenses scheduled for review by the Ohio House State and Local Government Committee, and recommended how to eliminate and reform

¹ Tom Lampman, *Forbidden to Succeed: How Licensure Laws Hold Ohioans Back*, The Buckeye Institute, November 18, 2015.

² Orphe Pierre Divounguy, Ph.D., Bryce Hill, and Greg R. Lawson, *Still Forbidden to Succeed: The Negative Effects of Occupational Licensing on Ohio’s Workforce*, The Buckeye Institute, December 18, 2017.

³ *Search Results of Senate Bill 255*, BuckeyeInstitute.org (Last searched September 15, 2021).

licensing regulations, fees, and education requirements that make Ohio less competitive than neighboring states.⁴ Upon conducting its statutorily required review, the General Assembly reduced some significant licensing burdens and eliminated an onerous, unnecessary rule requiring some professionally licensed workers to hold a separate license issued by the Ohio Department of Education.⁵ As the State and Local Government Committee begins its second regulatory licensing review, The Buckeye Institute’s *Opening Doors II* now recommends eliminating 40 license or certification requirements (Table 1), and modifying another 23 requirements (Table 2) to align them with requirements imposed in neighboring states—Indiana, Kentucky, Michigan, Pennsylvania, and West Virginia.⁶

Table 1: Licenses Ohio Can Eliminate

License	Licensing Body
Chemical dependency counselor assistant certificate	Chemical Dependency Professionals Board
Prevention specialist assistant certificate	Chemical Dependency Professionals Board
Gambling disorder endorsement	Chemical Dependency Professionals Board
Fireworks exhibitor assistant registration	State Fire Marshal
Underground storage tank systems installer – trainer’s certification	State Fire Marshal
Temporary licensed professional clinical counselor	Counselor, Social Worker, and Marriage and Family Therapist Board
Temporary independent social worker	Counselor, Social Worker, and Marriage and Family Therapist Board
Temporary independent marriage and family therapist	Counselor, Social Worker, and Marriage and Family Therapist Board
Registered nurse instructor certificate	Department of Developmental Disabilities
Adult services worker certificate	County Board of Developmental Disabilities
Adult services supervisor certificate	County board of developmental disabilities
Service and support administrator certificate	County Board of Developmental Disabilities
Service and support administration supervisor certificate	Service and Support Administration Supervisor Certificate
Superintendent of county developmental disabilities board certificate	Department of Developmental Disabilities
Developmental specialist certificate	Department of Developmental Disabilities
Early intervention supervisor certificate	Department of Developmental Disabilities

⁴ Andrew J. Kidd, PhD, Greg R. Lawson, and James B. Woodward, PhD, *Opening Doors: Occupational Licensing Reform in Ohio After Senate Bill 255*, The Buckeye Institute, December 5, 2019.

⁵ *House Bill 442 of the 134th General Assembly*, Legislature.Ohio.Gov (Last visited September 15, 2021).

⁶ For most licenses under review see, *Occupational Regulation: A Guide to State Laws on the Practice of Regulated Occupations*, LSC.Ohio.gov (Last visited September 15, 2021). Although occupational licenses regulated by the Board of Building Standards are being reviewed during the current General Assembly, the relevant Legislative Service Review was unavailable as this brief went to press. An amended brief will be published as needed.

Level one investigative agent certificate	Department of Developmental Disabilities
Level two investigative agent certificate	Department of Developmental Disabilities
Teledentistry permit	State Dental Board
Hazard recognition officer certification	State Board of Emergency Medical, Fire, and Transportation Services
Assistant fire instructor certificate	State Board of Emergency Medical, Fire, and Transportation Services
Livefire instructor certificate	State Board of Emergency Medical, Fire, and Transportation Services
Dialysis technician certificate	Board of Nursing
Dialysis technician intern certificate	Board of Nursing
Medication aide certificate	Board of Nursing
Home medical equipment provider certificate of registration	State Board of Pharmacy
Orthotist's license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board
Prosthetist's license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board
Orthotist and prosthetist's license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board
Pedorthist's license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board
Temporary orthotist license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board
Temporary prosthetist license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board
Temporary orthotist and prosthetist license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board
Speech-language pathology student permit	State Speech and Hearing Professionals Board
Audiology aide	State Speech and Hearing Professionals Board
Spectacle dispensing optician certificate of licensure	State Vision Professionals Board
Contact lens dispensing optician certificate of licensure	State Vision Professionals Board
Spectacle-contact lens dispensing optician certificate of licensure	State Vision Professionals Board
Ocularist license	State Vision Professionals Board
Optical dispensing apprentice registration	State Vision Professionals Board

Chemical Dependency Counselor Assistant Certificate (CDCA)

Eliminate. No neighboring state has this regulation. To alleviate public safety concerns, amend the statute to clarify that an assistant must operate under the direction of a licensed chemical dependency counselor.

Prevention Specialist Assistant Certificate (OCPSA)

Eliminate. No neighboring state has this regulation. To alleviate public safety concerns, amend the statute to clarify that an assistant must operate under the direction of a licensed chemical dependency counselor.

Gambling Disorder Endorsement

Eliminate. Most states utilize a private certification from the International Gambling Counselor Certification Board (IGCCB),⁷ which sufficiently ensures adequate training.

Fireworks Exhibitor Assistant Registration

Eliminate. West Virginia is the only neighboring state that requires this registration. To alleviate public safety concerns, amend the statute to clarify that any exhibitor must follow appropriate local safety ordinances.

Underground Storage Tank Systems Installer – Trainer’s Certification

Eliminate. Most neighboring states do not require this certification.

Temporary Licensed Professional Clinical Counselor

Eliminate. The board does not issue temporary licenses due to the statutory and regulatory endorsement provisions that allow the board to address issues with out-of-state license applications that do not conform to Ohio standards.

Temporary Independent Social Worker

Eliminate. The board does not issue temporary licenses due to the statutory and regulatory endorsement provisions that allow the board to address issues with out-of-state license applications that do not conform to Ohio standards.

Temporary Independent Marriage and Family Therapist

Eliminate. The board does not issue temporary licenses due to the statutory and regulatory endorsement provisions that allow the board to address issues with out-of-state license applications that do not conform to Ohio standards.

Registered Nurse Instructor Certificate

Eliminate. No neighboring state has this requirement.

Adult Services Worker Certificate

Eliminate. No certificates will be issued after 2024 pursuant to planned Medicaid change.

⁷ See [About](#), IGCCB.org (Last visited October 13, 2021).

Adult Services Supervisor Certificate

Eliminate. No certificates will be issued after 2024 pursuant to planned Medicaid change.

Service and Support Administrator Certificate

Eliminate. No neighboring state has this requirement.

Service and Support Administration Supervisor Certificate

Eliminate. No neighboring state has this requirement.

Superintendent of County Developmental Disabilities Board Certificate

Eliminate. No neighboring state has this requirement.

Developmental Specialist Certificate

Eliminate. No neighboring state has this requirement. Amend the statute to clarify that individuals must be licensed in their respective field.

Early Intervention Supervisor Certificate

Eliminate. No neighboring state has this requirement. Amend the statute to clarify that individuals must be licensed in their respective field.

Level One Investigative Agent Certificate

Eliminate. Pennsylvania is the only neighboring state with this requirement.

Level Two Investigative Agent Certificate

Eliminate. Pennsylvania is the only neighboring state with this requirement.

Teledentistry Permit

Eliminate. Kentucky is the only neighboring state with this requirement. Amend the statute to clarify that any dentist engaging in teledentistry must be licensed and in good standing with relevant state dental boards or licensing entities.

Hazard Recognition Officer Certification

Eliminate. No neighboring state has this requirement. Amend the statute to clarify that relevant local requirements are not pre-empted.

Assistant Fire Instructor Certificate

Eliminate. Only Michigan has this requirement. Amend the statute to clarify that anyone assisting such instruction must act under the supervision of a certified fire instructor.

Livefire Instructor Certificate

Eliminate. No neighboring state has this requirement. Amend the statute to clarify that anyone assisting such instruction must act under the supervision of a certified fire instructor or be privately certified.

Dialysis Technician Certificate

Eliminate. Most neighboring states do not have this requirement. Amend the statute to clarify that anyone performing dialysis must meet federal Centers for Medicare and Medicaid Services qualifications and training requirements for dialysis technicians and dialysis facilities.

Dialysis Technician Intern Certificate

Eliminate. Most neighboring states do not have this requirement. Amend the statute to clarify that anyone performing dialysis must meet federal Centers for Medicare and Medicaid Services qualifications and training requirements for dialysis technicians and dialysis facilities.

Medication Aide Certificate

Eliminate. Indiana is the only neighboring state with this requirement. Amend the statute to clarify that anyone administering medication in a nursing home, assisted living facility, or intermediate care facility for individuals with intellectual disabilities must work under the direction of a registered nurse.

Home Medical Equipment Provider Certificate of Registration

Eliminate. No neighboring state has this requirement.

Orthotist's License

Eliminate. Only 15 states nationwide license this occupation and only two more require certifications. An alternative to state licensure would be private certification through the American Board for Certification in Orthotics, Prosthetics, and Pedorthics, or Board of Certification/Accreditation.⁸

Prosthetist's License

Eliminate. Only 15 states nationwide license this occupation and only two more require certifications. An alternative to state licensure would be private certification through the American Board for Certification in Orthotics, Prosthetics, and Pedorthics, or Board of Certification/Accreditation.

Orthotist and Prosthetist's License

Eliminate. Only 15 states nationwide license this occupation and only two more require certifications. An alternative to state licensure would be private certification through the American Board for Certification in Orthotics, Prosthetics, and Pedorthics, or Board of Certification/Accreditation.

Pedorthist's License

Eliminate. Only 11 states nationwide license this occupation and only one more requires certifications. An alternative to state licensure would be private certification through the American Board for Certification in Orthotics, Prosthetics, and Pedorthics, or Board of Certification/Accreditation.

⁸ See **About ABC**, ABCOP.org (Last visited October 8, 2021) and **About Us**, BOCUSA.org (Last visited October 8, 2021).

Temporary Orthotist License

Eliminate. Convert the full occupational license to a private certification requirement.

Temporary Prosthetist License

Eliminate. Convert the full occupational license to a private certification requirement.

Temporary Orthotist and Prosthetist License

Eliminate. Convert the full occupational license to a private certification requirement.

Speech-Language Pathology Student Permit

Eliminate. No neighboring state has this requirement.

Audiology Aide

Eliminate. Pennsylvania and West Virginia are the only neighboring states with a similar requirement. Amend the statute to clarify that anyone acting in this capacity should work under the supervision of a licensed audiologist.

Spectacle Dispensing Optician Certificate of Licensure

Eliminate. No neighboring state has this requirement.

Contact Lens Dispensing Optician Certificate of Licensure

Eliminate. No neighboring state has this requirement.

Spectacle-Contact Lens Dispensing Optician Certificate of Licensure

Eliminate. Kentucky is the only neighboring state with this requirement.

Ocularist License

Eliminate. No neighboring state has this requirement. Private certifications are available through the National Examining Board of Ocularists.⁹

Optical Dispensing Apprentice Registration

Eliminate. Kentucky is the only neighboring state with this requirement.

⁹ See **About Us**, NEBOBOARD.org (Last visited October 8, 2021).

Table 2: Licenses Ohio Can Revise

License	Licensing Body
Registration as fund-raising counsel	Attorney General
Chiropractic license	State Chiropractic Board
Acupuncture certificate (for licensed chiropractors)	State Chiropractic Board
Dentist license	State Dental Board
Dental hygienist license	State Dental Board
Firefighter certification	State Board of Emergency Medical, Fire, and Transportation Services
Veterinary license	Veterinary Medical Licensing Board
Embalmer license	Board of Embalmers and Funeral Directors
Embalmer apprentice card	Board of Embalmers and Funeral Directors
Funeral director license	Board of Embalmers and Funeral Directors
Funeral director apprentice card	Board of Embalmers and Funeral Directors
Combined funeral director/embalmer license	Board of Embalmers and Funeral Directors
Combined funeral director/embalmer apprenticeship card	Board of Embalmers and Funeral Directors
Limited lines license – portable electronics	Department of Insurance
Reinsurance intermediary broker license	Department of Insurance
Reinsurance intermediary manager license	Department of Insurance
Pharmacist license	State Board of Pharmacy
Pharmacy intern license	State Board of Pharmacy
Registration as a registered pharmacy technician	State Board of Pharmacy
Registration as a certified pharmacy technician	State Board of Pharmacy
Home medical equipment provider license	State Board of Pharmacy
Psychologist’s license	State Board of Psychology
School psychologist’s license	State Board of Psychology

Registration as Fund-Raising Counsel

Modify to align requirements and fees with neighboring states. Pennsylvania is the only neighboring state with a higher renewal fee. Michigan and West Virginia require \$10,000 bonds. Ohio requires \$25,000 bonds.

Chiropractic License

Modify to align requirements and fees with neighboring states. Kentucky is the only neighboring state with a higher initial license fee. Ohio’s \$500 renewal fee is higher than fees in every neighboring state.

Acupuncture Certificate (for Licensed Chiropractors)

Modify to align requirements with neighboring states. As suggested by the State Chiropractic Board, reduce the number of required education hours. And reduce or eliminate required continuing education credits.

Dentist License

Reduce the initial and license renewal fees. Ohio's fees are higher than fees in every neighboring state.

Dental Hygienist License

Reduce the initial and license renewal fees. Ohio's fees are higher than fees in every neighboring state.

Firefighter Certification

Modify to align requirements with neighboring states. No neighboring state requires continuing education credits for firefighter certification. Eliminate that credit requirement and amend the statute to account for or reflect local conditions.

Veterinary License

Reduce the initial license fee. Ohio's fee is higher than the fees in every neighboring state.

Embalmer License

Modify the fee and education requirements to align with those in neighboring states. No neighboring state requires a bachelor's degree for licensure. Only require an associate degree or one-year apprenticeship. Reduce the initial licensing fee. Ohio's fee is higher than the fees in every neighboring state.

Embalmer Apprenticeship Card

Modify to align education requirements with neighboring states. No neighboring state requires a bachelor's degree for licensure. Only require a high school degree, and evidence of seeking at least an associate degree and of having entered at least a one-year apprenticeship.

Funeral Director License

Modify to align fees and education requirements with neighboring states. Only require an associate degree or one-year apprenticeship, not a bachelor's degree. Reduce the initial licensing fee. Ohio's fee is higher than the fees in every neighboring state.

Funeral Director Apprenticeship Card

Modify to align the education requirements with neighboring states. No neighboring state requires a bachelor's degree for licensure. Only require a high school degree, and evidence of seeking at least an associate degree and of having entered at least a one-year apprenticeship.

Combined Funeral Director/Embalmer License

Modify to align the education requirements with neighboring states. No neighboring state requires a bachelor's degree for licensure. Only require a high school degree, and evidence of seeking at least an associate degree and of having entered at least a one-year apprenticeship.

Combined Funeral Director/Embalmer Apprenticeship Card

Modify to align the education requirements with neighboring states. No neighboring state requires a bachelor's degree for licensure. Only require a high school degree, and evidence of seeking at least an associate degree and of having entered at least a one-year apprenticeship.

Limited Lines License – Portable Electronics

Modify to align the fee structure with neighboring states. Neighboring states do not base licensing fees on the number of licensee locations.

Reinsurance Intermediary Broker License

Modify to align with the fee structures in neighboring states. Reduce the initial and license renewal fees. Ohio's fees are higher than the fees in every neighboring state.

Reinsurance Intermediary Manager License

Modify to align with the fee structures in neighboring states. Reduce the initial and license renewal fees. Ohio's fees are higher than the fees in every neighboring state.

Pharmacist License

Modify to align the continuing education requirements and renewal fees with those in neighboring states. Ohio requires at least 10 hours more continuing education credit than required in every neighboring state, and it charges the highest license renewal fee.

Pharmacy Intern License

Reduce the license renewal fee. Ohio's fee is higher than the fees in every neighboring state.

Registration as a Registered Pharmacy Technician

Reduce the initial and license renewal fees. Ohio's fees are higher than fees in every neighboring state but one.

Registration as a Certified Pharmacy Technician

Reduce the initial and license renewal fees. Ohio's fees are higher than fees in every neighboring state but one.

Home Medical Equipment Provider License

Cap the initial and license renewal fees at no more than \$350 to align with fees in neighboring states.

Psychologist's License

Reduce the initial license fee to align with fees in neighboring states. Ohio's fee is higher than fees in every neighboring state.

School Psychologist’s License

Modify to reduce fees and increase renewal periods to align with those in neighboring states. Ohio’s initial license fee is higher than fees in every neighboring state, and its renewal fee is higher than fees in all but one. Increase the period for license renewal from two years to three years. No neighboring state has a renewal period as low as two years.

Table 3: List of Licenses Currently Under Review in the 134th General Assembly & Recommendations

License	Licensing Body	Recommendation
Community-based long-term care services – agency provider	Department of Aging	Retain with no changes
Community-based long-term care services – nonagency provider	Department of Aging	Retain with no changes
Community-based long-term care services – assisted living provider	Department of Aging	Retain with no changes
Community-based long-term care services – participant-directed individual provider	Department of Aging	Retain with no changes
Community-based long-term care services – participant-directed personal care provider	Department of Aging	Retain with no changes
Long-term care consultation	Department of Aging	Retain with no changes
Registration as fund-raising counsel	Attorney General	Retain but modify to better align requirements with surrounding states
Registration as a telephone solicitor	Attorney General	Retain with no changes
Chemical dependency counselor (II, or III), (LCDC)	Chemical Dependency Professionals Board	Retain with no changes
Chemical dependency counselor (II, or III), (LCDC)	Chemical Dependency Professionals Board	Retain with no changes
Independent chemical dependency counselor (LICDC)	Chemical Dependency Professionals Board	Retain with no changes
Chemical dependency counselor assistant certificate (CDCA)	Chemical Dependency Professionals Board	Eliminate
Independent chemical dependency counselor-clinical supervisor license (LICDC-CS)	Chemical Dependency Professionals Board	Retain with no changes
Prevention specialist assistant certificate (OCPSA)	Chemical Dependency Professionals Board	Eliminate
Prevention specialist certificate (OCPS)	Chemical Dependency Professionals Board	Retain with no changes

Prevention consultant certificate (OCPC)	Chemical Dependency Professionals Board	Retain with no changes
Gambling disorder endorsement	Chemical Dependency Professionals Board	Eliminate
Registered applicant certificate (RA)	Chemical Dependency Professionals Board	Retain with no changes
Chiropractic license	State Chiropractic Board	Retain but modify to better align requirements with surrounding states
Acupuncture certificate (for licensed chiropractors)	State Chiropractic Board	Retain but modify to better align requirements with surrounding states
Special limited license: chiropractic student, volunteer, or special activity	State Chiropractic Board	Retain with no changes
Fire protection installer certification	State Fire Marshal	Retain with no changes
Provisional fire protection installer certification	State Fire Marshal	Retain with no changes
Fireworks manufacturer license	State Fire Marshal	Retain with no changes
Fireworks wholesaler license	State Fire Marshal	Retain with no changes
Fireworks shipper permit	State Fire Marshal	Retain with no changes
Fireworks exhibitor license	State Fire Marshal	Retain with no changes
Fireworks exhibitor assistant registration	State Fire Marshal	Eliminate
Hotel or Single Room Occupancy License	State Fire Marshal	Retain with no changes
Underground storage tank systems installer certification	State Fire Marshal	Retain with no changes
Underground storage tank systems installer – trainer’s certification	State Fire Marshal	Eliminate
Underground storage tank systems installer – continuing education sponsor certification	State Fire Marshal	Retain with no changes

Licensed professional counselor	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes
Licensed professional clinical counselor	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes
Temporary licensed professional clinical counselor	Counselor, Social Worker, and Marriage and Family Therapist Board	Eliminate
Temporary licensed professional counselor	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes
Social worker	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes
Independent social worker	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes
Temporary social worker	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes
Temporary independent social worker	Counselor, Social Worker, and Marriage and Family Therapist Board	Eliminate
Social work assistant	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes
Marriage and family therapist	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes
Independent marriage and family therapist	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes

Temporary marriage and family therapist	Counselor, Social Worker, and Marriage and Family Therapist Board	Retain with no changes
Temporary independent marriage and family therapist	Counselor, Social Worker, and Marriage and Family Therapist Board	Eliminate
Supported living certificate	Department of Developmental Disabilities	Retain with no changes
Personnel certificate to administer prescribed medications and perform health-related activities	Department of Developmental Disabilities	Retain with no changes
Personnel certificate to perform tube feedings	Department of Developmental Disabilities	Retain with no changes
Personnel certificate to administer subcutaneous insulin injection	Department of Developmental Disabilities	Retain with no changes
Registered nurse instructor certificate	Department of Developmental Disabilities	Eliminate
Adult services worker certificate	County board of developmental disabilities	Eliminate in 2024 pursuant to planned Medicaid changes
Adult services supervisor certificate	County board of developmental disabilities	Eliminate in 2024 pursuant to planned Medicaid changes
Service and support administrator certificate	County board of developmental disabilities	Eliminate
Service and support administration supervisor certificate	Service and support administration supervisor certificate	Eliminate
Superintendent of county developmental disabilities board certificate	Department of Developmental Disabilities	Eliminate
Developmental specialist certificate	Department of Developmental Disabilities	Eliminate
Early intervention supervisor certificate	Department of Developmental Disabilities	Eliminate, but clarify that individuals must be licensed in their respective field

Level one investigative agent certificate	Department of Developmental Disabilities	Eliminate
Level two investigative agent certificate	Department of Developmental Disabilities	Eliminate
Dentist license	State Dental Board	Retain, but bring initial and renewal license fees into line with surrounding states
Permit (for a dentist) to supervise a dental hygienist for purposes of the Oral Health Access Supervision Program	State Dental Board	Retain with no changes
Dental limited resident's license	State Dental Board	Retain with no changes
Dental limited teaching license	State Dental Board	Retain with no changes
Dental temporary limited continuing education license	State Dental Board	Retain with no changes
Dental hygienist license	State Dental Board	Retain, but bring initial and renewal license fees into line with surrounding states
Permit (for a dental hygienist) to provide services as part of the Oral Health Access Supervision Program	State Dental Board	Retain with no changes
Dental hygiene teacher's certificate	State Dental Board	Retain with no changes
Expanded function dental auxiliary registration	State Dental Board	Retain with no changes
Dental x-ray machine operator certificate (also called "dental assistant radiographer certificate" in rules)	State Dental Board	Retain with no changes
General anesthesia permit	State Dental Board	Retain with no changes
Conscious intravenous sedation permit	State Dental Board	Retain with no changes
Coronal polishing certificate	State Dental Board	Retain with no changes
Volunteer's certificate	State Dental Board	Retain with no changes
Temporary volunteer certificate	State Dental Board	Retain with no changes

Teledentistry permit	State Dental Board	Eliminate. Clarify must be licensed and in good standing with relevant state dental board or licensing entity
First responder (emergency medical responder) certification	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
Emergency medical technician-basic (emergency medical technician) certification	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
Emergency medical technician-intermediate (advanced emergency medical technician) certification	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
Emergency medical technician-paramedic (paramedic) certification	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
EMS instructor certificate	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
EMS assistant instructor certificate	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
EMS continuing education teaching certificate	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
Fire safety inspector certification	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
Hazard recognition officer certification	State Board of Emergency Medical, Fire, and Transportation Services	Eliminate
Firefighter certification	State Board of Emergency Medical, Fire, and Transportation Services	Retain but eliminate continuing education requirements to make consistent with surrounding states

Fire instructor certificate	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
Assistant fire instructor certificate	State Board of Emergency Medical, Fire, and Transportation Services	Eliminate. Anyone can offer instruction if under the direction of a certified fire instructor
Livefire instructor certificate	State Board of Emergency Medical, Fire, and Transportation Services	Eliminate. Anyone can offer instruction if under the direction of a certified fire instructor or if privately certified
Volunteer firefighter	State Board of Emergency Medical, Fire, and Transportation Services	Retain with no changes
Veterinary license	Veterinary Medical Licensing Board	Retain but consider lowering initial license fee to better align with surrounding states. Ohio is currently the highest
Limited veterinary license	Veterinary Medical Licensing Board	Retain with no changes
Provisional veterinary graduate license	Veterinary Medical Licensing Board	Retain with no changes
Veterinary technician registration	Veterinary Medical Licensing Board	Retain with no changes
Veterinary specialist certificate	Veterinary Medical Licensing Board	Retain with no changes
Crematory operator permit	Board of Embalmers and Funeral Directors	Retain with no changes
Embalmer license	Board of Embalmers and Funeral Directors	Retain but eliminate the bachelor's degree requirement and lower the initial licensing fee to better align with surrounding states
Embalmer apprentice card	Board of Embalmers and Funeral Directors	Retain but eliminate the bachelor's degree requirement and lower the initial licensing fee to better align with surrounding states
Funeral director license	Board of Embalmers and Funeral Directors	Retain but eliminate bachelor's degree requirement

Funeral director apprentice card	Board of Embalmers and Funeral Directors	Retain but eliminate bachelor's degree requirement
Combined funeral director/embalmer license	Board of Embalmers and Funeral Directors	Retain but eliminate bachelor's degree requirement
Combined funeral director/embalmer apprenticeship card	Board of Embalmers and Funeral Directors	Retain but eliminate bachelor's degree requirement
Agent license	Department of Insurance	Retain with no changes
Managing general agent license	Department of Insurance	Retain with no changes
Title insurance agent	Department of Insurance	Retain with no changes
Surplus lines broker license	Department of Insurance	Retain with no changes
Limited lines license	Department of Insurance	Retain with no changes
Limited lines license – portable electronics	Department of Insurance	Retain but modify fee structure to better align with surrounding states; surrounding states allow for a resident and non-resident license, but unlike Ohio do not base the fee on the number of locations
Limited lines license – self-service storage	Department of Insurance	Retain with no changes
Limited lines license – travel insurance	Department of Insurance	Retain with no changes
Surety bail bond license	Department of Insurance	Retain with no changes
Reinsurance intermediary broker license	Department of Insurance	Retain but modify the fee structure to better align with most surrounding states
Reinsurance intermediary manager license	Department of Insurance	Retain but modify the fee structure to better align with most surrounding states
Viatical settlement provider or broker license	Department of Insurance	Retain with no changes
Reciprocal or interinsurance adjuster license	Department of Insurance	Eliminate
Public insurance adjuster	Department of Insurance	Retain with no changes
Public insurance adjuster agent certificate	Department of Insurance	Retain with no changes

Insurance navigator	Department of Insurance	Retain but modify fee structure to better align with surrounding states; surrounding states allow for a resident and non-resident license, but unlike Ohio do not base the fee on the number of navigators at a particular entity
Registered nurse license	Board of Nursing	Retain with no changes
Licensed practical nurse license	Board of Nursing	Retain with no changes
Advanced practice registered nurse	Board of Nursing	Retain with no changes
Volunteer's certificate	Board of Nursing	Retain with no changes
Dialysis technician certificate	Board of Nursing	Eliminate but clarify that anyone performing dialysis must meet federal CMS regulations that govern qualifications and training requirements for dialysis technicians and dialysis facilities
Dialysis technician intern certificate	Board of Nursing	Eliminate
Medication aide certificate	Board of Nursing	Eliminate, but clarify anyone administering medication in a nursing home, assisted living facility, or intermediate care facility for individuals with intellectual disabilities must work under the direction of a registered nurse
Community health worker certificate	Board of Nursing	Retain with no changes
Pharmacist license	State Board of Pharmacy	Retain but lower continuing education requirements and renewal fees to better align with surrounding states
Pharmacy intern license	State Board of Pharmacy	Retain but lower the renewal fee to better align with surrounding states
Registration as a registered pharmacy technician	State Board of Pharmacy	Retain but lower the renewal fee to better align with surrounding states

Registration as a certified pharmacy technician	State Board of Pharmacy	Retain but lower the initial and renewal fees to better align with surrounding states
Pharmacy technician trainee registration	State Board of Pharmacy	Retain with no changes
Home medical equipment provider license	State Board of Pharmacy	Retain but cap the initial and renewal fees at no more than \$350, the top fee from surrounding states for comparable licenses
Home medical equipment provider certificate of registration	State Board of Pharmacy	Eliminate
Psychologist's license	State Board of Psychology	Retain but lower the initial license fee to better align with surrounding states
School psychologist's license	State Board of Psychology	Retain but lower the initial and license fees to better align with surrounding states; increase the term for renewal from two years to three to better align with surrounding states
Certified Ohio behavior analyst	State Board of Psychology	Retain with no changes
Occupational therapist license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Retain with no changes
Occupational therapy assistant license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Retain with no changes
Temporary military spouse license (occupational therapy)	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Retain with no changes
Physical therapist license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Retain with no changes
Physical therapist assistant license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Retain with no changes
Temporary military spousal license (physical therapy)	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Retain with no changes
Athletic trainer license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Retain with no changes

Temporary military spouse license (athletic trainer)	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Retain with no changes
Orthotist’s license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Eliminate, require only private certification through American Board for Certification in Orthotics, Prosthetics, and Pedorthics or Board of Certification/Accreditation ¹⁰
Prosthetist’s license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Eliminate, require only private certification through American Board for Certification in Orthotics, Prosthetics, and Pedorthics or Board of Certification/Accreditation
Orthotist and prosthetist’s license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Eliminate, require only private certification through American Board for Certification in Orthotics, Prosthetics, and Pedorthics or Board of Certification/Accreditation
Pedorthist’s license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Eliminate, require only private certification through American Board for Certification in Orthotics, Prosthetics, and Pedorthics or Board of Certification/Accreditation
Temporary orthotist license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Eliminate
Temporary prosthetist license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Eliminate
Temporary orthotist and prosthetist license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Eliminate
Temporary pedorthist license	Occupational Therapy, Physical Therapy, and Athletic Trainers Board	Eliminate
Hearing aid dealer’s or fitter’s license	State Speech and Hearing Professionals Board	Retain with no changes

¹⁰ See **About ABC**, ABCOP.org (Last visited October 8, 2021) and **About Us**, BOCUSA.org (Last visited October 8, 2021).

Hearing aid dealer's or fitter's trainee permit	State Speech and Hearing Professionals Board	Retain with no changes
Speech-language pathologist license	State Speech and Hearing Professionals Board	Retain with no changes
Audiologist license	State Speech and Hearing Professionals Board	Retain with no changes
Speech-language pathologist conditional license	State Speech and Hearing Professionals Board	Retain with no changes
Audiologist conditional license	State Speech and Hearing Professionals Board	Retain with no changes
Speech-language pathology student permit	State Speech and Hearing Professionals Board	Eliminate
Speech-language pathology aide	State Speech and Hearing Professionals Board	Retain with no changes
Audiology aide	State Speech and Hearing Professionals Board	Eliminate but clarify individual must work under the supervision of a licensed audiologist
Optometrist certificate of licensure	State Vision Professionals Board	Retain with no changes
Topical ocular pharmaceutical agents' certificate for optometrists licensed on or before May 19, 1992	State Vision Professionals Board	Retain with no changes
Therapeutic pharmaceutical agents' certificate for optometrists licensed on or before May 19, 1992	State Vision Professionals Board	Retain with no changes
Therapeutic pharmaceutical agents' certificate for optometrists licensed after May 19, 1992	State Vision Professionals Board	Retain with no changes
Spectacle dispensing optician certificate of licensure	State Vision Professionals Board	Eliminate, no surrounding state licenses this
Contact lens dispensing optician certificate of licensure	State Vision Professionals Board	Eliminate, no surrounding state licenses this
Spectacle-contact lens dispensing optician certificate of licensure	State Vision Professionals Board	Eliminate, only one surrounding state licenses this

Ocularist license	State Vision Professionals Board	Eliminate, require private certification by the National Examining Board of Ocularists ¹¹
Optical dispensing apprentice registration	State Vision Professionals Board	Eliminate, only one surrounding state licenses this

¹¹ See **About Us**, NEBOBOARD.org (Last visited October 8, 2021).

About the Author

Greg R. Lawson is the research fellow at The Buckeye Institute. In this role, Lawson works with members of the Buckeye research team with a particular focus on occupational licensing, local government, and education issues. He is also Buckeye's primary liaison to the Statehouse where he educates policymakers in both the legislative and executive branches on free-market solutions to Ohio's challenges.

Prior to his position at Buckeye, Lawson served in the Ohio General Assembly as a Legislative Service Commission fellow. He then went on to several government affairs roles focusing on numerous public policy topics, including Medicaid, school choice, transportation funding, and Ohio's Building Code. He also has a background in fundraising, grassroots organizing, and communications and served for five years on the boards of two Columbus-based charter schools.



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Opening Doors II: Occupational Licensing Reform in Ohio After Senate Bill 255

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Licensed Orthotist Endorsement-2

Meghan Elise Curlew
Mark A. Martien

Licensed Pedorthist Examination-1

John Joseph Watroba III

Licensed Prosthetist Endorsement-2

Robert S Hinks
Alan John Kercher

Licensed Prosthetist Examination- 1

Mason Alexander Tinger

Licensed Prosthetist-Orthotist Endorsment-2

Renee Horn
John G. Tsoras

Licensed Prosthetist-Orthotist Temporary-2

Megan Elaine Mills
Alexander James Olsen

Application Withdrawals-Jan. 2022

OPP Advisory Council

- Sherie Ford APP-000436630 LP
- Alyssa Brunswick APP-000518124 LP

ENFORCEMENT STATISTICS FOR OPP

Date: 01/20/2022

Statistics:

“New” cases opened since the last meeting: 04

Cases “closed” at the last meeting: 02

Cases “currently open”: 03

Active consent agreements: 00

Adjudication orders being monitored: 00

***Statistics as of 01/07/2022**

Orthotics, Prosthetics, and Pedorthics 2020 Continuing Education Audit

Licensees were randomly selected for Continuing Education Audit on 12/1/2021 with a due date of 12/31/2021.

- Licensed Orthotist: 12
- Licensed Prosthetist: 11
- Licensed Prosthetist-Orthotist: 22
- Licensed Pedorthist: 13
- Total OPP Selected: 58

As of 1/13/2022

- Licensed Orthotist: Audit is complete – 100% response and compliance
- Licensed Prosthetist: Audit is complete pending 2 disciplinary matters
- Licensed Prosthetist-Orthotist: 2 pending responses – First audit reminder letter was mailed on 1/3/2022.
- Licensed Pedorthist: 3 pending responses – First audit reminder letter was mailed on 1/3/2022
- Total of 5 pending audit responses and 2 disciplinary matters to be discussed

The next steps:

- Response to the first reminder letter is due 2/3/2022. After that date a certified letter will be mailed to non-response licensees with 30 days to submit continuing education reports or certificates of completion.
- If no response, licensees will be mailed a final audit notice via Certificate of Mailing with an additional 30 days to respond deadline will be sometime in April.
- After the April deadline passes, non-response licensees will be subject to discipline.