

OHIO'S OCCUPATIONAL LICENSING AND REGULATORY BOARDS



**Annual Report
for Fiscal Year 2008**

Ohio Legislative Service Commission
77 South High Street, 9th Floor
Columbus, Ohio 43215-6136
December 2008



Ohio Legislative Service Commission

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Introduction

Section 103.13(H) of the Revised Code requires the Legislative Service Commission (LSC) to prepare a report each year evaluating the extent to which Ohio's various occupational licensing and regulatory boards and commissions are financially self-supporting. This report summarizes the year-end cash balances for funds used by 40 such boards and commissions in FY 2008 (July 1, 2007 through June 30, 2008). These 40 boards and commissions used a number of different state funds as operating accounts into which their receipts were deposited and from which their expenses were paid. As of June 30, 2008, the 21 funds used primarily by the boards and commissions had a combined cash balance of \$68.7 million compared to the combined cash balance of \$66.4 million as of July 1, 2007. As of June 30, 2008, the boards and commissions also encumbered a total of \$2.5 million FY 2008 funds to be spent in FY 2009, leaving the funds with a combined unobligated cash balance of \$66.2 million. On the individual fund level, none of the 21 funds finished FY 2008 with a negative cash balance. In other words, collectively, these 40 boards and commissions had sufficient revenues to cover their expenditures and were financially self-supporting in FY 2008.

The report is divided into three sections. Section I provides a simplified cash balance statement for the 21 funds used by the boards and commissions in FY 2008 and summarizes revenue and expenditure patterns of the boards and commissions. Section II compares the total number of active licenses for each board or commission in FY 2008 with that in FY 2007. Section III provides some additional operating statistics, such as the staffing levels, and a summary of newly enacted legislative changes affecting the boards and commissions in FY 2008. LSC first obtained the financial data used in this report from the state's accounting system, the Ohio Administrative Knowledge System (OAKS), and then verified the data with the boards and commissions, some of which made changes to that information based on internal financial records. Information concerning licensing activity was provided by the boards and commissions. The Department of Administrative Services' Central Service Agency (CSA), which supports the administrative operations for most of the licensing boards and commissions, also provided assistance.

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Section I: Revenues, Expenditures, and Year-End Fund Balances

Year-End Fund Balances

In FY 2008, 40 different boards and commissions regulated and licensed various occupations and professions in the state of Ohio. These boards and commissions did not receive any funding from the General Revenue Fund (GRF). Their operations were primarily supported by license fees plus fines, penalties, and some other assessments. The 40 boards and commissions used 23 different non-GRF funds as operating accounts into which their receipts were deposited and from which their expenses were paid. A fund's cash balance is an indicator of whether an entity is financially self-supporting. Table 1 provides a simplified cash balance statement covering 21 of these funds that are used primarily by the boards and commissions.¹ As of July 1, 2007, the first day of FY 2008, these 21 funds had a combined cash balance of \$66.4 million. During FY 2008, a total of \$65.2 million in receipts were deposited into the funds and a total of \$62.9 million in expenditures were paid out of the funds. As of June 30, 2008, the last day of FY 2008, these 21 funds had a combined cash balance of \$68.7 million and outstanding encumbrances of \$2.5 million, leaving the funds with a combined unobligated cash balance of \$66.2 million.

The largest of the 21 funds is the Occupational Licensing and Regulatory Fund (Fund 4K90), which serves as the operating account for 26 of the 40 boards and commissions. Fund 4K90 finished FY 2008 with a cash balance of \$29.4 million, a decrease of \$1.1 million (3.6%) from its beginning cash balance of \$30.5 million. Taking into account its year-end encumbrance of \$1.1 million, Fund 4K90 finished FY 2008 with an unobligated cash balance of \$28.2 million.² Except for two funds that were closed when the Ohio Medical Transportation Board and the Board of Motor Vehicle Collision Repair Registration transitioned to Fund 4K90, each of the 18 other operating funds also finished FY 2008 with positive unencumbered cash balances.

Revenues and Expenditures

In addition to examining a fund's year-end cash balance, it may be helpful to examine a fund's revenue and expenditure patterns without taking into account the fund's beginning cash balance. A sufficient beginning cash balance may help a board or

¹ Table 1 does not include the Industrial Compliance Operating Fund (Fund 5560) or the Bureau of Motor Vehicles Fund (Fund 4W40) because those two funds are used primarily for purposes other than board licensing activities.

² The Fund 4K90 balance reflects the combined cash balance of all boards and commissions operating out of the fund, including the contribution of the State Board of Career Colleges and Schools, which is otherwise not covered in the report.

commission to absorb an operating deficit during a given year. However, a board or commission with an annual expenditure level consistently exceeding its annual revenue level may eventually have to reduce its expenditures, increase its license fees, or both. Table 2 lists revenues and expenditures for each board and commission at the fund level. It also compares each fund's revenues and expenditures to see whether the revenues generated during a given period were sufficient to cover the expenditures incurred in that period. Nearly all of the revenue received by a board or commission comes from license fees. The license renewal cycle can have a significant impact on the annual revenue intake for a board or commission that does not have an annual renewal cycle.

In order to provide a more complete picture of revenue and expenditure patterns, for those boards and commissions issuing annual licenses, the table lists their funds' FY 2008 revenues and expenditures. For those boards and commissions issuing biennial licenses, the table lists their funds' biennial (FY 2007-FY 2008) total revenues and expenditures. The triennial (FY 2006-FY 2008) totals were used for those issuing triennial licenses. Note that some boards and commissions with biennial or triennial license renewal cycles have staggered their license renewals to prevent their revenues from fluctuating significantly from year to year.

As can be seen from Table 2, of the funds used by boards and commissions to process annual licenses, five funds and the State Board of Optometry portion of Fund 4K90 registered expenditures at levels higher than their revenues in FY 2008. Fund 5530, which was used by the Division of Financial Institutions of the Department of Commerce, had the largest deficit with FY 2008 expenditures exceeding FY 2008 revenues by \$261,000 (6%). Of the funds with FY 2008 revenues exceeding expenditures, Fund 5500, which was used by the Division of Securities of the Department of Commerce, registered the largest surplus with FY 2008 revenues exceeding expenditures by over \$11 million, when a transfer-out of \$8 million to the GRF is not included.

Of the funds used by boards and commissions to process biennial licenses, the Manufactured Homes Commission, which operated out of Fund 4K90, had the largest biennial deficit, approximately \$454,000, while the Board of Nursing, which also operated out of Fund 4K90, had the largest biennial surplus, \$6.7 million.

Of the funds used by boards and commissions to process triennial licenses, Fund 83M0, which was used by the Board of Emergency Medical Services, was the only one that posted a deficit over a three-year period at \$2.7 million, though a transfer-in of approximately \$3.4 million in FY 2006 has bolstered the fund's cash balance. The Division of Emergency Medical Services (EMS) of the Department of Public Safety is the

administrative arm of the Board. The licenses overseen by the Division of Emergency Medical Services carry no fees and therefore generate no revenue. The EMS Division is funded primarily from traffic fine revenue in the Trauma and Emergency Medical Services Fund (Fund 83M0).

It should be noted that the Central Service Agency (CSA) of the Department of Administrative Services provides centralized administrative support to most of the licensing boards and commissions. Services made available through CSA include items such as budget development, Controlling Board request preparation assistance, management consultation, procurement, fiscal processing, human resources, and payroll. These centralized services help increase overall efficiency. CSA charges boards and commissions various user fees depending upon the services rendered.

Occupational Licensing and Regulatory Fund (Fund 4K90)

As indicated earlier, 26 of the boards and commissions covered in this report operated out of Fund 4K90. Fund 4K90 receipts totaled \$27.7 million in FY 2008, a decrease of \$7.3 million (20.8%) from FY 2007. Much of this decrease was due to differences in renewal cycles. The majority of biennial licenses issued by several larger boards and commissions are renewed in odd-numbered fiscal years. Fund 4K90 expenditures totaled \$27.0 million, an increase of \$1.9 million (7.3%) from FY 2007. This increase was primarily due to higher payroll and fringe benefit costs. As regulatory entities, personal service spending, including payroll, fringe benefit, and purchased services, accounted for the largest share (78%) of total expenditures incurred by boards and commissions in FY 2008, followed by supplies and maintenance (19%). The remainder (3%) was for items such as equipment and other miscellaneous expenditures.

**Table 1: Simplified Cash Balance Statement for Funds Used by Occupational Licensing and Regulatory Boards and Commissions, FY 2008
(Based on OAKS Report OHGL054)**

Fund Name	Fund Code	Beginning Cash Balance	Revenues (including transfers-in)	Expenditures (including transfers-out)	Ending Cash Balance	Year-end Encumbrances	Unobligated Ending Cash Balance
Occupational Licensing & Regulatory Fund	4K90	\$30,519,065	\$27,972,963	\$29,123,405	\$29,368,623	\$1,127,657	\$28,240,966
State Medical Board Operating Fund	5C60	\$5,440,135	\$8,068,196	\$8,000,956	\$5,507,375	\$195,100	\$5,312,275
Nurse Education Grant Program Fund	5AC0	\$616,566	\$1,473,435	\$789,633	\$1,300,368	\$0	\$1,300,368
Board of Pharmacy Drug Law Enforcement Fund	4A50	\$600,224	\$22,491	\$70,959	\$551,756	\$6,123	\$545,633
CPA Education Assistance Fund	4J80	\$266,303	\$47,170	\$62,233	\$251,240	\$0	\$251,240
Dangerous Drug Database Fund	3BC0	\$28,727	\$358,139	\$371,375	\$15,491	\$0	\$15,491
Medical Transportation Board Operating Fund	4N10	\$176,685	\$0	\$176,685	\$0	\$0	\$0
Motor Vehicle Collision Repair Registration Fund	5H90	\$81,557	\$0	\$81,557	\$0	\$0	\$0
Auctioneers Fund	5B80	\$611,633	\$356,274	\$403,180	\$564,727	\$1,216	\$563,511
Auction Education Fund	4D20	\$192,522	\$49,545	\$27,613	\$214,454	\$1,608	\$212,846
Consumer Finance Fund	5530	\$11,066,997	\$4,163,309	\$4,550,874	\$10,679,432	\$254,247	\$10,425,185
Division of Securities Fund	5500	\$4,064,535	\$14,916,294	\$11,620,249	\$7,360,580	\$274,574	\$7,086,006
Division of Real Estate Operating Fund	5490	\$2,160,616	\$3,325,481	\$2,998,859	\$2,487,238	\$34,093	\$2,453,145
Real Estate Education & Research Fund	5470	\$1,788,884	\$302,198	\$145,027	\$1,946,055	\$232,703	\$1,713,352
Real Estate Recovery Fund	5480	\$1,239,389	\$256,959	\$117,180	\$1,379,168	\$0	\$1,379,168
Real Estate Appraiser Operating Fund	6A40	\$1,113,794	\$674,343	\$554,355	\$1,233,782	\$74,942	\$1,158,840
Real Estate Appraiser Recovery Fund	4B20	\$1,075,279	\$98,495	\$380,000	\$793,774	\$0	\$793,774
Cemetery Registration Fund	4H90	\$531,650	\$245,363	\$235,765	\$541,248	\$34,017	\$507,231
Trauma & Emergency Medical Services Fund	83M0	\$3,014,821	\$1,355,180	\$2,336,808	\$2,033,193	\$106,408	\$1,926,785
Priv. Investigator & Security Guard Provider Fund	5B90	\$1,070,521	\$1,319,230	\$847,671	\$1,542,080	\$18,368	\$1,523,712
Motor Vehicle Dealers Board Fund	5390	\$716,470	\$226,505	\$29,350	\$913,625	\$172,638	\$740,987
Total		\$66,376,373	\$65,231,570	\$62,923,734	\$68,684,209	\$2,533,694	\$66,150,515

**Table 2: Summary of Revenues and Expenditures by Agency by Fund
(Based on Data Reported by Boards and Commissions)**

Agency Name	License Renewal Cycle	Fund Code	Revenues	Expenditures	Revenues Over (Under) Expenditures
FY 2008					
Ohio Athletic Commission	Annual	4K90	\$429,167	\$247,624	\$181,543
State Chiropractic Board	Annual	4K90	\$607,145	\$541,455	\$65,690
Ohio Board of Dietetics	Annual	4K90	\$351,605	\$311,067	\$40,538
State Board of Registration for Professional Engineers and Surveyors	Annual	4K90	\$1,051,560	\$902,772	\$148,788
Ohio Medical Transportation Board	Annual	4K90	\$574,025	\$452,955	\$121,070
Board of Motor Vehicle Collision Repair Registration	Annual	4K90	\$347,661	\$288,745	\$58,916
Ohio Optical Dispensers Board	Annual	4K90	\$343,799	\$326,910	\$16,889
State Board of Optometry	Annual	4K90	\$295,811	\$325,185	(\$29,374)
State Board of Orthotics, Prosthetics, and Pedorthics	Annual	4K90	\$110,750	\$99,087	\$11,663
State Board of Pharmacy	Annual	4K90	\$5,233,863	\$5,223,813	\$10,050
State Board of Pharmacy	Annual	3BC0	\$358,139	\$371,375	(\$13,236)
State Board of Pharmacy	Annual	4A50	\$22,491	\$70,959	(\$48,468)
State Board of Sanitarian Registration	Annual	4K90	\$137,045	\$127,426	\$9,619
Board of Building Standards (Commerce)*	Annual	5560	\$110,650	\$157,600	(\$46,950)
Ohio Construction Industry Licensing Board (Commerce)	Annual	5560	\$1,360,685	\$799,794	\$560,891
Division of Financial Institutions (Commerce)	Annual	5530	\$4,287,600	\$4,548,874	(\$261,274)
Division of Industrial Compliance (Commerce)	Annual	5560	\$1,891,906	\$923,078	\$968,828
Division of Real Estate and Professional Licensing (Commerce)	Annual	4B20	\$99,400	\$30,000	\$69,400
Division of Real Estate and Professional Licensing (Commerce)	Annual	4H90	\$247,800	\$235,765	\$12,035
Division of Real Estate and Professional Licensing (Commerce)	Annual	5470	\$303,225	\$145,027	\$158,198
Division of Real Estate and Professional Licensing (Commerce)	Annual	5480	\$257,549	\$17,180	\$240,369
Division of Real Estate and Professional Licensing (Commerce)	Annual	6A40	\$674,230	\$554,365	\$119,865

**Table 2: Summary of Revenues and Expenditures by Agency by Fund
(Based on Data Reported by Boards and Commissions)**

Agency Name	License Renewal Cycle	Fund Code	Revenues	Expenditures	Revenues Over (Under) Expenditures
Division of Securities (Commerce)	Annual	5500	\$14,916,241	\$3,458,732	\$11,457,509
Hearing Aid Dealers and Fitters Licensing Board (Health)	Annual	4700	\$131,451	\$117,760	\$13,691
Board of Examiners of Nursing Home Administrators (Health)	Annual	4700	\$509,495	\$516,264	(\$6,769)
Private Investigator/Security Guard Section (Public Safety)	Annual	5B90	\$1,319,230	\$847,671	\$471,559
Combined FY 2007-FY 2008 Total					
Architects Board/State Board of Landscape Architect Examiners	Biennial	4K90	\$1,330,087	\$960,462	\$369,625
Auctioneers Program (Agriculture)	Biennial	5B80	\$675,970	\$622,418	\$53,552
Auctioneers Program (Agriculture)	Biennial	4D20	\$88,714	\$48,207	\$40,507
Barber Board	Biennial	4K90	\$1,493,449	\$1,172,020	\$321,429
Chemical Dependency Professionals Board	Biennial	4K90	\$867,421	\$920,779	(\$53,358)
State Board of Cosmetology	Biennial	4K90	\$7,435,716	\$6,929,522	\$506,194
Counselor, Social Worker, and Marriage and Family Therapist Board	Biennial	4K90	\$2,115,825	\$2,126,152	(\$10,327)
State Dental Board	Biennial	4K90	\$2,962,816	\$2,882,821	\$79,995
Board of Embalmers and Funeral Directors	Biennial	4K90	\$1,258,739	\$1,161,741	\$96,998
Manufactured Homes Commission	Biennial	4K90	\$246,140	\$700,325	(\$454,185)
State Medical Board	Biennial	5C60	\$15,196,415	\$15,526,193	(\$329,778)
Motor Vehicle Dealer Licensing Board (Public Safety)	Biennial	4W40; 5390	\$760,175	\$304,507	\$455,668
Motor Vehicle Salvage Dealer Licensing Board (Public Safety)	Biennial	4W40	\$108,646	\$96,021	\$12,625
Board of Nursing	Biennial	4K90	\$17,629,406	\$10,881,300	\$6,748,106
Board of Nursing	Biennial	5AC0	\$1,919,895	\$1,538,468	\$381,427
Occupational Therapy, Physical Therapy and Athletic Trainers Board	Biennial	4K90	\$1,777,304	\$1,370,784	\$406,520
State Board of Psychology	Biennial	4K90	\$1,248,463	\$973,848	\$274,615
Ohio Respiratory Care Board	Biennial	4K90	\$1,006,770	\$927,982	\$78,788

**Table 2: Summary of Revenues and Expenditures by Agency by Fund
(Based on Data Reported by Boards and Commissions)**

Agency Name	License Renewal Cycle	Fund Code	Revenues	Expenditures	Revenues Over (Under) Expenditures
Board of Speech-Language Pathology and Audiology	Biennial	4K90	\$862,344	\$838,688	\$23,656
State Veterinary Medical Licensing Board	Biennial	4K90	\$901,602	\$614,687	\$286,915
Combined FY 2006-FY 2008 Total					
Division of Real Estate and Professional Licensing (Commerce)	Triennial	5490	\$10,540,265	\$9,471,112	\$1,069,153
Accountancy Board	Triennial	4K90	\$4,067,537	\$2,853,760	\$1,213,777
Accountancy Board's CPA Education Assistance Fund	Triennial	4J80	\$567,635	\$419,629	\$148,006
Board of Emergency Medical Services (Public Safety)	Triennial	83M0	\$3,961,791	\$6,656,332	(\$2,694,541)
Board of Building Standards (Commerce)*	Triennial	5560	\$309,110	\$486,890	(\$177,780)

**All but one certification (Commercial Fire Protection Designer) issued by the Board of Building Standards are renewed on a triennial basis.*

Section II: Active Licenses, FY 2007 and FY 2008

Table 3 lists the total number of active licenses for each board or commission for FY 2007 and FY 2008 and the percent change in the total number of licenses between these two fiscal years. Of the 40 boards and commission, 24 boards and commissions reported increases in the number of active licenses, while 15 reported decreases and one reported no change. Four boards and commissions reported increases in active licenses of more than 10% while five reported decreases of more than 10%.

Table 3: Active Licenses, FY 2007 and FY 2008			
Agency Name	FY 2007	FY 2008	% Change
Accountancy Board	33,089	33,108	0.1%
Certified Public Accountant – Ohio Permit	19,140	19,563	2.2%
Certified Public Accountant – Ohio Registration	10,269	9,906	(3.5%)
Firm Registration – Tax/Consulting	1,680	1,640	(2.4%)
Firm Registration – Peer Review	1,823	1,849	1.4%
Public Accountant – Ohio Permit	18	12	(33.3%)
Public Accountant – Ohio Registration	159	138	(13.2%)
Architects Board/Board of Landscape Architect Examiners	8,842	8,021	(9.3%)
Architect Certificate of Authorization (for firms)	944	1,080	14.4%
Architect Certificate of Qualification (for individuals)	7,183	6,344	(11.7%)
Dual Firm (ARC/LA) Certificate of Authorization	0	22	N/A
Landscape Architect Certificate of Authorization (firms)	51	52	2.0%
Landscape Architect Certificate of Qualification (individuals)	664	523	(21.2%)
Ohio Athletic Commission	2,882	3,870	34.3%
Athlete Agent	27	59	118.5%
Boxing/Mixed Martial Arts/Tough-Person (including Amateurs)	1,501	1,879	25.2%
Boxing/Mixed Martial Arts/Tough-Person Promoter	40	43	7.5%
Federal ID	90	167	85.6%
Non-Official	1,023	1,539	50.4%
Official	189	166	(12.2%)
Wrestling Promoter	12	17	41.7%
Auctioneers Program (Department of Agriculture)	3,243	3,169	(2.3%)
Apprentice Auctioneer	195	191	(2.1%)
Auctioneer	2,787	2,719	(2.4%)
Auctioneer: Corporation, Partnership, Association	195	190	(2.6%)
Auction Firm	57	60	5.3%
Special Auctioneer	9	9	0.0%

Table 3: Active Licenses, FY 2007 and FY 2008

Agency Name	FY 2007	FY 2008	% Change
Barber Board	11,791	12,199	3.5%
Barber	8,549	8,964	4.9%
Barber School	18	18	0.0%
Barber Shop	3,159	3,150	(0.3%)
Barber Teacher	65	67	3.1%
Board of Building Standards (Department of Commerce)	4,429	4,670	5.4%
Commercial Building Inspector	839	921	9.8%
Commercial Building Official	347	384	10.7%
Commercial Electrical Safety Inspector	763	759	(0.5%)
Commercial Fire Protection Designer	387	360	(7.0%)
Commercial Fire Protection Inspector	97	118	21.6%
Commercial Industrialized Unit Inspector	8	10	25.0%
Commercial Plan Examiner	283	314	11.0%
Commercial Plumbing Inspector	211	246	16.6%
Mechanical Inspector	97	104	7.2%
Medical Gas Inspector	26	31	19.2%
Residential Building Inspector	204	215	5.4%
Residential Building Official	820	839	2.3%
Residential Industrialized Unit Inspector	7	9	28.6%
Residential Plan Examiner	83	88	6.0%
Residential Plumbing Inspector	257	272	5.8%
Chemical Dependency Professionals Board	7,011	7,802	11.3%
Certified Chemical Dependency Counselor I	964	801	(16.9%)
Chemical Dependency Counselor Assistant	2,110	2,629	24.6%
Licensed Chemical Dependency Counselor II	255	320	25.5%
Licensed Chemical Dependency Counselor III	378	614	62.4%
Licensed Independent Chemical Dependency Counselor	2,253	2,276	1.0%
Ohio Certified Prevention Specialist I	110	117	6.4%
Ohio Certified Prevention Specialist II	241	272	12.9%
Registered Applicant for Prevention Certification	700	773	10.4%
State Chiropractic Board	2,289	2,303	0.6%
Acupuncture Certificate	0	5	N/A
Chiropractic Physician	2,274	2,271	(0.1%)
Chiropractic Preceptorship	15	20	33.3%
Chiropractic Temporary	0	7	N/A

Table 3: Active Licenses, FY 2007 and FY 2008

Agency Name	FY 2007	FY 2008	% Change
Ohio Construction Industry Licensing Board (Department of Commerce)	21,119	17,501	(17.1%)
Electrical Contractor	7,212	6,017	(16.6%)
HVAC Contractor	4,721	3,965	(16.0%)
Hydronics Contractor	2,229	1,589	(28.7%)
Plumbing Contractor	5,249	4,627	(11.8%)
Refrigeration Contractor	1,708	1,303	(23.7%)
State Board of Cosmetology	111,588	119,848	7.4%
Beauty Salon	9,339	9,605	2.8%
Cosmetologist	21,063	23,342	10.8%
Cosmetologist Instructor	4,877	5,211	6.8%
Cosmetology School	157	181	15.3%
Esthetician	896	1,108	23.7%
Esthetician Instructor	89	110	23.6%
Esthetic Salon	199	241	21.1%
Hair Designer	136	180	32.4%
Hair Designer Instructor	2	3	50.0%
Hair Designer Salon	146	169	15.8%
Independent Contractor	9,305	10,739	15.4%
Managing Cosmetologist	48,809	51,064	4.6%
Managing Esthetician	1,529	1,889	23.5%
Managing Hair Designer	41	52	26.8%
Managing Manicurist	6,999	7,566	8.1%
Managing Natural Hair Stylist	11	13	18.2%
Manicurist	4,360	4,663	6.9%
Manicurist Instructor	216	236	9.3%
Nail Salon	1,106	1,169	5.7%
Natural Hair Stylist	11	8	(27.3%)
Natural Hair Stylist Instructor	1	0	(100.0%)
Natural Hair Stylist Salon	9	9	0.0%
Tanning Facility	2,287	2,290	0.1%
Counselor, Social Worker, and Marriage and Family Therapist Board	30,087	30,566	1.6%
Independent Marriage and Family Therapist	163	170	4.3%
Independent Social Worker	6,751	6,922	2.5%
Marriage and Family Therapist	36	45	25.0%
Professional Clinical Counselor	3,253	3,269	0.5%
Professional Counselor	3,773	3,960	5.0%
Social Work Assistant	757	762	0.7%
Social Worker	15,354	15,438	0.5%

Table 3: Active Licenses, FY 2007 and FY 2008

Agency Name	FY 2007	FY 2008	% Change
State Dental Board	25,517	28,446	11.5%
Coronal Polishing Certificate	484	506	4.5%
Dental Assistant Radiographers	10,352	12,310	18.9%
Dental Hygienist	7,352	7,477	1.7%
Dentist	6,989	6,909	(1.1%)
EFDA	120	997	730.8%
Limited Resident	179	214	19.6%
Limited Teaching	33	33	0.0%
Ohio Board of Dietetics	3,259	3,153	(3.3%)
Dietitian	3,172	3,117	(1.7%)
Limited Permit	87	36	(58.6%)
Board of Embalmers and Funeral Directors	6,811	6,893	1.2%
Crematory	95	100	5.3%
Embalmer Apprentice	52	48	(7.7%)
Embalmer Registration	54	48	(11.1%)
Embalmer	2,272	2,308	1.6%
Embalming Facility	4	0	(100.0%)
Funeral Director Apprentice	71	78	9.9%
Funeral Director Registration	73	86	17.8%
Funeral Director	3,010	3,051	1.4%
Funeral Home	1,180	1,174	(0.5%)
Board of Emergency Medical Services (Department of Public Safety)	152,555	156,495	2.6%
Assistant Fire Instructor	779	768	(1.4%)
EMS Instructor	1,697	1,736	2.3%
EMT Basic	21,712	21,527	(0.9%)
EMT Intermediate	2,290	2,204	(3.8%)
EMT Paramedic	14,602	14,906	2.1%
Fire Instructor	2,333	2,519	8.0%
Firefighter I	6,056	6,280	3.7%
Firefighter II	28,991	30,667	5.8%
Fire Safety Inspector	18,757	19,122	1.9%
Fire Safety Inspector Instructor	95	104	9.5%
First Responder	2,338	2,174	(7.0%)
Special Topic Instructor	2,025	2,251	11.2%
Volunteer Firefighter	50,880	52,237	2.7%

Table 3: Active Licenses, FY 2007 and FY 2008			
Agency Name	FY 2007	FY 2008	% Change
State Board of Registration for Professional Engineers and Surveyors	34,816	29,331	(15.8%)
Company	2,034	1,970	(3.1%)
Professional Engineer	30,087	25,118	(16.5%)
Professional Engineer and Professional Surveyor	984	798	(18.9%)
Professional Surveyor	1,711	1,445	(15.5%)
Division of Financial Institutions (Department of Commerce)	14,859	10,240	(31.1%)
Check Cashier	1,671	1,680	0.5%
Check Cashier Lender	1,571	1,577	0.4%
Credit Service Organization	5	15	200.0%
Insurance Premium Finance Company	54	48	(11.1%)
Mortgage Broker	1,735	1,156	(33.4%)
Mortgage Loan Officer	7,634	4,337	(43.2%)
Money Transmitter ³	0	52	N/A
Money Transmitter – Domestic	26	0	(100.0%)
Money Transmitter – Foreign	33	0	(100.0%)
Pawnbroker	162	166	2.5%
Precious Metal Dealer	18	23	27.8%
Second Mortgage Company	1,903	1,175	(38.3%)
Small Loan Company	47	11	(76.6%)
Hearing Aid Dealers and Fitters Licensing Board (Department of Health)	711	711	0.0%
Corporation License	224	223	(0.4%)
Individual License	400	393	(1.8%)
Trainee Permit	87	95	9.2%
Division of Industrial Compliance (Department of Commerce)	17,498	17,707	1.2%
Certified Backflow Tester	3,772	4,152	10.1%
Certified Plumbing Inspector	265	375	41.5%
Steam Engineers (incl. Low & High Pressure Boiler Operators)	12,878	12,590	(2.2%)
Historical Boiler	583	590	1.2%
Manufactured Homes Commission	571	632	10.7%
Inspector	153	197	28.8%
Installer	409	425	3.9%
Third-Party Inspector Certificate	9	10	11.1%

³ Sub. H.B. 454 of the 127th General Assembly abolished the individual domestic and foreign money transmitter licenses and created a single money transmitter license.

Table 3: Active Licenses, FY 2007 and FY 2008

Agency Name	FY 2007	FY 2008	% Change
State Medical Board	57,933	59,715	3.1%
Acupuncturist	121	139	14.9%
Anesthesiologist Assistant	117	122	4.3%
Doctor of Medicine (MD)	35,226	35,871	1.8%
Doctor of Osteopathic Medicine (DO)	4,630	4,762	2.9%
Doctor of Podiatric Medicine (DPM)	954	953	(0.1%)
Limited Practitioner	10,201	10,781	5.7%
Physician Assistant	1,766	1,777	0.6%
Physician Assistant Certificate to Prescribe	0	6	N/A
Physician Assistant Provisional Certificate to Prescribe	0	378	N/A
Special Activity License	59	46	(22.0%)
Telemedicine Certificate	84	78	(7.1%)
Training Certificate	4,773	4,798	0.5%
Visiting Medical Faculty	2	4	100.0%
Ohio Medical Transportation Board	455	389	(14.5%)
Air Medical Service	9	10	11.1%
Ambulance Service	152	124	(18.4%)
Ambulette Service	294	255	(13.3%)
Board of Motor Vehicle Collision Repair Registration	1,499	1,522	1.5%
Motor Vehicle Collision Repair Operator	1,499	1,522	1.5%
Motor Vehicle Dealer Licensing Board (Department of Public Safety)	28,890	30,856	6.8%
Motor Vehicle Dealer	7,751	7,623	(1.7%)
Motor Vehicle Distributor/Auction Owner	110	118	7.3%
Motor Vehicle Leasing Dealer	1,825	1,693	(7.2%)
Motor Vehicle Salesperson	19,204	21,422	11.5%
Motor Vehicle Salvage Dealer Licensing Board (Department of Public Safety)	1,799	1,768	(1.7%)
Buyer's Identification Card	1,084	1,090	0.6%
Salvage Motor Vehicle Dealer	715	678	(5.2%)
Board of Examiners of Nursing Home Administrators (Department of Health)	2,012	2,068	2.8%
Nursing Home Administrator	2,012	2,068	2.8%

Table 3: Active Licenses, FY 2007 and FY 2008			
Agency Name	FY 2007	FY 2008	% Change
Board of Nursing	219,371	222,983	1.6%
Certificate of Authority	7,703	7,845	1.8%
Certificate to Prescribe	3,400	3,753	10.4%
Certified Dialysis Technician I	392	355	(9.4%)
Certified Dialysis Technician II	51	55	7.8%
Certified Dialysis Technician III	1	2	100.0%
Certified Dialysis Technician (OCDT)	1,194	1,306	9.4%
Community Health Worker	59	68	15.3%
Licensed Practical Nurse	48,241	52,529	8.9%
Medication Aide	35	63	80.0%
Registered Nurse	158,295	157,007	(0.8%)
Occupational Therapy, Physical Therapy, and Athletic Trainers Board	19,506	20,463	4.9%
Athletic Trainer	1,671	1,689	1.1%
Occupational Therapist	3,990	4,251	6.5%
Occupational Therapy Assistant	2,444	2,672	9.3%
Physical Therapist	6,692	6,867	2.6%
Physical Therapist Assistant	4,709	4,984	5.8%
Ohio Optical Dispensers Board	4,346	4,026	(7.4%)
Ocularist	8	9	12.5%
Optician	3,159	3,156	(0.1%)
Registered Apprentice	1,179	861	(27.0%)
State Board of Optometry⁴	2,099	2,105	0.3%
Diagnostic Optometrist	58	52	(10.3%)
Optometrist	63	57	(9.5%)
Therapeutic Optometrist	1,978	1,996	0.9%
State Board of Orthotics, Prosthetics, and Pedorthics	405	374	(7.7%)
Orthotist	97	99	2.1%
Pedorthist	116	99	(14.7%)
Prosthetist	68	67	(1.5%)
Prosthetist-Orthotist	110	102	(7.3%)
Temporary Orthotist	1	3	200.0%
Temporary Pedorthist	13	2	(84.6%)
Temporary Prosthetist	0	1	N/A
Temporary Prosthetist-Orthotist	0	1	N/A

⁴ The State Board of Optometry's active licenses include military optometrists, who are exempt from paying license renewal fees. There were 18 active military optometrist licenses at the end of FY 2007 and 13 active at the end of FY 2008.

Table 3: Active Licenses, FY 2007 and FY 2008			
Agency Name	FY 2007	FY 2008	% Change
State Board of Pharmacy	31,806	33,431	5.1%
Controlled Substance Manufacturer	517	565	9.3%
Pharmacist	15,484	15,853	2.4%
Pharmacy Intern	2,311	2,461	6.5%
Terminal Distributor of Dangerous Drugs	12,204	13,100	7.3%
Wholesale Distributor of Dangerous Drugs	1,290	1,452	12.6%
Private Investigator/Security Guard Section (Department of Public Safety)⁵	35,755	27,108	(24.2%)
Class A (Private Investigator & Security Guard) Branch License	71	80	12.7%
Class A (Private Investigator & Security Guard) Provider License	356	377	5.9%
Class B (Private Investigator) Branch License	6	6	0.0%
Class B (Private Investigator) Provider License	257	288	12.1%
Class C (Security Guard) Branch License	54	60	11.1%
Class C (Security Guard) Provider License	123	141	14.6%
Class A (Private Investigator & Security Guard) Registration	8,380	7,236	(13.7%)
Class B (Private Investigator) Registration	1,098	1,152	4.9%
Class C (Security Guard) Registration	25,410	17,768	(30.1%)
State Board of Psychology	3,639	3,756	3.2%
Psychologist	3,289	3,399	3.3%
School Psychologist	350	357	2.0%
Division of Real Estate & Professional Licensing (Department of Commerce)	53,713	51,009	(5.0%)
Cemetery	3,418	3,467	1.4%
Real Estate Appraiser	3,625	3,555	(1.9%)
Real Estate Broker	5,652	5,597	(1.0%)
Real Estate Business	4,689	4,390	(6.4%)
Real Estate Foreign Corporation	41	42	2.4%
Real Estate Foreign Dealer	45	41	(8.9%)
Real Estate Foreign Individual	21	26	23.8%
Real Estate Foreign Salesperson	98	80	(18.4%)
Real Estate Registered Appraiser Assistant	746	549	(26.4%)
Real Estate Salesperson	35,378	33,262	(6.0%)

⁵ The Private Investigator/Security Guard Section includes licenses that were active at some point during FY 2007 and FY 2008. The large decline in active licenses in FY 2008 was due primarily to an effort by the Section to update its registrant database to remove individuals that were no longer active in the security guard and private investigator professions.

Table 3: Active Licenses, FY 2007 and FY 2008

Agency Name	FY 2007	FY 2008	% Change
Ohio Respiratory Care Board	8,017	7,638	(4.7%)
Home Medical Equipment Facility License	221	145	(34.4%)
Home Medical Equipment Facility Registration	378	394	4.2%
Limited Permit I	326	317	(2.8%)
Limited Permit II	57	40	(29.8%)
Respiratory Care Practitioner	7,035	6,742	(4.2%)
State Board of Sanitarian Registration	1,616	1,603	(0.8%)
Registered Sanitarian	1,294	1,300	0.5%
Sanitarian-in-Training	228	215	(5.7%)
Training Agencies	94	88	(6.4%)
Division of Securities (Department of Commerce)	155,698	165,026	6.0%
Chief Investment Officer of BWC	1	1	0.0%
Investment Adviser	2,170	2,201	1.4%
Investment Adviser Representative	10,145	12,449	22.7%
Securities Dealer	2,439	2,378	(2.5%)
Securities Salesperson	140,876	147,931	5.0%
State Retirement System Investment Officer	67	66	(1.5%)
Board of Speech-Language Pathology and Audiology	6,626	6,955	5.0%
Audiology	874	933	6.8%
Audiology Aide	80	74	(7.5%)
Audiology – Conditional	3	0	(100.0%)
Speech-Language Pathology	5,462	5,725	4.8%
Speech-Language Pathology Aide	16	19	18.8%
Speech-Language Pathology – Conditional	191	202	5.8%
Speech-Language Pathology Student Permit	0	2	N/A
State Veterinary Medical Licensing Board	5,745	5,717	(0.5%)
Limited License	3	19	533.3%
Limited License for Resident	0	17	N/A
Provisional Graduate Student	2	2	0.0%
Temporary Permit	0	1	N/A
Veterinarian	3,775	3,492	(7.5%)
Veterinary Business Facility	18	38	111.1%
Veterinary Specialist	122	131	7.4%
Veterinary Technician	1,825	2,017	10.5%

Section III: Additional Operating Statistics and Newly Enacted Legislation

This section consists of a table listing some additional operating statistics for the boards and commissions and a brief summary of laws that became effective during FY 2008 and that affect operations of the boards and commissions.

Additional Operating Statistics

Table 4 lists the web site address, the primary renewal cycle, the number of appointed board members, and the staffing level for each of the 40 boards and commissions. In most cases, the full-time equivalent (FTE) staff numbers were provided. In some instances, however, full-time (FT) or part-time (PT) staff numbers were reported. The staffing level for each board or commission may include administrative staff, investigators, and inspectors.

Table 4: Additional Operating Statistics			
Agency (Web Site)	Primary Renewal Cycle	Board Members	Staff
Accountancy Board (www.acc.ohio.gov)	Triennial	9	9 FTEs
Architects Board; State Board of Landscape Architect Examiners⁶ (www.arc.ohio.gov; www.arc.ohio.gov/lae)	Biennial	10	4 FTEs
Ohio Athletic Commission (www.aco.ohio.gov)	Annual	5	2 FT & 1 PT
Auctioneers Program – Department of Agriculture⁷ (www.ohioagriculture.gov/auction/)	Biennial	N/A	7 FTEs
Barber Board (www.barber.ohio.gov)	Biennial	3	7 FTEs
Board of Building Standards – Department of Commerce (www.com.state.oh.us/dic/dicbbs.htm)	Triennial	11	12 FTEs
Chemical Dependency Professionals Board (www.ocdp.ohio.gov)	Biennial	13	5 FTEs

⁶ The Architects Board and the State Board of Landscape Architect Examiners share the same administrative staff and operate on a combined budget. Each board has five members.

⁷ In the Auctioneer's Program of the Department of Agriculture, three licenses renew biennially and two renew annually. Additionally, of the seven staff members noted for the program, five are investigators that work for the entire Department.

Table 4: Additional Operating Statistics			
Agency (Web Site)	Primary Renewal Cycle	Board Members	Staff
State Chiropractic Board (www.chirobd.ohio.gov)	Annual	5	6 FTEs
Ohio Construction Industry Licensing Board – Department of Commerce (www.com.state.oh.us/dic/dicocilb.htm)	Annual	17	11 FTEs
State Board of Cosmetology (www.cos.ohio.gov)	Biennial	9	39 FT & 1 PT
Counselor, Social Worker, and Marriage and Family Therapist Board (www.cswmft.ohio.gov)	Biennial	15	12 FTEs
State Dental Board (www.dental.ohio.gov)	Biennial	13	13 FT & 2 PT
Ohio Board of Dietetics (www.dietetics.ohio.gov)	Annual	5	3 FT & 1 PT
Board of Embalmers and Funeral Directors (www.funeral.ohio.gov)	Biennial	7	6 FTEs
Board of Emergency Medical Services – Department of Public Safety (www.ems.ohio.gov)	Triennial	20	28 FTEs
State Board of Registration for Professional Engineers and Surveyors (www.ohiopeps.org)	Annual	5	7 FTEs
Division of Financial Institutions – Department of Commerce (www.com.state.oh.us/dfi)	Annual	N/A	35 FTEs
Hearing Aid Dealers and Fitters Licensing Board – Department of Health (www.odh.ohio.gov)	Annual	8	1 FTE
Division of Industrial Compliance – Department of Commerce⁸ (www.com.ohio.gov/dic)	Annual	7	4 FTEs
Manufactured Homes Commission (www.omhc.ohio.gov)	Biennial	9	3 FTEs
State Medical Board (www.med.ohio.gov)	Biennial	12	83 FTEs

⁸ The board members noted belong only to the Historical Boiler Board.

Table 4: Additional Operating Statistics			
Agency (Web Site)	Primary Renewal Cycle	Board Members	Staff
Ohio Medical Transportation Board⁹ (www.mtb.oh.gov)	Annual	10	3 FTEs
Ohio Board of Motor Vehicle Collision Repair Registration (www.collisionboard.ohio.gov)	Annual	7	3 FTEs
Motor Vehicle Dealer Licensing Board; Motor Vehicle Salvage Dealer Licensing Board – Department of Public Safety¹⁰ (www.ohioautodealers.com)	Biennial	14	3 FTEs
Board of Examiners of Nursing Home Administrators – Department of Health (www.ohiobenha.org)	Annual	9	6 FTEs
Board of Nursing (www.nursing.ohio.gov)	Biennial	13	57 FTEs
Occupational Therapy, Physical Therapy, and Athletic Trainers Board (www.otptat.ohio.gov)	Biennial	20	7 FTEs
Ohio Optical Dispensers Board (www.optical.ohio.gov)	Annual	9	3 FTEs
State Board of Optometry (www.optometry.ohio.gov)	Annual	6	3 FTEs
State Board of Orthotics, Prosthetics, and Pedorthics (www.opp.ohio.gov)	Annual	7	1 FT & 1 PT
State Board of Pharmacy (www.pharmacy.ohio.gov)	Annual	9	48 FTEs
Private Investigators/Security Guard Section – Department of Public Safety¹¹ (www.homelandsecurity.ohio.gov/pisg.htm)	Annual	N/A	12 FTEs

⁹ The Board utilizes 25 independent contractors for investigation and inspection work. These contractors are off-duty firefighters, paramedics, and emergency medical technicians who are familiar with the medical equipment and vehicle safety requirements of the vehicles the Board regulates.

¹⁰ In addition to the three full-time staff that serve the Motor Vehicle Dealer Licensing Board and Motor Vehicle Salvage Dealers Licensing Board, 39 other Bureau of Motor Vehicles staff members, most of whom are investigators, spend varying amounts of their time performing inspections and other licensing-related duties on behalf of the two boards.

¹¹ The number of staff does not include two contract investigators who are not on state payroll.

Table 4: Additional Operating Statistics			
Agency (Web Site)	Primary Renewal Cycle	Board Members	Staff
State Board of Psychology (www.psychology.ohio.gov)	Biennial	9	6 FTEs
Division of Real Estate and Professional Licensing – Department of Commerce¹² (www.com.ohio.gov/real)	Triennial/ Annual	19	45 FTEs
Ohio Respiratory Care Board (www.respiratorycare.ohio.gov)	Biennial	9	4 FT & 1 PT
State Board of Sanitarian Registration (www.sanitarian.ohio.gov)	Annual	7	1 FT & 1 PT
Division of Securities – Department of Commerce (www.securities.state.oh.us)	Annual	N/A	33 FTEs
Board of Speech-Language Pathology and Audiology (www.slpaud.ohio.gov)	Biennial	8	4 FTEs
State Veterinary Medical Licensing Board (www.ovmlb.ohio.gov)	Biennial	7	2 FT & 1 PT

Legislation Effective in FY 2008

All the bills discussed below became effective between July 1, 2007 and June 30, 2008 and were enacted by the 127th General Assembly. Two of these bills affected several of the boards and commissions. The first, H.B. 104, requires certain boards and commissions to conduct criminal background checks on license applicants. The second, H.B. 372, requires boards and commissions to take a more flexible approach in dealing with continuing education requirements that apply to licensees that are on active military duty. These two bills and other relevant enacted legislation are briefly summarized below.

Criminal Background Checks Required for Certain Initial License Applicants

H.B. 104 requires 16 specified licensing boards to carry out criminal records checks on certain license applicants and those applying to restore their licenses. Under this new requirement, these 16 licensing boards may not grant an application for an

¹² The 19 board members belong to the Cemetery Dispute Resolution Commission (nine), Real Estate Appraiser Board (five) and Real Estate Commission (five). Real estate salespersons and real estate brokers, the Division's largest categories of licensure, renew triennially while the rest renew annually.

initial license unless the applicant requests a criminal records check. The 16 specified licensing boards are the Accountancy Board; State Dental Board; Board of Embalmers and Funeral Directors; State Board of Optometry; Ohio Optical Dispensers Board; State Board of Pharmacy; State Medical Board; State Board of Psychology; State Chiropractic Board; Ohio Construction Industry Licensing Board; State Veterinary Medical Licensing Board; Occupational Therapy, Physical Therapy and Athletic Trainers Board; Counselor, Social Worker, and Marriage and Family Therapist Board; Ohio Board of Dietetics; Ohio Respiratory Care Board; and the State Board of Orthotics, Prosthetics and Pedorthics.

Expired License Exemptions – National Guard and Reserve Members

H.B. 372 requires the state's professional and occupational licensing boards to grant active duty National Guard or reserve members a 31-day extension to fulfill continuing education requirements needed for license renewal. Additionally, the act requires licensing boards to consider relevant education, training, and service completed by licensees serving in the armed forces, reserves, National Guard, Ohio Military Reserve, or Ohio Naval Militia in determining whether licensees have fulfilled their continuing education requirements.

Architects Board

H.B. 119 created the Architecture Education Assistance Program within the Architects Board. The program pays the Intern Development Program (IDP) enrollment fee of \$100 for eligible students enrolled at one of Ohio's four accredited schools of architecture. The IDP is required in order to obtain professional licensure. The Architecture Education Assistance Program is intended to provide an incentive for students to enroll in the IDP as soon as they are eligible so that more students will seek professional licensure and so that graduates will remain in Ohio, helping maintain a stable number of licensed architects in the state.

S.B. 225 changed the name of the State Board of Examiners of Architects to the Architects Board. This act allows several new architectural titles to be used, changes reciprocity requirements, modifies the contents of certificates awarded to licensees, adds a fee to cover the cost of insufficiently funded checks, and expands firm ownership options.

State Chiropractic Board

S.B. 33 authorizes a chiropractor to obtain a certificate to practice acupuncture from the Ohio State Chiropractic Board upon completion of all requirements.

State Medical Board

H.B. 119 authorizes the State Medical Board of Ohio to adopt rules specifying an acceptable examination and establishing the minimum score on that examination that demonstrates proficiency in spoken English for foreign medical graduates wishing to receive a certificate to practice medicine and surgery or osteopathic medicine and surgery in Ohio. The act also increases the time in which the Board must issue a final adjudicative order regarding a summary suspension from 60 to 75 days after the completion of its hearing.

H.B. 314 authorizes the Board to take disciplinary action against a physician if that physician, under certain circumstances, fails to provide a woman receiving an abortion the opportunity to view the active ultrasound image of the embryo or fetus and offer to provide a woman with a physical picture of the ultrasound image of the embryo or fetus.

S.B. 33 permits the Board, subject to Controlling Board approval, to enter into a personal service contract with one or more attorneys admitted to the practice of law in Ohio to serve on a temporary basis as hearing examiners.

State Board of Optometry

H.B. 149 modifies the scope of the practice of optometry in a number of ways. Among other things, the act requires the State Board of Optometry to (1) adopt rules governing the use of Schedule III controlled substances in the practice of optometry, (2) increases the requirement for annual continuing optometric education in pharmacology to ten hours (from five) and applies this ten-hour requirement to all optometrists, and (3) modifies the licensing exemption that applies to optometry students by permitting students from optometry schools in other states to participate in an optometry training program in Ohio.

State Board of Pharmacy

As noted above, H.B. 149 requires the State Board of Optometry to adopt rules governing the authority of optometrists holding therapeutic pharmaceutical agents (TPA) certificates to employ, apply, administer, and prescribe Schedule III controlled substances. These rules must be adopted in accordance with the Administrative Procedure Act (R.C. Chapter 119.) and in consultation with the State Board of Pharmacy.

S.B. 33 modifies the immunity from civil liability, criminal prosecution, and professional liability that applies to persons and government entities for matters related

to donating, giving, accepting, or dispensing prescription drugs under the Drug Repository Program established by the State Board of Pharmacy.

S.B. 58 makes a number of changes to the laws regarding pharmacist immunizations. The act (1) permits pharmacists to administer certain additional immunizations to adults and to administer certain medications to individuals in emergency situations resulting from adverse reactions to immunizations, (2) lowers the minimum age to 14 years (from 18 years of age or older) for individuals to receive influenza immunizations from pharmacists, (3) permits pharmacy interns working under the direct supervision of a pharmacist to administer influenza immunizations to adults, and (4) reduces the number of votes needed for the State Board of Pharmacy to approve and confirm a finding or order resulting from an investigation or hearing undertaken by one or more of the Board members.