

Just a quick update on Private Applicator licensing. Legislation was passed yesterday that will impact our Private Applicator licensing period. The expiration period for private applicators has been extended. It is now 90 days after the emergency has been lifted or December 1st, whichever comes first. See the language from the bill below.

SECTION 11.

(A) As used in this section:

(1) "License" means any license, permit, certificate, commission, charter, registration, card,

or other similar authority that is issued or conferred by a state agency, a political subdivision of this state, or an official of a political subdivision of this state.

(2) "Person" has the same meaning as in section 1.59 of the Revised Code.

(3) "State agency" means every organized body, office, or agency established by the laws of

the state for the exercise of any function of state government. "State agency" includes all of the

following:

(a) The nonprofit corporation formed under section 187.01 of the Revised Code;

(b) The Public Employees Retirement Board, Board of Trustees of the Ohio Police and Fire

Pension Fund, State Teachers Retirement Board, School Employees Retirement Board, and State

Highway Patrol Retirement Board;

(c) A state institution of higher education as defined in section 3345.011 of the Revised Code.

(B) If a state agency is required by law to take action during the period of the emergency declared by Executive Order 2020-01D, issued March 9, 2020, but not beyond December 1, 2020, if

the period of the emergency continues beyond that date, notwithstanding the date by which action is

required to be taken in accordance with that law, the state agency shall take that action not later than

the earlier of either ninety days after the date the emergency ends or December 1, 2020.

(C) (1) Except as provided in division (E) of this section, if a person is required by law to take

action to maintain the validity of a license during the period of the emergency declared by Executive

Order 2020-01D, issued March 9, 2020, but not beyond December 1, 2020, if the period of the

emergency continues beyond that date, notwithstanding the date by which action with respect to that

license is required to be taken in accordance with that law, the person shall take that action not later

than the sooner of either ninety days after the date the emergency ends or December 1, 2020.

(2) Except as provided in division (E) of this section, a license otherwise expiring pursuant to law during the period of the emergency declared by Executive Order 2020-01D, issued March 9, 2020, but not beyond December 1, 2020, if the period of the emergency continues beyond that date, notwithstanding the date on which the license expires in accordance with that law, remains valid until the earlier of either ninety days after the date the emergency ends or December 1, 2020, unless revoked, suspended, or otherwise subject to discipline or limitation under the applicable law for reasons other than delaying taking action to maintain the validity of the license in accordance with division (C)(1) of this section.

(D) Nothing in division (C) of this section limits the authority of a state agency, political subdivision, or official that issues a license to take disciplinary action under the applicable law against a person with respect to a license, provided that a state agency, political subdivision, or official shall not take disciplinary action against a person who delays in taking action to maintain the validity of the license in accordance with division (C)(1) of this section.

(E) (1) If a concealed handgun license has been issued to a person under section 2923.125 of the Revised Code and if the date on which that license was, or is, scheduled to expire falls during the period of emergency declared by Executive Order 2020-01D, issued on March 9, 2020, but not beyond December 1, 2020, if the period of the emergency continues beyond that date, notwithstanding that date of scheduled expiration or any other provision of law to the contrary, the date on which that license was, or is, scheduled to expire is hereby extended to the sooner of either ninety days or December 1, 2020, with the ninety-day extension period commencing on that date of scheduled expiration.

(2) Division (E)(1) of this section applies with respect to a concealed handgun license that is described in that division even if the date of scheduled expiration of that license occurred prior to the effective date of this section. In such a case, the ninety-day extension period, if applicable, shall be considered to have commenced on that date of scheduled expiration, notwithstanding the fact that the date already has passed, and divisions (F) and (G) of this section apply regarding the license and the person to whom it was issued with respect to the entire applicable extension period, notwithstanding

the fact that the date already has passed.

(F) If division (E)(1) of this section applies with respect to a concealed handgun license, during the extension period described in that division that is applicable to that license, both of the following apply:

(1) The license shall be valid for all purposes under the law of this state.

(2) The person to whom the license was issued shall be considered for all purposes under the

law of this state to be a holder of a valid license to carry a concealed handgun.

(G) If division (E) of this section applies with respect to a concealed handgun license:

(1) The application of that division does not affect the operation of section 2923.128 of the

Revised Code, during the applicable extension period described in that division or at any other time.

(2) The provisions of section 2923.128 of the Revised Code requiring the suspension or revocation of a concealed handgun license for specified conduct, or for a specified activity or factor,

apply to the license with respect to which division (E) of this section applies and to the person to

whom the license was issued, during the applicable extension period described in that division or at

any other time.

(H) This section does not apply to any of the following:

(1) An offender who has violent offender database duties as defined in section 2903.41 of the

Revised Code;

(2) An offender who has a duty to register under section 2909.15 of the Revised Code;

(3) An offender who has a duty to register under section 2950.04 or 2950.041 of the Revised

Code.

(I) No cause of action accrues due to the delay of an action taken under division (B), (C), or (E) of this section.

(J) The General Assembly encourages any person to whom the extension of time described in division (C)(1) or (E) of this section applies to make all reasonable efforts, taking into consideration

the detrimental risks of COVID-19 to the health and safety of the person and other individuals, to take action with respect to a license within the extension granted under that division before the extension elapses.