

4755-63-13

Military licensure provisions.

(A) Definitions.

(1) "Armed forces" means:

(a) The armed forces of the United States, including the army, navy, air force, marine corps, and coast guard;

(b) A reserve component of the armed forces listed in paragraph (A)(1)(a) of this rule;

(c) The national guard, including the Ohio national guard or the national guard of any other state;

(d) The commissioned corps of the United States public health service;

(e) The merchant marine service during wartime; or

(f) The Ohio organized militia when engaged in full-time national guard duty for a period of more than thirty days.

(2) "Member" means any person who is serving in the armed forces.

(3) "Military duty" includes service in the uniformed services on active duty, in the active guard and reserve, and as a military technician dual status under 10 U.S.C. 10216.

(4) "Veteran" means any person who has completed service in the armed forces, who has been discharged under honorable conditions or who has been transferred to the reserve with evidence of satisfactory service.

(B) Military licensure when the eligible person has a license in another state

(1) In accordance with section 4743.041 of the Revised Code, a person who presents the following qualifications is eligible for a military license to practice as an orthotist, prosthetist, prosthetist-orthotist, or pedorthist in Ohio.

(a) The person holds a valid license to practice as an orthotist, prosthetist, prosthetist-orthotist, or pedorthist issued by another state;

(b) The person is in good standing in all states of licensure;

(c) The person presents adequate proof to the board that the person or the person's spouse is on military duty in the state of Ohio; and

(d) The person complies with the criminal records check requirements in section 4779.091 of the Revised Code. The results of the criminal

records check must be received by the board prior to the issuance of a military license to practice as an orthotist, prosthetist, prosthetist-orthotist, or pedorthist.

(2) The board must abide by the timelines set forth in section 4743.041 (D) in granting a military license.

(3) An application for a military license must include the following:

(a) Proof of either of the following:

(i) That the applicant is on military duty and is stationed in Ohio; or

(ii) That the applicant is married to a person on military duty who is stationed in Ohio.

(b) Proof that the applicant holds a valid unrestricted license to practice as an orthotist, prosthetist, prosthetist-orthotist, or pedorthist in another state;

(c) Attestation that the applicant has complied with the criminal records check in section 4755.70 of the Revised Code.

(d) Attestation that the applicant is aware that the license will be revoked in accordance with Chapter 119 of the Revised Code if:

(i) The person's license issued by another state expires or is revoked, or the person is not in good standing;

(ii) For a person who is a military spouse, six months have elapsed since the divorce, dissolution, or annulment of the marriage to a person on military duty;

(iii) The person is disqualified from obtaining a license because of a conviction, judicial finding of guilt, or plea of guilty to a disqualifying criminal offense specified on the list the Board has made available pursuant to division (C) of section 9.78 of the Revised Code.

(4) A military license must expire six years after the date of issuance. A person may apply for a license by endorsement while the military license is active.

(5) The board must waive all fees associated with a military license.

(6) A person holding a military license must practice within the scope of practice for orthotics, prosthetics, and pedorthics for the state of Ohio and may not exceed the person's education or training.

(C) Military programs of training.

(1) In accordance with Chapter 5903. of the Revised Code, the board finds that there are no military programs of training, military primary specialties, and lengths of service that are substantially equivalent to or which exceed the educational and experience requirements for licensure as an orthotist, prosthetist, prosthetist-orthotist, or pedorthist.

(2) In the course of processing and considering a license application pursuant to section 4779.09 of the Revised Code, the board must consider military education, training and experience as elements that may assist an applicant in qualifying for a license to the extent the board is authorized to do so by statute, rule or executive directive.

(D) License renewal.

(1) In accordance with section 5903.10 of the Revised Code, a license holder whose license expired due to the license holder's service in the armed forces of the United States or a reserve component of the armed forces of the United States, including the Ohio national guard or the national guard of any other state, must be eligible for renewal of the expired license in accordance with section 4779.20 of the Revised Code and rules 4779-8-01 and 4779-9-01 of the Administrative Code, if the following conditions are met:

(a) The license holder presents the board with satisfactory evidence that, not more than six months prior to the date the evidence is submitted to the board, the license holder was honorably discharged or separated under honorable conditions;

(b) The license holder is not suffering a mental or physical illness, including physical deterioration, that adversely affects cognitive, motor, or perception skills the affect the license holder's ability to practice according to acceptable and prevailing standards of care; and

(c) The license holder meets the requirements for license renewal required by section 4779.20 of the Revised Code and rules 4779-8-01 and 4779-9-01 of the Administrative Code.

(2) The provisions of paragraph (D) of this rule also apply if the license holder's spouse served in the armed forces of the United States or a reserve component of the armed forces of the United States, including the Ohio national guard or the national guard of any other state and the spouse's service resulted in the license holder's absence from this state.

(E) Continuing education

(1) In accordance with section 5903.12 of the Revised Code, the provisions of this paragraph apply to a license holder who has been a member of the armed forces of the United States, the Ohio national guard, the Ohio military reserve, the Ohio naval militia, the national guard of any other state, or a reserve component of the armed forces of the United States who has served on active duty for a period in excess of thirty-one days.

(2) A license holder who meets the provisions contained in paragraph (E)(1) of this rule may submit a statement and supporting documentation to the board requesting an extension of the current continuing education reporting period.

(a) The license holder must submit proper documentation verifying the active duty service and the length of that active duty service.

(b) Upon receiving the application and proper documentation, the board must extend the current continuing education reporting period by an amount of time equal to the total number of months that the license holder spent on active duty during the current continuing education reporting period. Any portion of a month served must be considered one full month.

(F) Determining fulfillment of continuing education.

(1) In accordance with section 5903.121 of the Revised Code, the board must consider relevant education, training, or service completed by a license holder as a member of the armed forces in determining whether a license holder has met the continuing education requirements needed to renew the license.

(2) For the board to consider relevant education, training, or service completed by the license holder in accordance with paragraph (F) of this rule, the license holder must submit a request for consideration and documentation of the education, training, or service to the board at least ninety days prior to the expiration of the license.

(G) The application fee must be waived for an applicant who is a current member of the armed forces.

(H) Application process.

(1) The board's applications must include a question to identify if the applicant is a member of the armed forces, a veteran, or a spouse or surviving spouse of a member of the armed forces or veteran. This status must be stored in the licensing system.

(2) When the board receives an application from an person identified in paragraph (H)(1) of this rule, the processing of that application must be prioritized, with a goal of ensuring that a license is issued the same day that the application is

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