



Ohio's Occupational Licensing and Regulatory Boards



Annual Report for
Fiscal Year 2010



*Prepared by the
Legislative Service Commission
November 2010*



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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 2010 (July 1, 2009 through June 30, 2010). These 40 boards and commissions use a number of different state funds as operating accounts into which their receipts are deposited and from which their expenses are paid. As of June 30, 2010, the 19 funds used primarily by the boards and commissions for operations had a combined cash balance of \$74.4 million, compared to a combined cash balance of \$72.2 million as of July 1, 2009. As of June 30, 2010, the boards and commissions also encumbered a total of \$3.3 million in FY 2010 funds to be spent in FY 2011, leaving the funds with a combined unobligated cash balance of \$71.2 million. Collectively, the 40 boards and commissions had sufficient revenues to cover their expenditures and were financially self-supporting in FY 2010.

The financial and licensing data presented in this report was compiled from information provided by the boards and commissions and data from the Ohio Administrative Knowledge System (OAKS). The report is divided into three sections. Section I provides a simplified cash balance statement for the 19 funds used by the boards and commissions for operations and also summarizes their revenue and expenditure activity for FY 2010. Section II compares the total number of active licenses for each board or commission in FY 2010 to FY 2009. Section III provides agency staffing levels, web site addresses, and a summary of newly enacted legislative changes affecting the boards and commissions in FY 2010.

In addition to the printed version, this report may be viewed online at www.lsc.state.oh.us by clicking on Publications, and then Occupational Licensing and Regulatory Board Report under the Staff Research Reports heading.

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

Year-End Fund Balances

In FY 2010, 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). Rather, their operations were supported by license fees, fines, penalties, and other assessments deposited into 21 different non-GRF operating funds. This section of the report presents a review of cash balances in these funds at the close of FY 2010, as well as operating income and expenditures over the fiscal year. This information provides an indication of whether these licensing and regulatory boards and commissions are financially self-supporting.

Table 1 provides a simplified cash balance statement covering 19 of these funds that are used primarily by the boards and commissions.¹ As of July 1, 2009, the first day of FY 2010, these 19 funds had a combined cash balance of \$72.2 million. During FY 2010, a total of \$68.4 million in receipts were deposited into the funds and a total of \$66.2 million in expenditures (including transfers) were paid out of the funds. As of June 30, 2010, the last day of FY 2010, these 19 funds had a combined cash balance of just over \$74.4 million and outstanding encumbrances of nearly \$3.3 million, leaving the funds with a combined, unobligated cash balance of approximately \$71.2 million. All of the 19 operating funds finished FY 2010 with positive, unencumbered cash balances.

Occupational Licensing and Regulatory Fund (Fund 4K90)

The largest of the 19 funds is the Occupational Licensing and Regulatory Fund (Fund 4K90), which serves as the operating fund for 26 of the 40 boards and commissions covered by this report. Fund 4K90 finished FY 2010 with a cash balance of \$38.2 million, a decrease of \$500,000 (1.2%) from the beginning cash balance of \$38.7 million. Taking into account the year-end encumbrance of approximately \$830,000, Fund 4K90 finished FY 2010 with an unobligated cash balance of \$37.3 million.²

¹ Table 1 does not include the Industrial Compliance Operating Fund (Fund 5560) or the Bureau of Motor Vehicles Fund (Fund 4W40) because these 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 this report.

Fund 4K90 receipts totaled \$29.1 million in FY 2010, a decrease of \$9.2 million (24.0%) from FY 2009 income of \$38.3 million. Much of this decrease is 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, thus accounting for the decrease in FY 2010. Fund 4K90 expenditures for FY 2010 totaled almost \$29.6 million, an increase of roughly \$600,000 (2.1%) over FY 2009 expenditures of \$29.0 million. Personal services spending (including payroll, fringe benefits, and purchased services) accounted for the largest share (72.3%) of total expenditures incurred by boards and commissions in FY 2010, followed by supplies and maintenance (15.9%). The remainder (11.8%) was for equipment, cash transfers, and other miscellaneous expenditures.

Table 1: Simplified Cash Balance Statement for Operational Funds of Occupational Licensing and Regulatory Boards and Commissions, FY 2010

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 and Regulatory Fund	4K90	\$38,653,983	\$29,090,263	\$29,571,910	\$38,172,336	\$834,049	\$37,338,287
State Medical Board Operating Fund	5C60	\$4,244,303	\$8,610,148	\$8,232,041	\$4,622,410	\$357,193	\$4,265,217
Nurse Education Grant Program Fund	5AC0	\$1,047,839	\$1,430,910	\$1,031,034	\$1,447,715	\$0	\$1,447,715
Board of Pharmacy Drug Law Enforcement Fund	4A50	\$793,957	\$77,673	\$26,255	\$845,375	\$0	\$845,375
CPA Education Assistance Fund	4J80	\$433,677	\$291,860	\$101,502	\$624,035	\$0	\$624,035
Dangerous Drug Database Fund	3BC0	\$114,820	\$57,883	\$107,356	\$65,347	\$20,498	\$44,849
Auctioneers Fund	5B80	\$459,770	\$348,022	\$334,043	\$473,749	\$846	\$472,903
Auction Education Fund	4D20	\$233,193	\$34,438	\$31,142	\$236,489	\$0	\$236,489
Consumer Finance Fund	5530	\$8,138,784	\$2,784,586	\$3,928,033	\$6,995,337	\$849,394	\$6,145,943
Division of Securities Fund	5500	\$5,939,072	\$15,918,263	\$14,095,306	\$7,762,029	\$474,521	\$7,287,508
Division of Real Estate Operating Fund	5490	\$1,893,993	\$4,342,038	\$2,652,943	\$3,583,088	\$554,554	\$3,028,534
Real Estate Education & Research Fund	5470	\$1,916,010	\$98,818	\$1,308,000	\$706,828	\$1,502	\$705,326
Real Estate Recovery Fund	5480	\$1,373,911	\$104,730	\$618,687	\$859,954	\$0	\$859,954
Real Estate Appraiser Operating Fund	6A40	\$1,301,677	\$626,650	\$540,673	\$1,387,654	\$29,893	\$1,357,761
Real Estate Appraiser Recovery Fund	4B20	\$832,449	\$29,750	\$10,000	\$852,199	\$0	\$852,199
Cemetery Registration Fund	4H90	\$627,753	\$286,133	\$217,290	\$696,596	\$22,704	\$673,892
Trauma & Emergency Medical Services Fund	83M0	\$1,297,895	\$2,932,849	\$2,268,088	\$1,962,656	\$61,509	\$1,901,147
Priv. Investigator & Security Guard Provider Fund	5B90	\$1,781,781	\$1,150,006	\$1,053,338	\$1,878,449	\$398	\$1,878,051
Motor Vehicle Dealers Board Fund	5390	\$1,092,873	\$188,633	\$32,755	\$1,248,751	\$47,752	\$1,200,999
Total		\$72,177,739	\$68,403,653	\$66,160,396	\$74,420,997	\$3,254,813	\$71,166,184

Revenues and Expenditures

After 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 beginning cash balance. While a sufficient beginning cash balance may help a board or commission to absorb an operating deficit during a given year, 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 the boards and commissions covered in this report comes from license fees. This means that license renewal cycles (generally one, two, or three years) can have a significant effect on annual revenue.

In order to provide a more complete picture of revenue and expenditure patterns for those boards and commissions issuing annual licenses, Table 2 lists their FY 2010 revenues and expenditures by fund. For those boards and commissions issuing biennial licenses, the table lists total revenues and expenditures by fund over the FY 2009-FY 2010 period. Likewise for boards and commissions issuing on a triennial basis, the table lists revenue and expenditure data over the FY 2008-FY 2010 period. Note that some boards and commissions with biennial or triennial license renewal cycles have staggered their license renewal periods to avoid larger fluctuations in revenues and expenditures from year to year.

As can be seen from the table, seven agencies on annual renewal cycles registered expenditures at levels higher than their revenues in FY 2010. Three of these agencies – the Optical Dispenser Board, the State Board of Optometry, and the State Pharmacy Board – use Fund 4K90 as their primary operating fund. The State Pharmacy Board also realized a deficit in Fund 3BC0, which is used to operate the Board's prescription drug monitoring program. The Real Estate Education and Research Fund (Fund 5470), which is used by the Division of Real Estate and Professional Licensing within the Department of Commerce to advance education and research in real estate, had the largest deficit among the funds, with FY 2010 expenditures exceeding revenues by \$1.2 million. Of the funds with FY 2010 revenues exceeding expenditures, the Division of Securities Fund (Fund 5500), which is used by the Department of Commerce to regulate the sale of securities and license security professionals in Ohio, registered the largest surplus of the regulatory funds covered by this report, with FY 2010 revenues exceeding operating expenditures by approximately \$12.4 million. However, \$10.6 million of this amount was transferred to the GRF, thereby reducing the operating surplus to \$1.8 million.

Of the funds used by boards and commissions to process biennial licenses, Fund 4K90 saw deficits from four agencies: the Chemical Dependency Professionals Board, the State Dental Board, the Manufactured Homes Commission, and the Board of Speech-Language Pathology and Audiology. The State Medical Board Operating Fund (Fund 5C60) had the largest deficit, approximately \$600,000, while the Board of Nursing's portion of Fund 4K90 had the largest biennial surplus, \$4.9 million.

Of the funds used by boards and commissions to renew licenses on a triennial basis, the Accountancy Board's portion of Fund 4K90 posted the largest surplus over the three-year period, \$1.6 million. The Trauma and Emergency Medical Services Fund (Fund 83M0), used by the Board of Emergency Medical Services, an oversight panel within the Department of Public Safety's Division of Emergency Medical Services, posted the largest deficit over the three-year period at \$1.2 million. This is because the licenses overseen by the Division of Emergency Medical Services carry no fees and therefore generate no revenue. Rather, the Division is funded primarily from traffic fine revenue in Fund 83M0.

Table 2: Summary of Revenues and Expenditures by Agency by Fund

Agency Name	Fund Code	Revenues	Expenditures	Revenues Over (Under) Expenditures
Annual Renewal Cycle, FY 2010				
Ohio Athletic Commission	4K90	\$330,405	\$253,833	\$76,572
Ohio Board of Dietetics	4K90	\$361,310	\$283,812	\$77,498
State Board of Registration for Professional Engineers and Surveyors	4K90	\$1,048,336	\$859,889	\$188,447
Ohio Medical Transportation Board	4K90	\$629,412	\$491,215	\$138,197
Board of Motor Vehicle Collision Repair Registration	4K90	\$347,212	\$299,337	\$47,875
Ohio Optical Dispensers Board	4K90	\$345,272	\$345,988	(\$716)
State Board of Optometry	4K90	\$300,025	\$325,653	(\$25,628)
State Board of Orthotics, Prosthetics, and Pedorthics	4K90	\$113,315	\$96,959	\$16,356
State Board of Pharmacy	4K90	\$5,028,002	\$5,419,988	(\$391,986)
State Board of Pharmacy*	3BC0	\$57,883	\$107,356	(\$49,473)
State Board of Pharmacy*	3CT0	\$271,725	\$260,212	\$11,513
State Board of Pharmacy*	3EB0	\$1,020	\$1,020	\$0
State Board of Pharmacy*	4A50	\$77,673	\$26,255	\$51,418
State Board of Pharmacy*	QB30	\$0	\$0	\$0
State Board of Sanitarian Registration	4K90	\$126,416	\$121,786	\$4,630
Board of Building Standards (Commerce)	5560	\$101,228	\$107,150	(\$5,922)
Ohio Construction Industry Licensing Board (Commerce)	5560	\$1,397,395	\$658,314	\$739,081
Division of Financial Institutions (Commerce)	5530	\$2,784,589	\$3,928,033	(\$1,143,444)
Division of Industrial Compliance (Commerce)	5560	\$648,538	\$147,210	\$501,328
Division of Real Estate and Professional Licensing (Commerce)	4B20	\$29,750	\$10,000	\$19,750
Division of Real Estate and Professional Licensing (Commerce)	4H90	\$286,133	\$217,290	\$68,843
Division of Real Estate and Professional Licensing (Commerce)	5470	\$98,818	\$1,308,000	(\$1,209,182)
Division of Real Estate and Professional Licensing (Commerce)	5480	\$104,730	\$618,687	(\$513,957)
Division of Real Estate and Professional Licensing (Commerce)	6A40	\$4,342,038	\$2,652,943	\$1,689,095
Division of Securities (Commerce)	5500	\$15,918,263	\$3,492,265	\$12,425,998
Hearing Aid Dealers and Fitters Licensing Board (Health)	4700	\$130,768	\$87,465	\$43,303
Board of Examiners of Nursing Home Administrators (Health)	4700	\$593,275	\$597,637	(\$4,362)
Private Investigator/Security Guard Section (Public Safety)	5B90	\$1,150,006	\$1,053,338	\$96,668

Table 2: Summary of Revenues and Expenditures by Agency by Fund				
Agency Name	Fund Code	Revenues	Expenditures	Revenues Over (Under) Expenditures
Biennial Renewal Cycle, FY 2009-FY 2010				
Architects Board/State Board of Landscape Architect Examiners	4K90	\$1,325,544	\$958,486	\$367,058
Auctioneers Program (Agriculture)	5B80	\$704,199	\$693,784	\$10,415
Auctioneers Program (Agriculture)	4D20	\$77,778	\$55,742	\$22,036
Barber Board	4K90	\$1,510,851	\$1,263,373	\$247,478
Chemical Dependency Professionals Board	4K90	\$878,261	\$989,302	(\$111,041)
State Chiropractic Board	4K90	\$1,807,216	\$1,063,148	\$744,068
State Board of Cosmetology**	4K90	\$6,525,379	\$6,397,492	\$127,887
Counselor, Social Worker and Marriage and Family Therapist Board	4K90	\$2,281,044	\$2,202,051	\$78,993
State Dental Board	4K90	\$3,055,705	\$3,144,066	(\$88,361)
State Dental Board	4Z70	\$375	\$0	\$375
Board of Embalmers and Funeral Directors	4K90	\$1,224,938	\$1,111,512	\$113,426
Manufactured Homes Commission	4K90	\$541,035	\$820,167	(\$279,132)
State Medical Board	5C60	\$15,959,679	\$16,550,321	(\$590,642)
Motor Vehicle Dealer Licensing Board (Public Safety)	4W40/5390	\$684,116	\$233,721	\$450,395
Motor Vehicle Salvage Dealer Licensing Board (Public Safety)	4W40	\$110,034	\$87,339	\$22,695
Board of Nursing	4K90	\$18,410,527	\$13,497,665	\$4,912,862
Board of Nursing	5AC0	\$2,242,836	\$2,095,489	\$147,347
Occupational Therapy, Physical Therapy, and Athletic Trainers Board	4K90	\$2,133,212	\$1,589,883	\$543,329
State Board of Psychology	4K90	\$1,259,097	\$957,049	\$302,048
Ohio Respiratory Care Board	4K90	\$1,347,571	\$908,449	\$439,122
Board of Speech-Language Pathology and Audiology	4K90	\$831,310	\$931,499	(\$100,189)
State Veterinary Medical Licensing Board	4K90	\$935,017	\$602,681	\$332,336
Triennial Renewal Cycle, FY 2008-FY 2010				
Division of Real Estate and Professional Licensing (Commerce)	5490	\$9,805,987	\$8,818,250	\$987,737
Accountancy Board	4K90	\$4,374,856	\$2,784,839	\$1,590,017
Accountancy Board's CPA Education Assistance Fund	4J80	\$637,605	\$279,872	\$357,733
Board of Emergency Medical Services (Public Safety)	83M0	\$5,658,047	\$6,806,221	(\$1,148,174)
Board of Building Standards (Commerce)	5560	\$306,737	\$373,320	(\$66,583)

* These funds are either grant funds, holding funds, or special law funds that do not collect license revenue.

** These amounts do not include approximately \$64,000 in reinstatement fees from the Board's "lapsed license amnesty program" that were deposited directly into the GRF.

Section II: Active Licenses, FY 2009 and FY 2010

Table 3 lists the total number of active licenses for each board or commission for FY 2009 and FY 2010 and the percent change in the total number of licenses between these two fiscal years. Of the 40 boards and commissions, 25 reported increases in the number of active licenses, 14 reported decreases, and one board reported no change. Four boards and commissions reported increases in active licenses of more than 10% while two reported decreases of more than 10%.

Table 3: Active Licenses, FY 2009 and FY 2010			
Agency/License Name	FY 2009	FY 2010	% Change
Accountancy Board of Ohio	33,085	32,839	-0.7%
Certified Public Accountant – Ohio Permit	19,937	20,201	1.3%
Certified Public Accountant – Ohio Registration	9,719	9,284	-4.5%
Public Accountant – Ohio Permit	10	12	20.0%
Public Accountant – Ohio Registration	126	111	-11.9%
Firm Registration – Peer Review	1,636	1,620	-1.0%
Firm Registration – Tax Consulting	1,657	1,611	-2.8%
Architects Board/Board of Landscape Architect Examiners	8,645	8,148	-4.6%
ARC Individual Certificate of Qualification	6,778	6,321	-6.7%
ARC Firm Certificate of Qualification	1,127	1,123	-0.4%
Dual Firm (ARC/LA) Certificate of Qualification	31	33	6.5%
Landscape Architect Individual Certificate of Qualification	623	587	5.8%
Landscape Architect Firm Certificate of Authorization	86	84	-2.3%
Ohio Athletic Commission	5,520	5,766	4.5%
Athlete Agent	63	30	-52.4%
Boxing/Mixed Martial Arts/Toughperson	2,176	2,027	-6.8%
Nonofficial: Second, Manager, Trainer, Matchmaker	1,846	2,063	11.8%
Official: Judge, Referee, Timekeeper, Physician, Inspector	150	150	0.0%
Boxing/Mixed Martial Arts/Toughperson Promoter	60	47	-21.7%
Wrestling Promoter	14	29	107.1%
Federal ID Boxing	148	91	-38.5%
National Mixed Martial Arts ID	1,063	1,329	25.0%
Auctioneers Program (Department of Agriculture)	3,132	3,120	-0.4%
Auctioneer	2,679	2,681	0.1%
Apprentice Auctioneer	180	159	-11.7%
Special Auctioneer	9	5	-44.4%
Auctioneer: Corporation, Partnership, or Association	190	189	-0.5%
Auction Firm	74	86	16.2%

Table 3: Active Licenses, FY 2009 and FY 2010			
Agency/License Name	FY 2009	FY 2010	% Change
Board of Barber Examiners	11,502	12,204	6.1%
Barber	8,456	8,915	5.4%
Barber School	17	17	0.0%
Barber Shop	2,966	3,200	7.9%
Barber Teacher	63	72	14.3%
Board of Building Standards (Department of Commerce)	5,296	4,800	-9.4%
Commercial Building Inspector	954	878	-8.0%
Residential Building Inspector	392	354	-9.7%
Commercial Building Official	430	410	-4.7%
Residential Building Official	907	936	3.2%
Electrical Safety Inspector	737	737	0.0%
Fire Protection Designer	410	423	3.2%
Fire Protection Inspector	123	103	-16.3%
Industrialized Unit Inspector	11	17	54.5%
Residential I. U. Inspector	2	12	500.0%
Mechanical Inspector	111	112	0.9%
Residential Mechanical Inspector	8	11	37.5%
Medical Gas Inspector	30	33	10.0%
Commercial Plans Inspector	340	325	-4.4%
Residential Plans Examiners	154	119	-22.7%
Commercial Plumbing Inspector	258		-100.0%
Residential Plumbing Inspector	429	330	-23.1%
Chemical Dependency Professionals Board	7,281	7,514	3.1%
Licensed Independent Chemical Dependency Counselor	2,210	2,171	-1.8%
Licensed Chemical Dependency Counselor III	876	968	10.5%
Licensed Chemical Dependency Counselor II	355	355	0.0%
Chemical Dependency Counselor Assistant	3,050	3,134	2.8%
Ohio Certified Prevention Specialist II	269	256	-4.8%
Ohio Certified Prevention Specialist I	125	128	2.4%
Registered Applicant for Prevention Certification	405	502	24.0%
Chiropractic Board	2,395	2,368	-1.1%
Chiropractic Physician	2,319	2,271	-2.1%
Chiropractic Temporary	10	3	-70.0%
Chiropractic Voluntary Public Service	0	0	n/a
Preceptorship	13	15	13.3%
Acupuncture Certificate	53	94	77.4%

Table 3: Active Licenses, FY 2009 and FY 2010			
Agency/License Name	FY 2009	FY 2010	% Change
Ohio Construction Industry Licensing Board (Department of Commerce)	18,586	18,956	2.0%
Electrical Contractor	6,249	6,401	2.4%
Plumbing Contractor	4,707	4,835	2.7%
Hydronics Contractor	1,963	1,974	0.6%
HVAC Contractor	4,168	4,225	1.4%
Refrigeration Contractor	1,499	1,521	1.5%
State Board of Cosmetology	113,232	123,337	8.9%
Cosmetologist	21,557	23,845	10.6%
Cosmetologist Instructor	4,784	5,242	9.6%
Managing Cosmetologist	48,900	51,930	6.2%
Beauty Salon	9,168	9,515	3.8%
Esthetician	997	1,126	12.9%
Esthetician Instructor	98	122	24.5%
Managing Esthetician	1,964	2,304	17.3%
Esthetic Salon	280	361	28.9%
Hair Designer	162	234	44.4%
Hair Designer Instructor	3	3	0.0%
Managing Hair Designer	63	74	17.5%
Hair Designer Salon	195	242	24.1%
Independent Contractor	10,374	12,708	22.5%
Manicurist	3,959	4,262	7.7%
Manicurist Instructor	182	215	18.1%
Managing Manicurist	7,293	7,880	8.0%
Nail Salon	1,090	1,115	2.3%
Natural Hair Stylist	5	5	0.0%
Natural Hair Stylist Instructor	1	0	-100.0%
Managing Natural Hair Stylist	16	15	-6.3%
Natural Hair Stylist Salon	8	11	37.5%
Cosmetology School	185	180	-2.7%
Tanning Facility	1,948	1,948	0.0%
Counselor, Social Worker and Marriage and Family Therapist Board	30,890	31,450	1.8%
Professional Counselor	3,402	3,587	5.4%
Professional Clinical Counselor	4,168	4,297	3.1%
Social Worker Assistant	696	635	-8.8%
Social Worker	15,221	15,318	0.6%
Independent Social Worker	7,172	7,363	2.7%
Marriage and Family Therapist	51	67	31.4%
Independent Marriage and Family Therapist	180	183	1.7%

Table 3: Active Licenses, FY 2009 and FY 2010			
Agency/License Name	FY 2009	FY 2010	% Change
Ohio State Dental Board	27,747	30,094	8.5%
Dentist	7,042	6,963	-1.1%
Dental Hygienist	7,676	7,779	1.3%
Dental Assistant Radiology	10,909	12,804	17.4%
Limited Residents	191	281	47.1%
Limited Teaching	34	31	-8.8%
Limited Continuing ED	18	34	88.9%
Coronal Polishing	735	860	17.0%
Expanded Function Dental Assistant	1,142	1,342	17.5%
Ohio Board of Dietetics	3,112	3,689	18.9%
Dietician – Initial	178	180	1.1%
Dietician – Reactivated	17	15	-11.8%
Dietician – Reinstated	27	16	-5.9%
Dietician – Renewed	2,811	3,411	21.3%
Limited Permit	79	67	-15.2%
Board of Embalmers and Funeral Directors	6,803	6,828	0.4%
Crematory	100	103	3.0%
Embalmer Apprentice	48	46	-4.2%
Embalmer Registration	43	37	-14.0%
Embalmers	2,280	2,294	0.6%
Embalming Facility	4	4	0.0%
Funeral Director Apprentice	65	71	9.2%
Funeral Director Registration	71	65	-8.5%
Funeral Directors	3,016	3,028	0.4%
Funeral Homes	1,176	1,180	0.3%
Board of Emergency Medical Services (Department of Public Safety)	99,707	92,145	-7.6%
Assistant Fire Instructors	740	732	-1.1%
EMS Instructors	1,719	1,797	4.5%
Assistant EMS Instructors	18	176	877.8%
Continuing Education Instructors	345	1,457	322.3%
Fire Instructors	2,823	3,099	9.8%
Fire Safety Inspector Instructors	105	111	5.7%
Special Topic Instructors	1,757	0	-100.0%
First Responder	2,025	2,091	3.3%
Emergency Medical Technician – Basic	21,096	21,326	1.1%
Emergency Medical Technician – Intermediate	2,263	2,311	2.1%
Emergency Medical Technician – Paramedic	15,367	15,989	4.0%
Firefighter – Volunteer	15,949	15,911	-0.2%

Table 3: Active Licenses, FY 2009 and FY 2010			
Agency/License Name	FY 2009	FY 2010	% Change
Firefighter – Level I	3,781	4,163	10.1%
Firefighter – Level II	21,462	22,692	5.7%
Fire Safety Inspector	10,257	290	-97.2%
State Board of Registration for Professional Engineers and Surveyors	28,855	28,688	-0.6%
Companies	2,002	2,007	0.2%
Professional Engineers	24,684	24,557	-0.5%
Dual (Professional Engineers/Professional Surveyors)	763	750	-1.7%
Professional Surveyors	1,406	1,374	-2.3%
Division of Financial Institutions (Department of Commerce)	8,730	7,794	-10.7%
Check Cashers	995	1,008	1.3%
Credit Service Organizations	20	29	45.0%
Mortgage Brokers (OMBA)	739	461	-37.6%
OMBA Loan Originators	3,098	2,172	-29.9%
OMBA Mortgage Banker	0	172	n/a
OMBA CUSO	0	4	n/a
Pawnbrokers	284	290	2.1%
Premium Finance Companies	54	45	-16.7%
Precious Metals Dealers	41	106	158.5%
Small Loan Companies	553	510	-7.8%
Short-term Lenders	2	0	-100.0%
Mortgage Loan Act Registrants	1,421	1,555	9.4%
Money Transmitters	51	54	5.9%
Hearing Aid Dealers and Fitters (Department of Health)	736	694	-5.7%
Individual License	423	409	-3.3%
Corporation License	225	229	1.8%
Trainee Permits	88	56	-36.4%
Division of Industrial Compliance (Department of Commerce)	15,964	16,376	2.6%
Historical Boiler Operator	603	608	0.8%
Examiners of Steam Engineers	12,036	12,213	1.5%
Plumbing Inspector Certificate	325	330	1.5%
Backflow Tester Certificate	3,000	3,225	7.5%
Manufactured Homes Commission	443	416	-6.1%
Licensed Installers	325	313	-3.7%
Certified Inspectors	118	103	-12.7%
State Medical Board of Ohio	61,385	62,839	2.4%
Cosmetic Therapists	183	166	-9.3%
Massage Therapists	11,027	11,380	3.2%
Doctor of Osteopathy	4,871	4,908	0.8%
Medical Doctor	36,362	36,802	1.2%
Doctor of Podiatric Medicine	953	960	0.7%

Table 3: Active Licenses, FY 2009 and FY 2010			
Agency/License Name	FY 2009	FY 2010	% Change
Mechanotherapist	28	31	10.7%
Naprapath	1	1	0.0%
Physician Assistant	1,938	1,994	2.9%
Doctor of Medicine Training Certificate	3,974	4,108	3.4%
Doctor of Osteopathic Medicine Training Certificate	802	942	17.5%
Doctor of Podiatric Medicine Training Certificate	74	79	6.8%
Acupuncturist	154	156	1.3%
Anesthesiologist Assistant	141	153	8.5%
Physician's Assistant Provisional Certificate to Prescribe	290	260	-10.3%
Physician's Assistant Certificate to Prescribe	413	702	70.0%
Special Activity Certificates	72	65	-9.7%
Visiting Medical Faculty Certificate	11	14	27.3%
Visiting Podiatric Faculty Certificate	0	0	n/a
Telemedicine Licenses	91	112	23.1%
Radiologist Assistants	0	6	n/a
Ohio Medical Transportation Board	365	436	19.5%
Emergency Medical Service	118	126	6.8%
Nonemergency Medical Service	237	294	24.1%
Air Medical Service	10	16	60.0%
Motor Vehicle Collision Repair Board Registration	1,369	1,462	6.8%
Motor Vehicle Collision Repair Operator	1,369	1,462	6.8%
Motor Vehicle Dealers Licensing Board (Department of Public Safety)	26,058	24,520	-5.9%
Motor Vehicle Dealer License	7,979	7,806	-2.2%
Motor Vehicle Leasing Dealer	1,627	1,509	-7.3%
Motor Vehicle Salesperson	16,311	15,056	-7.7%
Motor Vehicle Distributor/Auction	141	149	5.7%
Motor Vehicle Salvage Dealer Licensing Board (Department of Public Safety)	1,494	1,502	0.5%
Salvage Motor Vehicle Dealers	662	647	-2.3%
Buyer ID Cards	832	855	2.8%
Ohio Board of Nursing	232,753	241,503	3.8%
Registered Nurse	166,479	168,880	1.4%
Licensed Practical Nurse	51,764	57,086	10.3%
Certificate of Authority	8,579	9,010	5.0%
Certificate to Prescribe	4,228	4,680	10.7%
Certified Dialysis Technician	1,293	1,469	13.6%
Dialysis Technician Temporary 1	244	195	-20.1%
Dialysis Technician Temporary 2	50	15	-75.0%
Dialysis Technician Temporary 3	0	1	n/a
Community Health Worker	50	73	46.0%
Medication Aide – Certified	66	94	42.4%

Table 3: Active Licenses, FY 2009 and FY 2010			
Agency/License Name	FY 2009	FY 2010	% Change
Board of Examiners of Nursing Home Administrators (Department of Health)	2,025	2,025	0.0%
Nursing Home Administrator	2,025	2,025	0.0%
Occupational Therapy, Physical Therapy, and Athletic Trainers Board	21,495	22,510	4.7%
Occupational Therapist	4,424	4,525	2.3%
Occupational Therapy Assistant	2,896	3,043	5.1%
Physical Therapist	7,116	7,304	2.6%
Physical Therapist Assistant	5,236	5,626	7.4%
Athletic Trainer	1,823	2,012	10.4%
Optical Dispensers Board	4,394	5,299	20.6%
Optician Initial	129	162	25.6%
Optician Renewal	3,172	3,160	-0.4%
Ocularist Initial	0	1	n/a
Ocularist Renewal	8	7	-12.5%
Apprentice Registration Initial/Renew	1,085	1,969	81.5%
Ohio State Board of Optometry	2,122	2,148	1.2%
Therapeutic Optometrist	2,012	2,051	1.9%
Diagnostic Optometrist	48	43	-10.4%
Optometrist Only	50	42	-16.0%
Military	12	12	0.0%
State Board of Orthotics, Prosthetics, and Pedorthics	397	395	-0.5%
Orthotist	107	106	-0.9%
Pedorthist	94	86	-8.5%
Prosthetist	70	67	-4.3%
Prosthetist – Orthotist	108	116	7.4%
Temporary Orthotist	2	2	0.0%
Temporary Pedorthist	7	4	-42.9%
Temporary Prosthetist	1	4	300.0%
Temporary Prosthetist – Orthotist	8	10	25.0%
Ohio Pharmacy Board	36,169	36,535	1.0%
Pharmacy Intern	2,398	2,746	14.5%
Registered Pharmacist	16,598	16,911	1.9%
Veterinary Facility Drug	620	613	-1.1%
Terminal Distributor of Dangerous Drugs CAT I	14	18	28.6%
Terminal Distributor of Dangerous Drugs CAT II	4,375	4,429	1.2%
Terminal Distributor of Dangerous Drugs CAT III	10,217	9,383	-8.2%
Wholesale Distributor of Dangerous Drugs	1,392	1,442	3.6%
Controlled Substance Manufacturer	555	993	78.9%

Table 3: Active Licenses, FY 2009 and FY 2010			
Agency/License Name	FY 2009	FY 2010	% Change
Private Investigator/Security Guard Section (Department of Public Safety)	31,452	24,326	-22.7%
Provider Licenses	968	715	-26.1%
Class A (Private Investigator & Security Guard) Provider License	380	266	-30.0%
Class A (Private Investigator & Security Guard) Branch	78	59	-24.4%
Class B (Private Investigator) Provider License	287	223	-22.3%
Class B (Private Investigator) Branch	6	3	-50.0%
Class C (Security Guard) Provider	148	109	-26.4%
Class C (Security Guard) Branch	69	55	-20.3%
Registrations	30,484	23,611	-22.5%
Class A (Private Investigator & Security Guard)	8,282	6,260	-24.4%
Class B (Private Investigator)	1,035	881	-14.9%
Class C (Security Guard)	21,167	16,470	-22.2%
State Board of Psychology	3,610	3,729	3.3%
Psychologist	3,304	3,421	3.5%
School Psychologist	306	308	0.3%
Division of Real Estate and Professional Licensing (Department of Commerce)	47,680	55,855	15.6%
Cemetery	3,449	3,517	-18.6%
Real Estate Appraiser	3,462	3,243	-6.1%
Real Estate Broker	5,409	5,810	7.6%
Real Estate Business	4,268	4,226	-1.0%
Real Estate Foreign Corporation	30	30	0.0%
Real Estate Foreign Corporation Dealer	30	29	-3.3%
Real Estate Foreign Individual	17	14	-17.6%
Real Estate Foreign Salesperson	58	49	-15.5%
Real Estate Registered Appraiser Assistant	376	276	-26.0%
Real Estate Salesperson	30,531	38,661	27.3%
Ohio Respiratory Care Board	8,374	8,151	-2.7%
Respiratory Care Practitioner Licenses	7,384	7,100	-3.8%
Limited Permit (Student/Graduate)	206	281	36.4%
Limited Permit (Employment Based)	48	43	-10.4%
Home Medical Equipment Facility License	209	121	-42.1%
Home Medical Equipment Facility Certificate of Registration	527	606	15.0%
State Board of Sanitarian Registration	1,583	1,585	0.1%
Registered Sanitarian	1,315	1,314	-0.1%
Sanitarian-in-Training	175	176	0.6%
Training Agencies	93	95	2.2%

Table 3: Active Licenses, FY 2009 and FY 2010			
Agency/License Name	FY 2009	FY 2010	% Change
Division of Securities (Department of Commerce)	162,236	171,376	5.7%
Securities Dealers	2,348	2,301	-2.0%
Securities Salesperson	144,269	150,664	4.4%
Investment Advisor	2,238	2,284	3.7%
Investment Advisor Representative	13,313	16,055	20.6%
State Retirement System Investment Officer	67	71	0.0%
Chief Investment Officer of BWC	1	1	0.0%
Board of Speech-Language Pathology and Audiology	6,935	7,411	6.9%
Audiology	899	949	5.6%
Speech-Language Pathology	5,737	6,071	5.8%
Speech-Language Pathology Conditional License	182	258	41.8%
Audiology Aide	66	70	6.1%
Speech-Language Pathology Aide	17	19	11.8%
Student Permits	34	44	29.4%
State Veterinary Medical Licensing Board	6,310	6,594	4.5%
Veterinary	3,861	3,790	-1.8%
Registered Veterinary Technician	2,168	2,493	15.0%
Veterinary Specialists	124	129	4.0%
Business Facility Licenses	33	52	57.6%
Limited License for Resident	47	29	-38.3%
Limited License	74	99	33.8%
Provisional License	0	0	n/a
Temporary Permits	3	2	-33.3%

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 2010 that affect operations of the state's occupational licensing and regulatory 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 covered by this report. 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	8	8 FT, 1PT
Architects Board/State Board of Landscape Architect Examiners³ (www.arc.ohio.gov; www.arc.ohio.gov/lae)	Biennial	9	4 FTE
Ohio Athletic Commission (www.aco.ohio.gov)	Annual	5	3 FTE
Auctioneer Program – Department of Agriculture⁴ (www.ohioagriculture.gov/auction/)	Biennial	5	7 FTE
Barber Board (www.barber.ohio.gov)	Biennial	3	7 FTE
Board of Building Standards – Department of Commerce (www.com.ohio.gov/dico/bbs.aspx)	Triennial	15	12 FTE

³ 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.

⁴ In the Auctioneer 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
Chemical Dependency Professionals Board (www.ocdp.ohio.gov)	Biennial	13	5 FTE
State Chiropractic Board (www.chirobd.ohio.gov)	Annual	5	5 FTE
Ohio Construction Industry Licensing Board – Department of Commerce (www.com.ohio.gov/dico/OCILB.aspx)	Annual	17	6 FTE
State Board of Cosmetology (www.cos.ohio.gov)	Biennial	9	34 FTE
Counselor, Social Worker and Marriage and Family Therapist Board (www.cswmft.ohio.gov)	Biennial	15	12 FTE
State Dental Board (www.dental.ohio.gov)	Biennial	13	13 FTE
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 FTE
Board of Emergency Medical Services – Department of Public Safety (www.ems.ohio.gov)	Triennial	20	30 FTE
State Board of Registration for Professional Engineers and Surveyors (www.peps.ohio.gov)	Annual	5	8 FTE
Division of Financial Institutions – Department of Commerce (www.com.ohio.gov/fiin/)	Annual	N/A ⁵	30 FTE
Hearing Aid Dealers and Fitters Licensing Board – Department of Health (www.odh.ohio.gov/odhPrograms/dspc/hdlr/hda main1.aspx)	Annual	8	1 FTE
Division of Industrial Compliance – Department of Commerce⁶ (www.com.ohio.gov/dico/)	Annual	6	1 FTE
Manufactured Homes Commission (www.omhc.ohio.gov)	Biennial	8	5 FTE

⁵ The licenses issued by the Division of Financial Institutions within the Department of Commerce are overseen by the Superintendent of Financial Institutions, not an appointed board.

⁶ 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
State Medical Board⁷ (www.med.ohio.gov)	Biennial	18	80 FTE
Ohio Medical Transportation Board⁸ (www.mtb.oh.gov)	Annual	10	3 FTE
Ohio Board of Motor Vehicle Collision Repair Registration (www.collisionboard.ohio.gov)	Annual	10	3 FTE
Motor Vehicle Dealer's Licensing Board; Motor Vehicle Salvage Dealer's Licensing Board – Department of Public Safety⁹ (www.ohioautodealers.com)	Biennial	4	39 FTE
Board of Examiners of Nursing Home Administrators – Department of Health (www.ohiobenha.org)	Annual	9	6 FTE
Board of Nursing (www.nursing.ohio.gov)	Biennial	13	56 FTE
Occupational Therapy, Physical Therapy, and Athletic Trainers Board (www.otptat.ohio.gov)	Biennial	20	8 FTE
Ohio Optical Dispensers Board (www.optical.ohio.gov)	Annual	9	3 FTE
State Board of Optometry (www.optometry.ohio.gov)	Annual	6	3 FTE
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 FTE

⁷ The medical board's 80 employees include one intermittent employee.

⁸ The Board uses 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.

⁹ In addition to the three full-time staff that serve the Motor Vehicle Dealer's Licensing Board and Motor Vehicle Salvage Dealer's Licensing Board, 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.

Table 4: Additional Operating Statistics			
Agency (web site)	Primary Renewal Cycle	Board Members	Staff
Private Investigators/Security Guard Section – Department of Public Safety¹⁰ (www.homelandsecurity.ohio.gov/pisg.htm)	Annual	12	15 FTE
State Board of Psychology (www.psychology.ohio.gov)	Biennial	5	9 FTE
Division of Real Estate and Professional Licensing – Department of Commerce¹¹ (www.com.ohio.gov/real)	Triennial/ Annual	17	35 FTE
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.com.ohio.gov/secu/)	Annual	N/A ¹²	30 FTE
Board of Speech-Language Pathology and Audiology (www.slpaud.ohio.gov)	Biennial	8	4 FTE
State Veterinary Medical Licensing Board (www.ovmlb.ohio.gov)	Biennial	7	2 FT, 1 PT

Legislation Effective in FY 2010

All of the bills discussed below became effective between July 1, 2009 and June 30, 2010. Two bills, S.B. 155 and H.B. 648, affected the operations of several boards and commissions. S.B. 155 required that costs associated with auditing state agencies be paid by the respective agency. Previously, these amounts were paid by the Department of Administrative Services. H.B. 648 required state agencies to develop and implement policies dealing with access to private, personal information and to incorporate automated access logs into new database systems containing confidential personal information. H.B. 1, the main operating budget act for FY 2010-FY 2011, also contained

¹⁰ The number of staff does not include two contract investigators who are not on state payroll.

¹¹ 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.

¹² The licenses issued by the Division of Securities within the Department of Commerce are overseen by the Commissioner of Securities, not an appointed board.

provisions that affected several boards and commissions. The changes made by H.B. 1 and other bills are discussed below.

Athletic Commission

H.B. 1 exempted individuals applying for a license to hold a wrestling event from having to provide a bond with the application. Removing the bond requirement has made it easier for wrestling promoters to become licensed and obtain permits for events.

Ohio Chiropractic Board

H.B. 1 changed the Board's three types of chiropractic licenses from an annual renewal to a biennial renewal. The previous fee was \$250 for annual renewal. The biennial renewal fee, effective April 2010, is \$500.

State Board of Cosmetology

H.B. 1 created a program for reinstating lapsed licenses. Previous law required former licensees to retake their exam, complete continuing education and pay back fees. The amnesty program provides the opportunity for individuals to get their license back in good standing by removing exam requirements, and instead requires individuals to take continuing education coursework that brings them up to speed on industry standards. Fees associated with the program are deposited into the GRF.

Counselor, Social Worker and Marriage and Family Therapist Board

H.B. 1 authorized the Board to charge fees for late renewals, license verification, and continuing education classes offered by the Board. The respective charges for these services are \$40 (\$20 for assistant social workers), \$25, and \$30.

Board of Emergency Medical Services

H.B. 1 required the State Emergency Services Board (EMS) to establish a common expiration date for any EMS certificate to practice or certificate to teach. The bill also required EMS to establish one expiration date for any institution issued a certificate of accreditation.

State Board of Registration for Professional Engineers and Surveyors

H.B. 1 granted the Board the authority to levy a fee of \$24 for an official verification of the status of an Ohio professional engineer or professional surveyor.

Division of Financial Institutions (Department of Commerce)

H.B. 1 implemented the federal Secure and Fair Enforcement for Mortgage Licensing Act, which requires licensing of mortgage loan originators. Also, H.B. 292 streamlined the process that the Division follows for closing savings and loan associations and savings banks.

State Medical Board of Ohio

H.B. 1 required the State Medical Board to verify licensure in Ohio for persons applying to practice in another state and eliminates the Board's duty to certify out-of-state license applications. The fee for verification is \$50. The bill also specified that the Board's \$35 fee for issuing a duplicate certificate applies not only when issuing a duplicate certificate to practice, but also when issuing a duplicate certificate of registration.

Division of Real Estate and Professional Licensing (Department of Commerce)

H.B. 1 changed various fees that are paid by real estate brokers and salespersons and restructures the way in which these fees are deposited into the funds overseen by the Division.

State Dental Board

H.B. 190 changed the restrictions placed on dental hygienists, allowing them to operate, under certain conditions, without the presence of an overseeing dentist. The bill also made some other licensing and other administrative changes, including allowing dentists to temporarily retire.

Ohio Board of Nursing

S.B. 89 allowed out-of-state or federally employed advanced practice nurses to obtain a certificate to prescribe in Ohio without completing an externship.